

The Provincial Statutes of Canada, passed in the year 1841. Kingston: Stewart Derbshire & George Desbarats, 1841.

4 & 5 Victoria – Chapter 68

An Act to Incorporate the College of L'Assomption, in the County of Leinster. 18th September, 1841.

Whereas it hath been represented to the Legislature of this Province, that the Ecclesiastics and persons hereinafter named, and divers Inhabitants of the Parish of L'Assomption and of other parts of the County of Leinster in this Province, have for many years past used their most zealous efforts to establish the College of L'Assomption in the said Parish, and that by such efforts, aided by grants of the Public Money by the Legislature of Lower Canada, they have succeeded in establishing the said College on a permanent footing, and that by the liberality of divers well disposed persons, property hath at sundry times been given or bequeathed for the maintenance of the said College; and whereas it would tend greatly to advance and extend the usefulness of the said College, and to promote the purposes for which it was founded, that it should be incorporated, and that the property given or bequeathed for its endowment should be held by the Corporation in Mortmain for the uses thereof; 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 there shall be and there is hereby constituted and established at L'Assomption in the County of Leinster, aforesaid, a body politic and corporate, under the name of "The Corporation of the College of L'Assomption," which Corporation shall consist of, firstly, the Roman Catholic Bishop of Montreal, or during the vacancy of the See, the Superior Ecclesiastical Dignitary resident in the District of Montreal, exercising an immediate jurisdiction in spiritual matters over all the Roman Catholics in the said District, or in case such Bishop or Dignitary should by Letters to that effect be registered in the Archives of the College delegate his authority in this behalf to any one of the Grand Vicars for the said District, then such Delegate, as aforesaid; secondly, the Director of the said College of L'Assomption appointed to be such by the Superior Ecclesiastical Dignitary of the Roman Catholic Church, residing in the said District of Montreal, as hereinbefore designated, and his Successors in office; thirdly, the Rector or the Missionary of the said Parish of L'Assomption, appointed to the Rectory by the Roman Catholic Bishop or his Successors in office; fourthly and fifthly, of the two Priests, or if there be none, of the two Ecclesiastics who shall have been longest resident in the said College of L'Assomption with the permission of the Superior Dignitary of the Roman Catholic Church in the District, (as hereinbefore designated) and who shall hold some office in the said College, and their Successors in office; sixthly, seventhly, eighthly, and ninthly, of the Reverend François Labelle, now Curé of L'Assomption, the Reverend Edouard Labelle, Priest, Doctor L. J. C. Cazéneuve, and Doctor Jean Baptiste Meilleur, Voluntary Trustees and among the Founders and Benefactors of the said College; and in case of the death of any one or more of the four Members of the Corporation last mentioned, he or they shall be succeeded by a person or persons to be

chosen by the Inhabitant householders of the said Parish of L'Assomption qualified to vote at the Election of Parish Officers, and at the first annual meeting held for that purpose after the death of such Member or Members; and the person or persons so chosen to be Members of the said Corporation, shall at their death, respectively, be replaced by other persons chosen in like manner, and so on continually for ever; and such Corporation shall have perpetual succession and may have a common seal, with power to change, alter, break and renew the same when and as often as they shall think proper; and the said Corporation may under the same name, sue and be sued, plead and be impleaded, prosecute and be prosecuted in all Courts of Law now established in this Province, and shall have full power to make and establish such and so many Rules, Orders and Regulations (not being contrary to the Laws of the Country or to this Act) as they shall deem useful or necessary, as well concerning the system of education in, as for the conduct and government of the said College and the Corporation thereof, and the superintendence, advantage and improvement of all the property, moveable or immoveable, belonging to or which shall hereafter belong to the said Corporation, and shall have power to take under any legal title whatsoever, and to hold for the said College without any further authorization or letters of mortmain all land and property, moveable or immoveable which may hereafter be sold, ceded, exchanged, given, bequeathed or granted to the said Corporation, or to sell or alienate the same if need shall be: Provided always, that the net rents, issues and profits arising from the immoveable property and territorial acquisitions of the said Corporation, shall not at any time exceed the annual sum of two thousand pounds, current money of this Province; and the said Corporation shall further have the right of appointing an Attorney or Attornies for the management of their affairs, and generally shall enjoy all the rights and privileges enjoyed by other bodies politic and corporate recognized by the Legislature.

II. Provided always, and be it enacted, that all the property which shall at any time belong to the said Corporation, as well as the revenues thereof, shall at all times be exclusively applied and appropriated to the advancement of Education in the said College, and to no other object, Institution or Establishment whatever.

III. And be it enacted, that this Act shall be considered a Public Act, by all Judges, Justices of the Peace, and Officers of Justice, and by all other persons whomsoever, and shall be judicially taken notice of without being specially pleaded.

IV. And be it enacted, that this Act shall not extend to weaken, diminish or extinguish the rights and privileges of Her Majesty, Her Heirs and Successors, nor of any other person or persons, body politic or corporate, excepting only such rights as are hereby expressly altered or extinguished.