

applied, to grant them a permission to cause or to allow all or any of the bodies buried in such old burial ground to be removed to such new burial ground.

II. It shall be the duty of such Parish Priest, Missionary or Church Wardens, as the case may be, to cause a register to be kept of all bodies which shall be removed from such old burial ground, shewing, as far as may be possible, the names and surnames of the deceased whose bodies are so removed, and also the names and surnames of those requiring such removal, or that they were removed by order of such Priest or Missionary, and of the Church Wardens of such Church or Congregation.

Register to be kept of such removals.

III. Such register shall be certified by such Priest or Missionary ministering to the Church or Congregation to which such old burial ground shall belong.

Register to be certified.

IV. No application made to any such Priest or Missionary, or to any such Church Wardens, for the removal of any particular body, shall be granted unless accompanied by an affidavit as required by the first section of the Act hereby amended.

Special applications must be supported by affidavit.

V. Such affidavit may be sworn to before a Judge or Commissioner for receiving affidavits, or before the Priest or Missionary, or before any of the said Church Wardens, all of whom are hereby empowered to administer the requisite oath.

How such affidavit shall be sworn.

VI. The expression "burial ground" shall apply to any portion of a burial ground which shall be removed as aforesaid, and the words "Church Wardens" shall include any officers of a Roman Catholic Church or Congregation having the management of its burial ground, by whatever name they may be known.

Interpretation.

VII. Before proceeding to any disinterment in any burial ground under this Act, permission to that effect shall be obtained from the Superior Ecclesiastical authority of the Roman Catholic Diocese in which the same is situate.

Permission for disinterment to be obtained from Superior Ecclesiastical Authorities.

C A P . L V I I I .

An Act to amend the Act establishing Mutual Fire Insurance Companies in Lower Canada.

[Assented to 19th June, 1856.]

WHEREAS it is expedient to amend the Act of the Legislature of Lower Canada, passed in the fourth year of the Reign of His late Majesty, King William the Fourth, intituled, *An Act to authorize the establishment of Mutual Fire Insurance Companies*, so far as relates to double insurance, and to the competency of witnesses and judges in suits where Insurance Companies

Preamble.

Act of L. C., 4 W. 4, c. 33.

Companies are interested ; and further to amend the said Act and other Acts relating to insurance, so far as relates to notices required to be given in certain cases : Therefore, Her Majesty, by and with the advice and consent of the Legislative Council and Assembly of Canada, enacts as follows :

Section 23 declared to refer to personal as well as real property.

I. The provisions and enactments contained in the twenty-third section of the above cited Act shall be held to include and have reference to all property, as well personal as real, which Fire Insurance Companies, organized under said cited Act or other Acts amending the same, are allowed to insure, and to this effect shall be construed and interpreted by all Courts and Judges before whom the same shall be brought in question.

Members of Company to be competent witnesses for or against it.

II. The interest any person may have in the issue of any suit or action to which any Insurance Company formed under the said cited Act or any Act or Acts amending the same, by reason of his being a member of such Insurance Company, shall not render him an incompetent witness in such suit or action on behalf or against such Company, nor shall such interest be sufficient cause for the recusation of a Judge before whom any cause to which an Insurance Company may be a party shall be heard.

Policy need not be in duplicate, or signed by party assured.

III. It shall not be necessary to the validity of any Policy of Insurance which shall hereafter be issued by any Company formed under the above cited Act, or under any Act or Acts amending the same, that such Policy shall be executed in duplicate, or that such Policy shall be signed by the party assured ; and whenever it shall be deemed expedient by the Directors of such Company not to execute any Policy in duplicate, the words "in duplicate" in the form (Schedule A), appended to the first cited Act, may be omitted.

Premium notes may be signed by affixing usual mark.

IV. In cases when any party applying for insurance cannot write, the application, premium note, or any other document necessary to be signed by him, may be signed with his mark in the presence of two witnesses who shall attest the same after such application, note, or other document shall have been read to the party so making his mark as aforesaid.

Mode of publishing certain notices to be determined by By-law.

V. It shall not be necessary that the Directors of any Company shall publish by posting notices at the Church doors of the Churches of the parishes or townships in which any members of such Company may reside, the total amount of any dividend to be paid in, which shall have been declared during the year, but the mode by which such notice shall be published may be determined by the By-laws of such Company ; Provided such notice shall be published in at least one newspaper within the District where the party assured resides, if there be such newspaper within the District, and if not, the same shall be published in a newspaper published nearest the residence of the party assured ; and the notice so published pursuant to the

Proviso.

By-laws

By-laws of such Company shall have the same effect with respect to all parties indebted for such dividend as if the same had been posted at the Church doors as aforesaid.

VI. It shall not be necessary that notices of any meeting other than the first meeting of the Company, shall be published by posting the same at the Church doors of the parishes or townships within which any insurances by such Company are effected, but notice of such meetings inserted two consecutive weeks in one newspaper in the English Language and one in the French Language, published at or nearest the place of business of such Company, prior to the date of such meeting under the signature of the Secretary, specifying the date and place of such meeting, shall be sufficient.

Notices of meetings of the Company how to be published.

VII. Nothing in this Act shall be held to affect in any manner suits pending or determined at the time this Act shall come into force, or any rights acquired, but the same shall be determined in all respects as if this Act had not been passed.

Act not to affect acquired rights, &c.

C A P . L I X .

An Act to provide more effectual means for securing the payment of constituted rents and life rents.

[Assented to 19th June, 1856.]

WHEREAS it is expedient to provide more effectual means for securing the payment of constituted rents (*rentes constituées*) and life rents (*rentes viagères*) in Lower Canada: Therefore, Her Majesty, by and with the advice and consent of the Legislative Council and Assembly of Canada, enacts as follows:

Preamble.

I. It shall henceforward be lawful in Lower Canada for the holders of constituted rents (*rentes constituées*) and life rents (*rentes viagères*) secured by privilege and hypothec of *baillieur de fonds*, to proceed by opposition *afin de charge* for the preservation of their rights in respect of such rents.

Oppositions *afin de charge*, may be made for such rents.

C A P . L X .

An Act to enable the Municipal Council of the Town of Cornwall to appropriate the surplus of certain moneys raised for making a Macadamized Road.

[Assented to 19th June, 1856.]

WHEREAS the Town Council of the Town of Cornwall, deeming it greatly for the advantage of the Town that a Macadamized Road should be constructed therefrom to the rear of the Township of Roxborough, and believing that the Townships of Cornwall and Roxborough would take equal shares with the said Town in the undertaking, proposed a

Preamble.