

C A P . C C X X .

An Act to amend, and consolidate as amended, the Laws relative to the Toronto General Hospital.

[Assented to 14th June, 1853.]

Preamble.

WHEREAS it is expedient to amend the laws relative to the Toronto General Hospital, and to consolidate the same as amended: Be it therefore enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and of the Legislative Assembly of the Province of Canada, constituted and assembled by virtue of and under the authority of an Act passed in the Parliament of the United Kingdom of Great Britain and Ireland, and intituled, *An Act to re-unite the Provinces of Upper and Lower Canada, and for the Government of Canada*, and it is hereby enacted by the authority of the same, That the Act passed in the session held in the tenth and eleventh years of Her Majesty's Reign, and intituled, *An Act to incorporate the Trustees of the Toronto Hospital*, and the Act passed in the session held in the fourteenth and fifteenth years of the same reign, and intituled, *An Act to amend the Act incorporating the Trustees of the Toronto Hospital*, shall be and the same are hereby repealed.

10 & 11 V.
c. 57, and 14
& 15 V.
c. 141, re-
pealed.

Certain
officers and
persons to be
Trustees of
the Toronto
General Hos-
pital, and as
such a Corpo-
ration.

General corpo-
rate powers.

Proviso.

Proviso.

II. And be it enacted, That from and after the passing of this Act, the Mayor, Aldermen and Common Councilmen of the City of Toronto, and the President and Board of Trade of the said City, for the time being, shall each appoint one person, who, together with three other persons resident within the said City to be appointed by the Governor General during pleasure, shall be a body corporate by the name of the *Trustees of the Toronto General Hospital*, and as such shall have the usual powers and rights of bodies corporate, and shall have and hold all such parcel or parcels of land and premises as may have been heretofore assigned or conveyed to any former Trustees of the said Hospital by Letters Patent, or by any person or persons whatever, for the use and support of the said Hospital, and shall and may be capable of receiving and taking from any person or persons, or any body corporate or politic, by grant, devise or otherwise, any lands or interest in lands, or any goods, chattels or effects, which any such person or persons, or body corporate or politic may be desirous of granting or conveying to them for the use or support of the said Hospital, and also shall and may from time to time make such By-laws and Rules for the internal management and regulation of the said Hospital as shall to them seem meet and expedient; Provided always, that such By-laws or Rules shall be laid before the Governor in Council within thirty days after the same shall have been so made as aforesaid, and may be by him disallowed within one month thereafter; and any three of such Trustees shall form a quorum for the transaction of business. Provided also that nothing herein contained

contained shall be construed as creating a new Corporation ; but the Corporation constituted by this Act shall be held to be the same with that constituted by the Act hereby repealed, and all actions or proceedings brought by or against the former Trustees, and pending at the time of the passing of this Act, shall be continued by and against the Trustees provided for by this Act ; and all matters and things done by the said former Trustees shall be binding upon the said Trustees hereby created, until further or other provision may be made in respect thereof by the said last mentioned Trustees in conformity with this Act ; And provided further, that the time of appointment by the Governor in Council of any of the aforesaid Trustees, shall not be for a longer period than two years.

Proviso.

III. And be it enacted, That the said Trustees, by the name aforesaid, shall have power to appoint a Clerk or Secretary and Agent, and to remove him at their pleasure, and to appoint another in the place of the person so removed ; and that it shall be the duty of the said Trustees to invest in good and sufficient securities, all moneys which may at any time come into their hands for the use and support of the said Hospital, which may not be required for the immediate expenditure of the said Hospital, and from time to time, when required so to do by the Governor in Council, to render an account in detail of all moneys received by them as such Trustees, specifying the sources from which the same have arisen or been received, and the manner in which the same have been invested and expended, and all such particulars as may be necessary to shew the state of the funds and endowment of the said Hospital, and the said Trustees shall also lay an annual statement of their affairs before both branches of the Legislature within thirty days after the commencement of each session.

Trustees may appoint a Clerk or Secretary, and shall account for all moneys received by them to the Governor in Council on demand, and to both Houses of Parliament annually.

IV. And be it enacted, That the said Trustees, by the name aforesaid, shall have power to sue in any of the Courts of this Province having competent jurisdiction, for any cause of action touching the property of the said Trustees, and for any moneys due or payable to them or their predecessors for the purchase money or rents of any land or buildings, or on any account whatever ; and to distrain for such rents when the same are in arrear and unpaid, and to act in all matters touching the collection and control of the funds of the said Hospital, and the management and disposition of any lands belonging to the same, as to them or a majority of them shall appear most conducive to the interests of the said Hospital ; and no individual of the said Trustees shall be held responsible for any act or acts of the said Trustees which shall be done or determined upon at any meeting at which he shall not have been present or from which he shall dissent, such dissent being entered and signed by him in the minutes to be kept by the said Trustees of their proceedings as hereinbefore mentioned.

Power to sue for money due and distrain for rent.

Absent or dissenting Trustees not responsible for acts done or determined upon.

Trustees may execute Deed for land sold, and how.

V. And be it enacted, That the said Trustees, in all cases where sales have been heretofore or may be hereafter for the purposes of the said Hospital effected of any of the lands set apart by the Government of the late Province of Upper Canada, and the purchase money thereof hath been, or shall be hereafter paid and satisfied with the interest which shall have accrued thereon, shall have power to execute a Deed, by the name aforesaid, to the purchaser or purchasers thereof, or person or persons entitled to demand the same, which Deed may be signed by the President or Chairman for the time being, sealed with the seal of the said Corporation and countersigned by the Secretary or Agent of the said Corporation for the time being.

Medical Students may visit and attend the wards of the Hospital.

Number and mode and term of appointment of Medical Staff.

VI. And be it enacted, That it shall and may be lawful for any medical student in the said City of Toronto to visit the wards of the said Hospital and attend them upon the payment of such fees, and under such regulations and restrictions as the said Trustees shall and may by any By-law from time to time direct and appoint, and that from and after the passing of this Act the Medical Staff of the said Hospital shall consist of not more than eight persons, to be appointed by the said Trustees, and to hold their offices during pleasure for a period renewable every two years.

Trustees may sell land.

VII. And be it enacted, That the said Trustees for the time being shall have power and authority to sell and dispose of any lot or parcel of land which may belong to the said Hospital, and which it may be deemed advantageous to sell and dispose of. And shall also have the power to execute a conveyance of the same in the manner mentioned in the Fifth Clause of this Act.

Trustees may borrow £10,000 on debentures on the security of the funds and property of the Hospital.

Proviso.

VIII. And be it enacted, That it shall be lawful for the said Trustees, and they are hereby authorized, from time to time to borrow for the purposes of the said Hospital, such sum and sums of money, not exceeding in the whole the sum of Ten Thousand Pounds currency, as they may lawfully require for the purposes of the said Hospital, and to issue a Debenture or Debentures for the raising of such loan, in such sum or sums, at such rate of interest and for such period or periods as the said Trustees may find expedient: Provided always, that no such Debenture shall be issued for a longer period than twenty years or for a sum under One Hundred Pounds, or bear a higher rate of interest than six per cent, and that the interest thereon shall be payable half yearly

Debentures to have the effect of mortgages while any outstanding,

IX. And be it enacted, That every Debenture issued by the said Trustees under and in virtue of this Act shall have the effect of a mortgage upon all the real estate then held by the said Corporation, and that it shall not be lawful for the said Trustees, so long as any such Debenture shall be outstanding, to sell

sell or dispose of any lot or parcel of land which may belong to the said Hospital save and except for the purpose of raising funds to redeem such Debentures and to pay the interest accruing thereon from time to time ; any thing in the said Act hereinbefore first cited to the contrary notwithstanding.

and no land to be sold, except pay Debentures.

X. And be it enacted, That this Act shall be a Public Act. Public Act.

C A P . C C X X I .

An Act to continue and extend the Act to enable the County of Welland Municipal Council to purchase the Great Cranberry Marsh, and for other purposes.

[Assented to 14th June, 1853.]

WHEREAS by the Act passed in the Session held in the Preamble.

fourteenth and fifteenth years of Her Majesty's Reign, intituled, *An Act to authorize the County of Welland Municipal Council to purchase certain lands in the said County, known as the Great Cranberry Marsh, and for other purposes*, it is amongst 14 & 15 V. c. 139.

other things enacted, that the Commissioners or Building Committee therein named, or the said County Council of Welland, should make the purchase or other acquisition of the said Land, at or before the end of the present Session of the Provincial Parliament ; And whereas the said Commissioners or Building Committee, or the said County Council of Welland, have not yet fully completed the purchase or other acquisition of the said land, although the said Commissioners have entered into an agreement in writing with the Commissioners of Public Works for the purchase of the same, and have paid the first instalment of the purchase money thereon, amounting to the sum of Three Hundred and Twenty-two Pounds Sixteen Shillings ; And whereas the said Commissioners or Building Committee have by their Petition prayed that the time for completing the said purchase or other acquisition of the said Land may be extended, and it is expedient to grant the same : Be it therefore enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and of the Legislative Assembly of the Province of Canada, constituted and assembled by virtue of and under the authority of an Act passed in the Parliament of the United Kingdom of Great Britain and Ireland, and intituled, *An Act to re-unite the Provinces of Upper and Lower Canada, and for the Government of Canada*, and it is hereby enacted by the authority of the same, That the said Act hereinbefore in part recited, shall be and the same is hereby continued to the first day of January next after the passing of this Act, and thence until the end of the then next ensuing Session of Parliament.

The said Act continued.

II. And be it enacted, That it shall and may be lawful for the said Chairman of the said Board of Commissioners, by and with the consent of the majority of the said Commissioners immediately

Mortgage to be executed to the Crown for securing