

Laws of Her Majesty's Province of United Canada, passed in the year 1851. Quebec: Stewart Derbshire and George Desbarts, 1852.

16 Victoria – Chapter 58

An Act to amend two certain Acts therein mentioned, and for other purposes connected with the administration of McGill College. 10th November, 1852.

Whereas the President and Trustees of the Royal Institution for the advancement of Learning, Governors of McGill College, have, by their petition, prayed for the amendment and extension of an Act of the Parliament of the late Province of Lower Canada made and passed in the forty-first year of the Reign of His late Majesty King George the Third, and intituled, *An Act for the establishment of Free Schools and the advancement of Learning in this Province*, and of an Act of the Parliament of this Province made and passed in the eighth year of Her Majesty's Reign, and intituled, *An Act to enable the Corporation of the Royal Institution for the advancement of Learning to dispose of certain portions of land for the better support of the University of McGill College*, and it is expedient to amend the said Acts: 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, 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 in the absence of the President or Principal of the Royal Institution for the advancement of Learning, the member first or senior in order of appointment, present at any meeting of the said Corporation, shall preside.

II. And be it enacted, That it shall be lawful for the said Royal Institution for the advancement of Learning to appoint from time to time Officers and servants of the Corporation, and the same to remove.

III. And be it enacted, That at any meeting after the passing of this Act to be assembled and held in accordance with the provisions of the said Act, passed in the forty-first year of the Reign of His late Majesty King George the Third, it shall be lawful for the said Royal Institution for the advancement of Learning to provide and fix by By-laws, Rules and Orders, the place, times and manner in which the said Corporation shall assemble, and the number and description of members which shall be requisite for transacting the business and executing the trust of the said Corporation.

IV. And be it enacted, That all By-laws, Rules, Orders, Constitutions and Ordinances hereafter to be made by the said Royal Institution for the advancement of Learning, not being repugnant to any law of this Province, shall have full force and effect without being sanctioned or confirmed by the Governor of this Province; Provided always, that a certified copy thereof shall be sent to the Governor through the Post Office, and that it shall be lawful for him to signify his disallowance of the same within sixty days thereafter.

V. And be it enacted, That it shall be lawful for the said Royal Institution for the advancement of Learning to alienate and dispose in perpetuity of such portions of the lands, tenements and estate by them held or to be held in trust for McGill College, as they may deem expedient for the support and advantage of the said College, for an annual irredeemable ground rent (rente foncière non rachetable) and not otherwise, subject to such terms and conditions and with such formalities only of procedure as they may deem most advantageous for the said College; and it shall not be necessary that such ground rent (rente foncière) be subject to any future increase of amount.

VI. And be it enacted, That it shall be lawful for the said Royal Institution for the advancement of Learning, if they shall deem it to the advantage of the said College so to do, to cancel and annul any deed or deeds heretofore by them granted for the disposal of any portion of the said lands, tenements and estate, upon such terms as by them and the other parties to such deed or deeds may be mutually agreed upon, as also, from time to time, to obtain and take any loan or loans of money for the uses of the said College, and upon such security, whether by hypothecation or otherwise, and upon such other terms and conditions as they may stipulate and assume; Provided always that the amount of such loan or loans shall not, at any one time, in the whole, exceed the sum of three thousand pounds.

VII. And be it enacted, That the rents, issues and profits, sum and sums of money by the said Royal Institution for the advancement of Learning, held and possessed or which may be by them hereafter received, shall not be paid into the hands of the Receiver General of this Province, but the same shall be received by the Treasurer of the said Royal Institution for the advancement of Learning, and be by him deposited and disposed of in such manner as, from time to time, the said Royal Institution for the advancement of Learning may direct; Provided always, that the said Royal Institution for the advancement of Learning shall, on or before the first day of February, in every year, furnish to the Governor of this Province, a detailed statement and account, affirmed by the Treasurer before a Magistrate or Commissioner authorized to receive affidavits, of the receipt and expenditure of such moneys during the year immediately preceding.

VIII. And be it enacted, That all such parts and provisions of the said two Acts, intituled, respectively, *An Act for the establishment of Free Schools and the advancement of Learning in this Province, and An Act to enable the Corporation of the Royal Institution for the advancement of Learning, to dispose of certain portions of land for the better support of the University of McGill College*, as are repugnant to or in any manner inconsistent with the provisions of this Act, are hereby repealed; Provided always, that nothing herein contained shall impair or affect any rights heretofore acquired under and by virtue of the said Acts, or either of them, or any remedies or proceedings for the enforcement of or in relation to such rights; but all such rights, remedies and proceedings shall be and remain as if this Act had not been passed.

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