

Laws of Her Majesty's Province of Upper Canada, passed in the year 1849. Montreal: Stewart Derbishire & George Desbarats, 1849.

12 Victoria – Chapter 91

An Act to amend certain Acts for the Relief of Religious Societies. 30th May, 1849.

Whereas it is expedient to extend the time for the Registry of Deeds heretofore executed under the provisions of the Act of the Parliament of Upper Canada, passed in the ninth year of the Reign of King George the Fourth, intituled, *An Act for the Relief of the Religious Societies therein mentioned*, and by the Act of the Province of Canada, passed in the eighth year of Her Majesty's Reign, and intituled, *An Act to extend the provisions of two certain Acts of the Parliament of the Province of Upper Canada to other denominations of Christians than those therein enumerated*, but which the Trustees have neglected to register: 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 all Deeds heretofore executed for any of the uses, interests or purposes of either of the said Acts shall be as valid and effectual, if the same be registered within twelve months after the passing of this Act, as if they had been registered within the time limited by either of the before in part recited Acts, except in so far as they may be affected by the prior registration of other Deeds or Instruments relating to the same lands.

II. And whereas under the said Acts divers Religious Societies or Congregations have by their Trustees acquired lands which from circumstances have become inappropriate to the purposes for which they were acquired, and it would be for the advantage of such Societies or Congregations that their Trustees should be enabled to dispose of any such lands and acquire others better adapted for their purposes: Be it therefore enacted, That it shall and may be lawful for the Trustees for the time being, of each of the Religious Societies or Congregations to which the said Acts are applicable, and the said Trustees of each respective Society or Congregation are, as such Trustees, hereby authorized from time to time, upon the express consent of the Conference, Synod or Body having the direction of the temporal affairs of such Societies or Congregations respectively, first had therefor, by Deed under their hand and seal of office, (which seal each body of Trustees is hereby empowered to have and make, and from time to time to alter) to lease, mortgage, sell and convey or exchange such of the lands and tenements held or to be held by any of the said respective Trustees, in such portions and in such manner as from time to time may be deemed by the Trustees thereof necessary and useful for the purposes connected with the particular Trust; subject nevertheless to the consent of such Conference, Synod or Body as aforesaid: and the receipt of the Trustees for the purchase money in any such Deed mentioned, shall ho an absolute discharge to the purchaser, who shall be in no way bound to see to the application of the same, or of any part thereof: Provided always, that the moneys arising from the sale or mortgage of any such lands which shall have been acquired by the Trustees by Deed of sale

or mortgage shall be applied by the Trustees to the purchase of other lands to be held by them for like purposes and trusts, or to the improvement of the same or other lands held by them upon the Trusts: And provided also, that no lands acquired by the Trustees by free gift for special purposes shall be sold by the Trustees without the consent of the Grantor or of those who legally represent the Grantor.