

C H A P . 1 0 8

An Act respecting the University of Bishops' College

[Assented to 14th March, 1912.]

Preamble. **W**HEREAS, Bishop's College, of Lennoxville in the Province of Quebec, was granted university powers, by royal charter, which said charter was in the following words, to wit:

"ROYAL CHARTER OF THE UNIVERSITY

OF

BISHOP'S COLLEGE

VICTORIA, *by the Grace of God of the United Kingdom of Great Britain and Ireland, Queen, Defender of the Faith.*

To ALL to whom these presents shall come, GREETING:

WHEREAS, by an act passed by the Legislature of our Province of Canada, in the seventh year of our reign, intituled, "An act to incorporate Bishop's College in the diocese of Quebec," there was constituted and established at Lennoxville, in the township of Ascot, in the district of Saint Francis, and within the diocese of Quebec, in our said Province of Canada, a body corporate and politic, under the name of Bishop's College, in connection with the United Church of England and Ireland, which said corporation is, by the said act, made to consist of: firstly, the Lord Bishop of Quebec, or other superior ecclesiastical functionary of the United Church of England and Ireland, in the said diocese of Quebec; secondly, the trustees of the said Bishop's College, not less than three in number; and thirdly, the college council of the said Bishop's College, not less than three in number, which said trustees and the members of the said college council shall be named by the said Lord Bishop of Quebec, or other superior ecclesiastical functionary as aforesaid, and shall, in the event of their death, removal from the Province, dismissal from their office, or resignation, be replaced by other persons to be named in like manner, and so on continually forever. And whereas it is by the said act further provided that the said corporation of Bishop's College shall, besides other corporate powers and capacities necessary to the well ordering of their affairs, have full power to make and establish such and so many rules, orders and regulations (not being contrary to the laws of Canada

or to the said act) as they shall deem useful and necessary, as well concerning the system of education in, as 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 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 authority, license 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, alienate, convey, let or lease the same, if need be: Provided always, that the net rents, issues and profits arising from the immoveable property of the said corporation shall not at any time exceed the annual sum of three thousand pounds current money of the Province of Canada: Provided, also, that no rule, order or regulation, which shall be made and established by the said corporation in the manner aforesaid, shall be of any force or effect, until the same shall have been sanctioned and confirmed by the said Lord Bishop or other Ecclesiastical Functionary, as aforesaid. And whereas, by another act, passed by the Legislature of the Province of Canada, at a session held in the fifteenth and sixteenth years of our reign, intituled, "An act to amend the act incorporating Bishop's College," it is enacted that the Bishop of Montreal, as well as any other bishop or bishops who may be appointed for any diocese of the United Church of England and Ireland which may hereafter be constituted in Lower Canada, together with the Bishop of Quebec, shall hereafter constitute the first branch of the corporation of Bishop's College.

And whereas since the passing of the said first-mentioned act, the corporation of the said college have with the sanction of the Lord Bishop of Quebec, by their petition to us, humbly set forth that in pursuance of the provisions of the said act, Bishop's College has been duly organized by the appointment of trustees and of a college council, and that certain statutes, rules and ordinances have been made by the said corporation, with the approval of the Lord Bishop of Quebec, and, further, that a suitable building has been erected, and a principal and professors in the faculties of Divinity and of the Arts have been duly appointed, and are now engaged in the education of a number of scholars duly admitted, according to the statutes and ordinances of the said corporation; and the said college being, according to the said act of the Legislature of our Province of Canada, in strict connection with the Church of England and Ireland, and supported by an endowment provided by

the bounty of members of that church and otherwise, an humble application has been made to us by the said corporation, that we would be pleased to grant our royal charter for the more perfect establishment of the said college, by granting to it the privileges hereinafter mentioned.

NOW KNOW YE that We, having taken the premises into Our Royal consideration, and being willing to promote the more perfect establishment within that part of our Province of Canada called Lower Canada, of a college in connection with the United Church of England and Ireland, for the education of youth in the doctrines and duties of the Christian religion, as inculcated by that church, and for their instruction in the various branches of science and literature, which are taught in the universities of this Kingdom, have, of our special grace, certain knowledge and mere motion, willed, ordained and granted, and do by these presents, for us, our heirs and successors, will, ordain and grant, that the said college shall be deemed and taken to be a university, and shall have and enjoy all such and the like privileges as are enjoyed by our universities of our United Kingdom of Great Britain and Ireland, as far as the same are capable of being had or enjoyed by virtue of these our letters-patent; and that the students at the said college shall have liberty and faculty of taking the degrees of *bachelor*, *master* and *doctor*, in the several arts and the faculties of Divinity, Law and Medicine, at the appointed times, and shall have liberty within themselves of performing all scholastic exercises for the conferring of such degrees, in such manner as shall be directed by the statutes, rules and ordinances of the said college; and in order that such degrees may in due form be granted in the said college, We do further will and direct, and ordain, that there shall be at all times a chancellor and vice-chancellor of the said university, to be chosen at and for such periods of time, and under such rules and regulations as the corporation of the said college may, by their statutes, rules and ordinances, to be from time to time passed for that purpose, think fit to appoint, and that the chancellor, vice-chancellor, principal and professors of the said college, and all persons admitted therein to the degree of Master of Arts, or to any degree in Divinity, Law or Medicine, who, from the time of such their admission to such degree, shall pay the annual sum of twenty shillings of current money for and towards the support and maintenance of the said college, shall be and be deemed taken and reputed to be members of the convocation of the said university, and as such members of the said convocation shall have, exercise and enjoy all such powers and privileges, in regard to conferring degrees and in any other matters, as may be provided for by any rules, orders and regulations of the said college, duly sanctioned

and confirmed, as far as the same are capable of being had and enjoyed by virtue of these our letters-patent, and consistently with the provisions thereof. And We will and by these presents for us, our heirs and successors, do grant and declare that these our letters-patent, or the enrolment or exemplification thereof, shall and may be good, firm, valid, sufficient and effectual in the law, according to the true intent and meaning of the same, and shall be taken, construed and adjudged in the most favorable and beneficial sense, and to the best advantage of our said college, as well in our courts of record as elsewhere, and by all and singular judges, justices, officers, ministers and other subjects whatsoever, of Us, Our heirs and successors, any misrecital, non-recital, omission, imperfection, defect, matter, cause or thing, whatsoever to the contrary notwithstanding.

In witness whereof, We have caused these our letters to be made patent.

Witness Ourselves at Our palace of Westminster, the 28th day of January, in the sixteenth year of Our reign.

By Her Majesty's command

EDMUNDS."

And whereas questions have arisen as to the qualification of holders of degrees, for membership of the convocation of said university, and a petition by said university and college and the Bishops of Quebec and Montreal, with reference to the power of compounding and regulating the fees charged and to be charged for membership of said university, has been presented, and it is expedient to grant the prayer of said petition;

Therefore, His Majesty, with the advice and consent of the Legislative Council, and of the Legislative Assembly of Quebec, enacts as follows:

1. Notwithstanding anything in the said Royal Charter contained, the convocation of the said university, acting in conjunction with the corporation of the said college, has always had, and shall have, power and authority, by rules, orders and regulations, to that end made, or to be made, to compound, regulate and fix, the fees paid, or to be paid, by holders of degrees of said university, in order to qualify them for membership of the convocation of the said university. Powers of convocation as to fees, &c.

2. The convocation of said university has always had, and shall have, power and authority, to appoint, from among its members, an executive committee with such powers and Executive committee.

duties as from time to time, have been, or may be, delegated and prescribed by said convocation.

Royal
charter con-
firmed.

3. So much of said Royal Charter as may not be inconsistent with this act, shall remain in full force and effect.

Coming into
force.

4. This act shall come into force on the day of its sanction.

CHAP. 109

An Act to incorporate *Le Collège de St-Jean*.

[Assented to 14th March, 1912.]

Preamble.

WHEREAS there is in the town of St. John's in the county of St. John's, an educational institution known as "*Le Collège de St-Jean*";

Whereas the Roman Catholic Archbishop of Montreal, Reverend Arthur Papineau, the present superior of *Le Collège de St-Jean*, residing in the said town of St. John's, the Reverend Zénon Therrien, Ernest Bernier, Alphonse Gibeau, all priests residing in the said town of St. John's, have by petition prayed for the passing of an act to incorporate the said institution and whereas it is expedient to grant the prayer contained in such petition;

Therefore, His Majesty with the advice and consent of the Legislative Council and of the Legislative Assembly of Quebec, enacts as follows :

Persons in-
corporated.

Name.

1. A corporation is hereby constituted in the town of St. John's, county of St. John's and district of Iberville, under the name of *Le Collège de St-Jean* which corporation shall consist of the Roman Catholic Archbishop of Montreal, of a superior and not more than fifteen other priests as directors, all being residents of the arch-diocese of Montreal.

First mem-
bers, &c.

The first members of the corporation, with the Arch-bishop of Montreal, shall be the Reverend Arthur Papineau the present superior, Zénon Therrien, Ernest Bernier and Alphonse Gibeau, all priests teaching in the said college, with power to add not more than twelve other directors to their number with the approval of the Archbishop of Montreal, or of the person administering the archdiocese.

Election of
members.

2. The corporation hereby constituted shall elect, by the majority of votes, the persons who are to become members thereof, with the approval of the said archbishop or of the