

*Laws of Her Majesty's Province of United Canada*, passed in the year 1851. York: Stewart Derbyshire and George Desbarts, 1851.

14 & 15 Victoria – Chapter 33

**An Act to incorporate the County of Carleton General Protestant Hospital. 2d August, 1851.**

Whereas John McKinnon, George Patterson, William Stewart, Hamnett Hill, Archibald Foster, Roderick Ross, Robert Hervey the younger, James McCracken senior, Francis Abbott, Thomas Langrel, Thomas Hunton, Richard Stethem, George B. Lyon, William Harte Thompson, the Honorable Thomas McKay, John Thomson, Edward Malloch, James Peacock, George Hay, Alexander Mc. P. Grant, William Porter, Henry McCormack, John Forgie, Edward Armstrong, James Rochester, Carter Burpee, Edward Sherwood, Dawson Kerr, Thomas G. Burns, and others, inhabitants of the County of Carleton, have by their Petition to the Legislature represented, that from their position they are constantly called upon to supply the necessities and relieve the condition of sick and destitute emigrants, and other transient persons; and that with the assistance of other charitably disposed Protestants in the said County, they have raised funds and erected an Hospital on land granted to them by the Principal Officers of Her Majesty's Ordnance, and made other provision for the support of the said Hospital, and have prayed that they and their successors in office, with the officers hereinafter mentioned, may be incorporated as the Trustees of the County of Carleton General Protestant Hospital; and whereas it is expedient that the prayer of the said Petitioners should be granted: 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 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 John McKinnon, George Patterson, William Stewart, Hamnett Hill, Archibald Foster, Roderick Ross, Robert Hervey the younger, James McCracken senior, Francis Abbott, Thomas Langrel; Thomas Hunton, Richard Stethem, George B. Lyon, William Harte Thompson, the Honorable Thomas McKay, John Thomson, Edward Malloch, James Peacock, George Hay, Alexander Me. P. Grant, William Porter, Henry McCormack, John Forgie, Edward Armstrong, James Rochester, Carter Burpee, Edward Sherwood, Dawson Kerr, and Thomas G. Burns, and their successors being Protestants, shall be a body corporate, by the name of the Trustees of the County of Carleton General Protestant Hospital; and as such shall have perpetual succession and a common seal, and have and hold all such land as is now attached to or appropriated to the purposes of the said Hospital, and shall and may be capable of receiving and taking from Her Majesty, or from any other person or persons, or any body corporate or politic, by grant, devise or otherwise, any lands or interest in lands, or any goods, chattels, moneys or effects, which Her Majesty, or any such person or persons, body corporate or politic, may be desirous of granting or conveying to them or their successors in office, for the use and support of the said Hospital or the endowment thereof: Provided always, that the annual revenue of the said Hospital shall not exceed the sum of Three Thousand Pounds in any one year.

II. And be it enacted, That until the first meeting of the subscribers of the said Hospital, to be held in the manner hereinafter provided, for the election of Directors, the said Trustees shall be invested with the whole management and control of the said Hospital: Provided always, that after the election of the said Directors, the general management and control of the said Hospital shall cease to vest in the said Trustees, and shall be transferred to the said Directors, unless any Trustee shall be elected a Director, in which case he shall act in both capacities; and in the event of a vacancy occurring in the office of Trustee, by death, resignation or otherwise, the said vacancy shall be filled by any subscriber who shall be chosen to fill the vacancy by a majority of the Trustees present at a meeting to be held by them for that purpose, at which meeting, and at all other meetings of the said Trustees, nine shall form a quorum, and any person so appointed shall be a member of the Corporation to all intents and purposes, but no such vacancy shall affect the validity of the proceedings of the remaining Trustees; Provided also, that no subscriber other than a Protestant shall be elected a Trustee or a Director.

III. And be it enacted, That the first annual meeting for the election of Directors, shall be held on the first Tuesday in February next, and on the same day in every year thereafter, notice to that effect having been previously given, by any five of the said Trustees, in a newspaper published in the County of Carleton, setting forth the day, hour and place, and the object of the said meeting; and the majority of subscribers present at the said meeting shall choose from among their number twelve persons to be Directors for the general management and control of the affairs of the said Hospital; six of the said Directors shall remain in office three years, three for two years, and the remaining three for one year from the period of their election, the order of retirement being as follows: the three Directors last elected shall go out first; the six Directors first elected shall go out after three years, and the three Directors elected next after the said six Directors, shall go out at the expiration of two years, and so on: Provided always, that no person shall be elected a Director, unless he shall be an annual subscriber to the amount of Twenty Shillings; and if any person shall have subscribed and paid or shall hereafter subscribe and pay the sum of Twenty-five Pounds Currency, and shall annually thereafter subscribe and pay the sum of Twenty-five Shillings Currency to the said Hospital, such person shall be a life Director in addition to the twelve Directors to be elected as aforesaid.

IV. And be it enacted, That the said Directors shall at their first meeting choose from among themselves a President and Vice-President, a Secretary and a Treasurer, who shall respectively remain in Office for the period during which, according to the order of retirement above mentioned, they shall be entitled to remain in Office as Directors: Provided always, that any such President, Vice-President or Director, Secretary or Treasurer shall be eligible for re-election at the expiration of his term of office: Provided also, that the said Secretary and Treasurer may be removed, before the expiration of their term of office, by the votes of a majority of the said Directors, for misconduct or the unsatisfactory discharge of their duties.

V. And be it enacted, That the said Directors shall have power to frame a constitution for the said Corporation, and to alter the same when they shall deem it expedient, and from time to time to make such by-laws, rules and regulations for the admission into, and internal management and regulation of the said Hospital, or for the holding of Meetings of the said Directors, and the

proceedings thereat, and generally for all purposes relative to the conduct and well working of the said Corporation, and the management of the business and affairs thereof, as shall seem meet and expedient to them, and from time to time to repeal, alter or amend such by-laws, or any of them; and they shall also have power to appoint such Officers or Servants for the proper management of the said Hospital, as they shall consider proper, and to remove him, her or them at pleasure, and appoint others in their places.

VI. And be it enacted, That the number of votes to which any subscriber shall be entitled at all meetings for the election of Directors, shall be as follows: a subscriber who shall annually pay Ten Shillings shall be entitled to one vote; a subscriber paying Thirty Shillings, two votes; a subscriber paying Fifty Shillings, three votes; a subscriber paying Five Pounds, four votes; a subscriber paying Ten Pounds, five votes; a subscriber paying Fifteen Pounds, six votes, and a subscriber paying Twenty Pounds, shall be entitled to seven votes: Provided always, that no subscriber for any amount shall be entitled to vote or take part in the proceedings at any such meeting, who shall not have paid up his annual subscription.

VII. And be it enacted, 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 same; 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 have been received, and the manner in which the same have been invested or expended, and all such particulars as may be necessary to shew the state of the funds or endowment, if any, of the said Hospital.

VIII. And be it enacted, That the said Trustees, by the name aforesaid, shall have power to sue or be sued, implead or be impleaded, in any of the Courts in this Province having competent jurisdiction, for any cause of action touching the property vested in the said Trustees, and for any moneys due or payable to them or their predecessors, for the rent or rents of any lands or buildings, or on any account whatever; 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 interest of their trust.

IX. And be it enacted, That this Act shall be a public Act.