

CAP. CXXIII.

An Act to amend the act 14-15 Victoria, chapter 176, concerning the Temporalities of the United Church of England and Ireland in the diocese of Montreal.

[Assented to 2nd April, 1890.]

Preamble.

WHEREAS, the Synod of the diocese of Montreal have, by their petition, prayed for certain amendments to the act of the late Province of Canada, passed in the fourteenth and fifteenth years of Her Majesty's reign, being chapter 176 and intituled : " An Act to make provision for the management of the temporalities of the United Church of England and Ireland in the diocese of Montreal, and for other purposes therein mentioned " ; and it is expedient to grant the prayer of the said petition ; Therefore, Her Majesty, by and with the advice and consent of the Legislature of Quebec, enacts as follows:

Citation of act.

1. This act may be cited as " The Amended Montreal Diocesan Temporalities' Act, 1890. "

Name of church changed, but not to affect rights, etc.

2. The name of the said church, wherever it occurs in the said act, is hereby changed to that of " The Church of England in Canada ; " but such change of name shall not in any way affect any rights, franchises or privileges, held or possessed by the said church, or the members thereof, or by any bishop of the said diocese, or by any parson, rector or incumbent of the said church in the said diocese.

" Person " and " member " defined.

3. The word " person " or " member, " wherever it occurs in the said act, shall be held to apply to the male sex only.

14-15 V., c. 176, s. 2, amended.

4. Section 2 of the said act 14-15 Victoria, chapter 176, is amended by adding the following thereto " and unless such person be a member of the Church of England in Canada, and shall have declared himself in writing, in a book to be kept for that purpose, to belong to the Church of England in Canada, and to no other religious denomination. "

Proviso as to certain persons.

Sections added to 14-15 V., c. 176.

5. The following sections are added to the said act, after section 23, thereof :

Vestries of free-seat churches to fix certain amount of contributions

" **23a.** It shall be in the power, and shall be the duty of each existing vestry in the various churches and chapels of the said church in the diocese of Montreal in which the pews and sittings are free, to fix and determine, on or

before Easter Monday in the year eighteen hundred and ninety, the amount of annual contribution that shall be necessary to entitle the members of each such church and chapel to be members of the vestry; and thereafter the vestry in each such church or chapel shall consist of, and be limited to such persons, being of the full age of twenty-one years, as shall declare themselves in writing, in a book to be kept for that purpose, to be members of the Church of England in Canada, habitually attending worship in such church or chapel, and contributors to the funds thereof to the extent fixed by the vestry of such church or chapel, and not in arrears with respect to such contributions.

The rate of such contribution may at any time be altered by the vestry.

Nevertheless any "free-seat church," which may be declared such by a resolution of the vestry thereof, at the first meeting duly held after the passing of this act, or at any subsequent Easter Monday meeting, may determine that in future the vestry thereof shall be composed:

1. Of persons of the full age of twenty-one years, who have been communicant members of the Church of England in Canada, habitually attending the services of the said free-seat church, and of no other, for the space of six months during the year prior to the date of such meeting, or;

2. Of persons of the full age of twenty-one years, who have been habitual attendants at the services of the said church, and of no other, for the space of six months during the year prior to the date of such meeting."

"23b. The said Synod is empowered to restrict the rights, defined in section four, to communicant members of the said church, by vote at any annual meeting of the Synod."

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

to entitle to membership.

Vestry thereafter to be constituted.

Rate of contribution may be altered.

Power of vestry of free-seat church to determine the composition thereof.

Power of Synod respecting rights defined in section 4.

Coming into force.