

Provincial Statutes of Canada, passed in the year 1845. Montreal: Stewart Derbishire & George Desbarats, 1845.

8 Victoria – Chapter 102

An Act to incorporate the Canada Baptist Missionary Society. (17th March, 1845.)

Whereas it has been represented to the Legislature of this Province, that divers inhabitants thereof, who have constituted themselves a Society by the name and style of The Canada Baptist Missionary Society, having for its objects the education of pious young men for the Christian Ministry, and general education, and also the support of Ministers of the Baptist denomination and others, whilst engaged in preaching the Gospel or communicating religious instruction in Canada, have used their efforts to establish a College in the City of Montreal, in the District of Montreal, and are engaged in erecting and establishing the same; 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 established, that the said Canada Baptist Missionary Society should be incorporated: 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 in the said City of Montreal, a body politic and corporate under the name of The Canada Baptist Missionary Society, which said Corporation shall consist of the Reverend John Mocked. Cramp, A. M., the Reverend John Girdwood, the Reverend Frederick Bosworth, John Try, James Thomson, the elder, Joseph Wenham, James Milne, Robert Morton, Robert Drake, Thomas Churchill, John Dunn, James Mills, James Hearle, Joseph Leeming, Thomas M. Thomson, William Muir and Alexander Hamilton, the present members of the said Canada Baptist Missionary Society, and all other persons who are now or may hereafter, under the By-laws of the Corporation, become members of the said Society, so long as they shall continue members thereof according to the provisions of the said By-laws, and 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, contract and be contracted with, sue and be sued, implead and be impleaded, prosecute and be prosecuted, in all places whatsoever in this Province; and shall have full power at any general meeting, as hereinafter provided, to make and establish such and so many By-laws (not being contrary to the laws of this Province, or to this Act) as they shall deem useful unnecessary, as well concerning the admission of members, as the conditions upon which any person shall remain a member of the said Corporation, the system of education in, and for the conduct and government of the said College and of any other Institution or School connected with or dependent on the same, and of the Corporation thereof, and for the superintendence, advantage and improvement of all the property, moveable or immoveable, belonging to, or winch shall hereafter belong to the said Corporation, and for appointing such Trustees, Officers, or Body for managing the affairs thereof, and investing them with such powers and granting them such tenure of office as the Corporation

may deem expedient: and shall have power to take, under any legal title whatsoever, and to hold for the use and purposes of the said Corporation, without any further authorization or Letters of Mortmain, all land or property, moveable or immoveable, which may hereafter be sold, ceded, exchanged, given, bequeathed or granted to the said Corporation, or to sell, alienate, convey, let or lease the same, if need 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 one thousand pounds, current money of this Province.

II. And be it enacted, That at any time after the passing of this Act it shall be lawful for any five members of the said Corporation, by a notice to be published at least ten days previously, in some newspaper published in the City of Montreal, to call a general meeting of the members of the Corporation, to be held at some certain place in the said City to be named in such notice, on a day and at an hour to be also named therein; and at such meeting or at any adjournment thereof, the majority of the members present, the whole number present not being less than ten, (except for the purpose of choosing a Chairman and adjourning for which any number shall suffice) shall have power to make any such By-laws as aforesaid, as well for the purposes aforesaid, as for regulating the mode in which general meetings of the Corporation shall be called and held, and may at any subsequent general meeting to be so called and held, amend or repeal the said Bye-laws, or any of them.

III. And be it enacted, That the property now held by or in trust for the said Canada Baptist Missionary Society, shall be and is hereby vested in the Corporation hereby constituted for the uses and purposes thereof.

IV. And be it enacted, That all the property which shall at any time belong to the said Corporation, as well as the revenue thereof, shall at all times be exclusively applied and appropriated to the purposes mentioned in the preamble to this Act, and the advancement of education in the said College and the Schools and educational establishments thereon dependent or therewith connected, and to no other object, institution or establishment whatever unconnected with or independent of the same.

V. And be it enacted, That no member of the said Corporation shall, in his private or natural capacity, be liable for any debts or obligations of the Corporation.

VI. And be it enacted, That it shall be incumbent on the said Corporation to submit annually to each of the three branches of the Legislature, during the first fifteen days of each Session thereof a detailed statement, shewing the immoveable property held by them, with the estimated value of the same and the revenue derived therefrom.

VII. And be it enacted, That this Act shall be a public Act, and shall be judicially noticed accordingly by all Judges, Justices of the Peace, and Officers of Justice, and by all other persons whomsoever, without being specially pleaded.

VIII. 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.