

the kind and quantity of game or fur-bearing animals, taken by him for such scientific objects.

Acts repealed.

19. All acts and parts of acts respecting game in this province are repealed.

Act in force.

20. This act shall come into force immediately after the sanction thereof.

C A P . X X I I .

An act to further amend the laws concerning Public Instruction, in this province.

[Assented to 28th December, 1876.]

HER MAJESTY, by and with the advice and consent of the Legislature of Quebec, enacts as follows :

Interpretation :

"Schools,"
"Common
Schools," Pu-
blic Schools."

1. The expressions "Schools," "Common Schools" or "Public Schools" used in Chapter 15 of the Consolidated Statutes for Lower Canada, and in each and every the Acts amending the same, always included and designated and include and designate Dissident Schools, Elementary Schools, Model Schools, Academies and every School whatever kept under the control of School Commissioners or Trustees of Dissident Schools.

"Superintendent of Education," "Superintendent."

2. The expressions "Superintendent of Education" or "Superintendent," used in the said chapter 15 of the Consolidated Statutes for Lower Canada, and the acts which amend the same, comprehend and designate the Superintendent of Public Instruction.

27 V., c. 11
repealed.

3. The Act of the heretofore Province of Canada, 27th Vict., Chapter 11, intituled : "An Act to facilitate and diminish the cost of the Collection of School Rates," is hereby repealed.

Corporate
name of dis-
sident mi-
norities.

4. The Trustees of Dissident Minorities, since they have been constituted into a corporation, have formed, now form and shall for the future continue to form a corporation under the name of "The Trustees of the Dissident Minority of the Municipality of _____," and as such may sue, and,

Powers.

be sued, and generally perform all things that a body politic and corporate may and should perform for the purposes for which it is constituted ; and all acts, laws, document, rolls or proceedings of whatever nature and kind

Acts confirmed.

made, kept, adopted and followed by the said Trustees are declared good and valid, as if they had been made by the said corporation of Trustees ; but the present section shall not have the effect of invalidating judgments that may have been rendered against the same. Proviso.

5. Section 10 of chapter 15 of the Consolidated Statutes for Lower Canada is repealed, and the following substituted therefor : C. S. L. C. c. 15, s. 10, replaced.

" 10. The Lieutenant-Governor in Council may ordain that from and out of the said Income Fund, a sum, not exceeding two thousand dollars, may be placed apart and annually, or during a certain number of years, granted to assist and establish libraries in cities, towns, villages, parishes or townships, in School Municipalities in which suitable contributions have been raised by such School corporation or otherwise for that purpose, and such assistance shall be given in money or in books upon the conditions deemed requisite by the Lieutenant-Governor in council : and the Municipalities and School Corporations in this Province may appropriate such portion of their revenues or such sum of money as they may deem expedient for that purpose, or issue such amount of debentures or bonds with the view of creating a fund for that purpose, and this, with the authority of the Superintendent ; and such libraries shall be under the management, inspection and by-laws which the Catholic or Protestant Committee, as the case may be, of the Council of Public Instruction shall from time to time prescribe, and these by-laws shall be published by the Superintendent in the "*Journal de l'Instruction Publique*" and in the "*Journal of Education*." Appropriation for city, parish libraries, etc.
Management of libraries.

6. Section 22 of Chapter 15 of the Consolidated Statutes for Lower Canada is amended by adding thereto the following sub-sections after the 9th sub-section. C. S. L. C. c. 15, sec. 22 amended.

" 10. The costs shall be recovered by action at law in the name of the Superintendent ; and the certificate of the Commissioner or Commissioners establishing the amount of these costs shall be sufficient proof of the debt up to the amount certified." Recovery of costs.

" 11. Every teacher whose diploma, certificate or *brevet* of capacity, shall have been revoked, and after the lapse of two years from his dismissal, after having established to the satisfaction of the Catholic or Protestant Committee of the Council of Public Instruction, as the case may be, that his conduct as a teacher, both as regards morals and temperance, has been satisfactory, and having obtained a certificate from the said Committee, and also upon proof that he has completely satisfied the judgment to which he was condemned, may continue the exercise of his Revoked diploma to be restored ; and definitely annulled.

functions in virtue of his diploma which then shall have the same validity as before his dismissal; but this diploma may be revoked for the same causes, if they occur, and in this last case such teacher cannot for the future receive any diploma."

Powers of
Committees
of Council of
P. I.

7. The words "Catholic Committee of the Council of Public Instruction" and "Protestant Committee of the Council of Public Instruction," shall be substituted for those of "the Council of Public Instruction," wherever these latter words are used in section 22 of chapter 15 of the Consolidated Statutes for Lower Canada.

Manner of
dismissing a
school
inspector
after investi-
gation.

8. The said Catholic Committee or the Protestant Committee, as the case may be, may, for the causes mentioned in the said 22nd section of chapter 15 of the Consolidated Statutes for Lower Canada, and after having followed the same formalities, upon complaint to that effect, cause an inquiry to be held into the conduct of any Inspector of Schools, on account of bad conduct, immorality or intemperance, or serious neglect in the execution of his duties, and afterwards, they shall forward all the documents to the Lieutenant-Governor in Council praying, if there is occasion, for the dismissal of such inspector and the cancelling of his commission; if such inspector is dismissed he cannot afterwards occupy the same office.

C. S. L. C.
c. 15, s.
46, repealed.

9. Section 46 of the said chapter 15, of the Consolidated Statutes for Lower Canada, is repealed.

31 V., c. 22, s.
4, repealed;
C. S. L. C., c.
15, s. 64, §
7, replaced.

10. The 7th sub-section of section 64 of Chap. 15 of the Consolidated Statutes for Lower Canada, and section 4 of the Act 31 Vict., Chapter 22, are repealed and the following sub-section as forming part of the said section 64 is substituted therefor:

Limited as-
sessment, for
building
school-
houses.

"7. No tax shall be levied for the construction of a superior school, academy or model school, exceeding the sum of \$3,000, nor exceeding the sum of \$1,600 for the construction of an elementary school-house; and the school-houses shall be built in accordance with and upon plans approved or furnished by the Superintendent, who upon request to that effect, may authorize the School Commissioners or Trustees to levy a larger sum than that indicated in this section for the construction of school-houses."

Plans ap-
proved.

Power of
Superinten-
d nt.

C. S. L. C., c.
15, s. 64, §
8, replaced.

11. The 8th sub-section of section 64 of chapter 15 of the Consolidated Statutes for Lower Canada, is struck out and the following substituted therefor:

Case of appeal
to superin-
tendent.

"8. When a site for a school-house is chosen by the School Commissioners or Trustees, or a change is made in the limits of a school district, or a new school-district

is established in a school-municipality, or when one or more established school-districts are changed or subdivided, or when the School Commissioners or Trustees refuse or neglect to exercise or fulfil any of the functions or duties conferred upon them by this section, the rate-payers interested may at all times appeal to the Superintendent, by summary petition; but such appeal shall not be allowed unless with the approval of three visitors other than the School Commissioners or Trustees of the said municipality; the decision given by the Superintendent shall be final and he may by such decision order the School Commissioners or Trustees to do that which they have been required or which he orders them to do, or abstain from doing, or to do only in whole or in part and upon the conditions required by such decision."

Appeal to be approved of by three visitors.

Decision of Superintendent to be final.

12. Section 67 of chapter 15 of the Consolidated Statutes for Lower Canada is repealed, and the following is substituted therefor:

Idem, s. 67, replaced.

"67. The School Commissioners or Trustees cannot exact monthly contributions from the following:

Cases in which monthly contributions cannot be exacted.

1. From indigent persons;
2. Nor from persons for insane, deaf or dumb children;
3. Nor from persons whose children are unable to attend school from serious and prolonged illness;
4. Nor from any persons for children who are absent from the school-municipality for their education;
5. Nor from any persons for children attending a college or other incorporated educational institution or receiving a special grant from the public funds other than those under the control of the School Commissioners or Trustees, situated within the limits of the school municipality, attending such college and following a classical course therein, or being boarders by the year and for the whole year in such college or incorporated educational institution or receiving such special grant from the public funds other than those under the control of the School Commissioners or Trustees."

13. Sub-section 2 of the 84th section of chapter 15 of the Consolidated Statutes for Lower Canada is struck out and replaced by the following:

Idem, s. 84, amended.

"2. And the notice given in the manner hereinbefore prescribed for the holding of general meetings stating that the assessment-roll thus established is in the hands of the secretary-treasurer for inspection, shall be a sufficient publication and notice; and the said roll shall remain in his hands for inspection for at least thirty days after notice has been given, and during the last ten days of such time the School Commissioners or Trustees may amend it; after which the said roll shall come into force and the assessments must be paid."

§ 2, replaced.

Notice respecting roll.

Amendments to roll.

Coming into force thereof.

§§ added.

And the said 84th section is amended by adding thereto the following sub-sections :

Compulsory
examination
of and amend-
ments to roll.

“ 3. The School Commissioners or Trustees must within the last ten days of the delay of thirty days, even though no complaint has been made, examine and amend the assessment roll by rectifying errors made in transcribing the valuations, or in the names of persons and descriptions of lands entered therein, or by inserting names of persons and descriptions of lands which may have been omitted, or by striking therefrom persons and lands which may have been erroneously inserted, or by correcting errors made in calculating the school rates payable by each rate-payer.”

Contents of
notice of de-
posit.

“ 4. The School Commissioners or Trustees must in the notice of the deposit of the assessment roll inform the rate-payers of the day and hour and place of the meeting, at which they will proceed to such examination and amendment.”

Demands of
amendment.

“ 5. Any rate-payer may demand that the assessment-roll be amended in any of the particulars above mentioned, either by producing a complaint in writing before or upon the day fixed for the examination, or by stating his complaint verbally at the examination; and the School Commissioners or Trustees must take into consideration all complaints lodged in writing or made verbally, and hear all interested parties who may be present.”

Entry of
amendment.

“ 6. Any amendment made to the assessment-roll must be entered upon it or on a paper annexed thereto with the initials of the secretary-treasurer; and a declaration testifying to the accuracy of the amendments and determining the number thereof, must be entered upon the assessment-roll or annexed thereto, under the signatures of the chairman and the secretary-treasurer.”

Declaration.

Collection of
assessment.

“ 7. After the expiration of twenty days from the said delay of thirty days, the collection of the school-rates may be enforced by the School Commissioners or Trustees either by suit or prosecution, or by a warrant of distress, or by adjudication and sale by the municipality, of the property liable for such school-rates.”

Special
notice and
statement to
resident rate-
payers re-
quired.

“ 8. To collect the school-rates by warrant of distress, and before proceeding to the adjudication and sale of the lands liable therefor of resident rate-payers, the secretary-treasurer shall make a demand of payment of the school-rates entered in the assessment-roll and remaining uncollected from the persons liable for the same, by serving or causing to be served upon them a special notice to that effect, accompanied by a detailed statement of the sums due by them.”

Service of
notice.

“ 9. Such service is effected as respects resident rate-payers by leaving a copy of the special notice with the individual to whom it is addressed, in person, or with a

reasonable person at his domicile, or place of business ; and as respects non resident rate-payers by lodging in the post-office, in or nearest to the school-municipality, a copy thereof in a sealed and registered envelope, addressed to the individual for whom it is intended at the place of his residence or business.” Non resident rate-payers.

“ 10. If after the fifteen days next following the demand made by such special notice, the sums due and specified therein have not been paid, with the costs incurred thereby, the secretary-treasurer may levy them by seizure and sale of the goods and chattels of the persons liable therefor which may be found within the limits of the school-municipality. The fee for such special notice and that for its service shall be fixed by resolution of the School Commissioners or Trustees.” Seizure of effects. Fees.

“ 11. Such seizure and sale are made under a warrant signed by the chairman of the School Commissioners or Trustees and addressed to a bailiff, who executes it under his oath of office and according to the same rules and under the same responsibilities and penalties as a writ of execution *de bonis* issued by the circuit court.” Signing and service of writ of attachment.

“ 12. The chairman of the School Commissioners or Trustees in giving and signing such warrant does not incur any personal responsibility ; he acts under the responsibility of the school corporation, in whose interest the distress is made.” Responsibility of chairman.

“ 13. The day and place of sale of the goods and chattels so seized must be announced by the bailiff by public notice in the manner prescribed for judicial sales of movables ; and such notice must also state the names and quality of the rate-payers whose goods and chattels are to be sold.” Advertisements required.

“ 14. If the rate-payer is absent, or if there is no person to open the doors of the house, cupboards, chests or other closed places, or in the event of refusal to open the same, the bailiff may, by an order of the chairman of the School Commissioners or Trustees, or of any Justice of the peace, cause the same to be opened by the usual means in presence of two witnesses, with all necessary force.” Case where doors are closed.

“ 15. Any rate-payer who has been required to pay as school rates a larger sum than he owes or who has already paid, and any person having a right of ownership or a privilege on the property seized, may, as the case may be, oppose seizure and sale.” Opposition to attachment.

“ 16. Such opposition must be supported by an affidavit attesting the truth of the allegations it contains, and be allowed by the Judge, or the clerk of the circuit court of the county or district, or the clerk of the Magistrates' court, in the district in which the school-municipality is situated, who shall endorse thereon or annex to it an order to the bailiff to return within eight days from ser- Affidavit, permission and previous deposit, required.

vice, the warrant of distress and all his proceedings before the circuit court of the county or district or before the magistrates' court at its next term. But such permission shall not be granted unless a deposit of five dollars be made in the office of the secretary-treasurer of the school-municipality or of a sum equal to that claimed in and by the warrant of distress, if such sum does not exceed five dollars. Such sum shall be returned to the person who paid the same if the opposition is declared valid; if not, it shall go towards the payment of the costs incurred."

Stay of proceedings;
return.

" 17. On the service of such opposition and order on him, the bailiff must stay his proceeding and he must return the warrant of distress and all his proceedings thereon before the court mentioned in the order, within the eight days next following the service. If the opposition is to the payment of the proceeds of any sale, he must pay over the money in his hands, after deduction of the costs of seizure and sale, to the secretary-treasurer who receives the same on deposit."

Opposition to
payment of
proceeds.

Hearing.

" 18. The opposition is subsequently heard and decided according to the ordinary rules of procedure of the court. The proceeds of any sale are distributed by the court and they are then applied or paid by the secretary-treasurer according to its order. When the opposition to any seizure is dismissed, the court orders the same or any other bailiff to proceed upon the warrant of distress, and upon the delivery to him of this warrant and judgment, the bailiff proceeds with the sale of the goods and chattels seized."

Judgment
and execution.

If no opposition.

" 19. When no opposition to the distribution of the proceeds of the sale of the moveables seized is made, the bailiff returns the warrant, and his proceedings thereon, and pays over the proceeds of the sale, after deduction of the costs of seizure and sale, to the secretary-treasurer, who applies such proceeds towards the payment of the school-rates for which the warrant of distress was issued and of the costs. If there be any surplus, it is paid by the secretary-treasurer to the rate-payer whose goods and chattels were sold."

Surplus.

Statement of
assessments
due, to be
prepared in
November.

" 20. If ordered by the School Commissioners or Trustees, the secretary-treasurer must prepare in the course of the month of November in every year, a statement of the school-rates remaining due by absent rate-payers and by resident rate-payers, and at the same time a statement of the school-rates due by resident and absent rate-payers with respect to whom either a warrant of distress or a writ of execution has been returned unsatisfied, and of any costs incurred and unpaid; showing the names and qualities of such rate-payers, and a description of the lands liable according to the rolls of valuation and assessment."

"21 Such statement shall be submitted to the School Commissioners or Trustees and must be approved of by them. It shall then be transmitted by the secretary-treasurer before the twentieth day of December, to the secretary-treasurer of the County Council; and the latter shall proceed to the sale and adjudication of the lands mentioned therein in the same manner and with the same effect as in the case of a statement of municipal tax arrears transmitted by the secretary-treasurer of the local municipal council. He shall pay over the amounts recovered to the secretary-treasurer of the School Commissioners or Trustees."

Approval of such statement. Its transmission to the secretary, of the county council.

Sale of the lands.

14. Whenever a copy of judgment condemning a school corporation to pay a sum of money, has been served at the office of the secretary-treasurer of that school corporation, he must forthwith convene a meeting of the School Commissioners or Trustees; and the School Commissioners or Trustees must order the payment of judgment out of any appropriated funds at their disposal. If there are no funds unappropriated for that object, or if those at their disposal are insufficient, they must apply to the Superintendent of Public Instruction for authorization to levy a special assessment to pay the same and this in conformity with the 86th Section of Chapter 15 of the Consolidated Statutes for Lower Canada.

Judgment against School Corporation.

Meeting of Commissioners or Trustees; their duties.

2. If the Superintendent authorizes the levying of such special assessment, steps shall be taken without delay, by the School Commissioners or Trustees to complete a special assessment roll, in the manner and with the formalities required for completing an ordinary roll for assessments and collection of rates. If the Superintendent does not furnish the authority within fifteen days from the time when it shall have been demanded from him; or if the amount of the special assessment which he has authorized to be levied has not been collected; or if the School Commissioners or Trustees have not proceeded to complete this roll within the fifteen days following the date of the authorization by the Superintendent; or if the School Commissioners or Trustees refuse or neglect in any manner to proceed with the completion of the roll, to impose the rate, or to collect it, in whole or in part; then in any one of these cases the judgment creditor, on production of the return of service of a copy of the judgment, and of one or more affidavits to the satisfaction of the tribunal or judge establishing proof of the non-performance of one or other of the provisions indicated in the present subsection, may obtain the issue of a Writ of Execution against the school corporation in default.

Special roll of assessment.

When writ of Execution may be issued.

3. The court which has rendered the judgment, or a judge of this court, may, on petition, grant to the Superintendent

Delay may be granted by Court.

intendent, or to the School Commissioners or Trustees, the delay deemed necessary by the court or judge for completing the special assessment roll, or for levying the sums of money specified therein, or for any other object connected with this special assessment and collection roll.

Address and contents of writ of execution against goods of school corporation.

4. Such writ of execution is addressed and delivered to the sheriff of the district in which the school municipality in question is situated, and enjoins him :

a. To levy from the school corporation, with all possible despatch, the amount of the debt with interest and the costs as well of the judgment as of the execution ;

b. In default of immediate payment by the corporation, to seize and sell any movable property, if any there be held by it, and any real estate belonging to it upon which the judgment creditor may have a privilege or an hypothec, and of which the seizure and sale may be ordered by this judgment.

Case of *alias* writ, to collect amount from rate-payers.

5. In the event of there being no real or personal property belonging to the said school corporation to be seized and sold or in the event of any such property being insufficient to satisfy the judgment ; on the production of the return of the sheriff to the court to that end, or after the homologation of the judgment of distribution establishing its insufficiency, an *alias* writ of execution may be issued against the said school corporation in default addressed to the sheriff and enjoining him to levy from the school corporation, the amount, or the balance, as the case may be, of the debt, and with interest and costs, including those of the judgment, the subsequent costs incurred, by apportioning the sum required on all the rateable real property, in the school municipality, liable for the judgment, in proportion to its value ; to exact and collect the assessment laid by him ; and to make a return to the court of the amount levied and of his proceedings as soon as the amount of the debt, interest and costs has been collected, or from time to time as the court may order.

Duties of Sheriff.

6. The sheriff shall procure a copy of the valuation roll in force from the secretary-treasurer of the local municipality in which the School Municipality is situated, on payment of the usual fees ; and on refusal or neglect of the secretary-treasurer to furnish such copy, the sheriff is authorized to take possession of the valuation roll and to make a copy or to cause one to be made. If he cannot obtain the valuation roll, or if none exists, the sheriff proceeds to make a valuation of the assessable property himself.

Fees and costs.

7. The fees and costs of the sheriff on the execution of the said writ of execution are fixed by an order of the court or of a judge thereof ; and such fees and costs, with

all legitimate disbursements, are added to the amount to be levied.

8 The sheriff shall proceed to apportion the sum to be levied on all the rateable real property in the School Municipality in proportion to its value by the copy of the valuation roll in force, or by the valuation made by himself as the case may be; and he shall make a special assessment roll of such apportionment.

Apportionment and special roll to be made by sheriff.

9. The sheriff shall publish such special assessment roll in the manner required by section 84 of chap. 15 of the Consolidated Statutes for Lower Canada, and by section 13 of the present act; and on the day fixed for such purpose he shall hear and decide all complaints made either in writing or verbally by the rate-payers, and shall make, in accordance with the said sections, such amendments to the special assessment roll as he may deem right, and the special assessment shall become payable at the sheriff's office at the expiration of the delay of thirty days.

Roll to be published.

Complaints and hearing thereof.

10. After the expiration of twenty days from the said delay of thirty days, the sheriff shall exact and levy the amount entered on the special assessment roll.

Roll in force.

11. The sheriff shall make a demand of payment of the uncollected special rates, by causing to be served upon the rate-payers in default a special notice with a statement of the sums due by them respectively, in the manner mentioned in the ninth sub-section of section 13 of this act.

Special notice by Sheriff.

12. If after the fifteen days next following the service of such special notice the sums due and specified therein have not been paid, with the costs incurred thereby, the sheriff shall issue a warrant of distress to a bailiff, who shall execute the same in the manner prescribed by sub-sections 11, 13, 14, 17, 18, 19, of the 13th section of this act, but the bailiff shall pay the proceeds of the sale made by him to the sheriff instead of to the secretary-treasurer. Any rate-payer and any person may make an opposition to such seizure or sale or to the payment of the proceeds thereof, for the causes, in the manner and to the ends mentioned in paragraphs 15, 16, 17 and 18 of the 13th section of this act.

Warrant of distress issued by sheriff; execution thereof.

Opposition.

13. The sheriff shall collect the unpaid assessment of the resident rate-payers from whom it has been impossible to collect by distress on their goods and chattels and those of non-resident rate-payers by the sale and adjudication made by him of their lands for the amounts for which such lands are respectively liable on the first Monday of March in any year, in the manner and according to the rules laid down for the sale of real estate for arrears of municipal taxes and with the same effect, after having given himself or caused to be given the publications and notice

Sale of lands by sheriff.

required to be given by the secretary-treasurer of the county council.

When land is
to be sold for
municipal
taxes also.

15. If any land advertised to be sold by the sheriff is advertised to be sold on the same day by the secretary-treasurer of the county, the latter cannot sell the land, but must forthwith transmit to the sheriff a statement of his claim and costs, which the sheriff shall levy with the special assessment, and shall hand over to the secretary-treasurer.

Redemption
of lands.
Deed of sale.

16 The redemption of lands sold by the sheriff shall be effected with him; and in default of such redemption he shall give the deed of sale.

Arrears.

The sheriff must transmit a copy of his special assessment roll showing thereon what amounts have been collected, to the School Commissioners or Trustees, after having levied the whole amount set forth in the *alias* writ of execution, with interest and costs. All arrears shall belong to the school corporation, and may be recovered in the same manner as the ordinary rates. If any surplus remains in the hands of the sheriff it shall also belong to the school corporation and must be paid over by him to it.

Orders of
Court.

17. The sheriff may obtain from the court any order calculated to facilitate and ensure the execution of the writ of execution.

Sheriff's fees.

18 The sheriff shall be entitled with respect to the special notices to rate-payers to such fees and disbursements as may be fixed by an order of the court or of a judge thereof; and with respect to the sale and adjudication of lands to the same fees and disbursements as the secretary-treasurer of the county.

If debt is for
school house,
for portion of
municipality.

19. If judgment is rendered for a debt due for the building of a school house for which a portion only of the school municipality is liable, the judgment, the writ and the *alias* writ of execution shall mention such fact; and the assessment in such case shall be laid only on the real property situated in that part of the School Municipality which is liable, in virtue of the judgment.

Seizure of
other goods
belonging to
corporation.

20. If the school corporation against which any judgment has been rendered, ordering the payment of any sum of money, holds any real estate, other than Model or District School Houses, which is not affected by privilege or hypothec in favor of the judgment creditor, such property may with the express authorization of the Superintendent of Public Instruction, be seized and sold in the

Antl oriza-
tion required.

ordinary manner prescribed in the code of civil procedure ; and movable effects of the school corporation in the possession of a third party and debts due to it, may also be attached in such ordinary manner.

21. The 5th sub-section of the 110th Section of Chapter 15 of the consolidated statutes for Lower Canada is struck out and the following is substituted therefor : C. S. L. C., c. 15, s. 110. § 5, replaced.

“ 5. To deliver to each candidate, deemed worthy, a diploma, certificate or *brevet* of capacity as a teacher, signed by the President or Vice-President and the secretary, sealed with the seal of the board, bearing a date, and distinctly indicating the nature of the special branch of teaching to which such candidate intends to devote himself ; if he can teach both French and English, if not, which of these two languages ; his age, his last place of residence and his professed religious belief ; if the certificates of age and of morality required by this act have been submitted to the board ; the names of the persons also who have signed such certificates, and if copies thereof have been taken ; but previously all candidates presenting themselves before the competent board to obtain a diploma, certificate or *brevet* of capacity for a Model or Elementary school, shall pay to the secretary of the said board a sum of two dollars, and for an academy Diploma, the sum of three dollars ; out of such sum there shall be paid to the secretary of the board the sum of one dollar for filling up, signing and registering such certificate, diploma or *brevet* of capacity, and the balance shall be used in paying the expenses of the Board of Examiners ; none of such sums shall be returned to the candidate who has been unable to obtain a diploma, certificate or *brevet* of capacity which he may have sought, but he may present himself a second time at the next meeting of the Board without paying further fees.” Teacher's diploma contents. Fee. Application.

22. Section 127 of the said chapter 15 of the Consolidated Statutes for Lower Canada is struck out and the following substituted therefor : Sec. 127 of same act replaced.

“ 127. If any School Commissioner, Trustee, or secretary-treasurer, after dismissal, resignation, or retirement from office, or any other person whatever, retains, keeps, or takes possession of or refuses to deliver up, any book, paper or thing, money, sum of money, insignia, or any object belonging to the School Commissioners or Trustees of any school Municipality, he shall thereby incur for each day during which he retains, appropriates or refuses to deliver such books, paper or thing, money or sum of money, insignia or any other object whatever, a fine of not less than five nor more than twenty dollars (and such fine may be sued for and recovered in one and the same action,) Refusal to restore property of School-corporation. Fine.

Notice served.

after notice from the Superintendent of Public Instruction ordering him to deposit or deliver them into the hands of the person indicated in such notice, which notice may be served by a bailiff of the Superior Court, upon the person mentioned in the notice, either in person or at his domicile, and the said bailiff shall make his report or return of such service to the Superintendent, under his oath of office and thenceforward the said notice, report or return shall be authentic.

Suit in Superior Court.

2. The Superintendent may in the same action demand the return of such books, papers or things, money or sums of money, insignia or other objects whatever, and the defendant may be condemned thereto upon such penalties as the Court may inflict; the judgment shall in all cases carry costs and shall be executed in the usual manner; but the Superior Court shall alone have jurisdiction to hear and decide such actions, whatever be the amount.

Imprisonment.

3. The fine to which the defendant shall be condemned shall be considered as a personal debt against him, and the court may condemn the defendant to be imprisoned, in default of payment of the fine, or in default of the defendant returning within the delay mentioned, the said books, papers or things, money, insignia, or other objects whatever or any of them.

Application of fine

4. The said fine shall be recoverable before the Superior Court, and as soon as recovered shall be paid over into the hands of the Superintendent, who shall deduct the expenses occasioned by such suit and the balance shall form part of the Common School Fund and shall be employed as such.

Suits.

5. All actions brought under this section shall be in the name of the Superintendent."

Interpretation of 39 V. c. 15, s. 12.

23. To remove all doubts as to the interpretation of the 12th section of the act 39 Victoria, Chapter 15, it is declared that the first section of Chapter 16 of the 32nd Victoria as amended by the 6th section of Chapter 12, 35 Victoria, was alone in force, and that the Protestant portion of the Council of Public Instruction ought to have been and is composed of eight members.

Idem. s. 14, amended.

24. Section 14 of the said Act (39 Victoria, chap. 15) is amended by adding at the end thereof "and in the case of the absence or sickness of the Superintendent, the Council shall appoint one of its members present to preside over the meeting."

By-laws and regulations of boards of examiners.

25. The Catholic or Protestant Committee may each within the limits of its authority, make By-laws and Regulations (in addition to those at present in force, for the

government, management, division or sub-division of Boards of Examiners of the religious belief of each Committee; and such by-laws and regulations shall come into force after having been sanctioned by the lieutenant-governor in council, and published in the *Journ^{al} de l'Instruction Publique* and in the *Journal of Education*. Publication thereof.

26. The secretary-treasurer of the School Commissioners or Trustees shall collect from the rate-payers in the municipality, a sum that will allow of the payment of the salary of the male and female teachers, at the expiration of each half year of their engagement, which shall be shown in his half yearly report to the Department of Public Instruction, except, however, for the half year current at the time of the passing of this act. Salaries of teachers, payable semi-annually
To be mentioned in report

27. The government grant shall be paid only on the condition mentioned in the preceding section. Conditions.

28. The School Commissioners or Trustees, or the secretary-treasurers shall, for any infraction of the provisions contained in the 26th and 27th sections of this act, incur for each offence a fine not exceeding twenty dollars. Penalty.

29. When a Depository of books, publications, maps, models, specimens, apparatus and other school furniture, shall have been established in the Department of Public Instruction, all the books, maps and ordinary school furniture, required by the children attending school, shall be supplied by the Superintendent, to each School Municipality, and the School Commissioners or Trustees shall pay the costs thereof to the Superintendent and shall afterwards distribute them to the children attending school at the same prices which they have paid for them, and regard shall be had to this expenditure in the sum to be levied by taxation by each School Municipality. Supply of books, etc., to municipalities by Superintendent.

30. The School Commissioners or Trustees and their secretary-treasurers shall, during the course of the months of July and August in each year, make a requisition to the Department of Public Instruction for the books and other school furniture that they may require for the schools in their Municipality. The articles thus demanded shall be forwarded by the Department without delay. Requisition to that effect.

31. For this purpose regulations shall be established by the Superintendent, which shall come into force as soon as they have been sanctioned by the Lieutenant-Governor in council. By-laws to same effect.

32. Drawing shall, as much as possible, be taught in Teaching of drawing in Schools.

all the schools, held in conformity with the laws concerning Public Instruction in this Province.

Rules of
Council of
Arts and
manufactures
to that effect.

33. The Council of Arts and Manufactures as constituted by chapter 7 of 36 Victoria, in addition to the Rules and Regulations which it is authorized to make in virtue of the said Act, shall further make Rules and Regulations for the establishment, management, administration and carrying on of a system of teaching Drawing in all its branches in the schools under the control of School Commissioners and Trustees of Dissident Schools, shall determine the manner and method to be followed in teaching Drawing, shall approve the books, copy-books, maps or plans to be used in each school for the teaching of such Drawing, and shall, as much as possible, establish a uniform system of teaching Drawing; such Rules and regulations shall be submitted to the approval of the Catholic or Protestant Committee, of the council of Public Instruction, as the case may be and the Superintendent shall cause the same to be published, after approval of the same in the *Journal de l'Instruction Publique* and in the *Journal of Education*, and they shall then come into force.

Approval and
publication
necessary.

Members
ex-officio.

34. The Provincial Secretary and the Superintendent shall be *ex-officio* members of the Council of Arts and Manufactures.

Members of
C. A. M. to be
visitors of
schools.

35. Each member of the Council of Arts and Manufactures shall be a visitor of the Schools of his religious belief in each Municipality.

Suit of Super-
intendent,
against Sec-
Treas., *en red-
dition ou révi-
sion de compte.*

36. The Superintendent may in his own individual name, sue, before any Court of competent jurisdiction, any secretary-treasurer whatever in an action *en reddition de comptes, en reformations, redressement ou revision de comptes* each and every time that he is assured that such accounts have not been rendered, or if having been rendered that they are informal, irregular, illegal, fraudulent or erroneous, and may demand that all agreements entered into between School Commissioners or Trustees and the secretary-treasurer, or any other persons with reference to such accounts or their rendering be set aside annulled or modified in whole or in part; but the Superintendent shall not enter into any such suit before having made a demand (*mis en demeure*) upon such School Commissioners or Trustees, as the case may be, by a notice signed by the Superintendent and served upon them by a bailiff of the Superior Court, who shall serve such notice upon the persons mentioned therein in per-

Commission-
ers to be
previously
notified.

son or at their domicile, to institute such action themselves, within the delay indicated in such notice, and such delay expired, if the Commissioners or Trustees have not instituted the action, the Superintendent shall do so. The Superintendent may intervene in any such suit, brought by the said Commissioners or Trustees, to watch the judicial proceedings and advance them, if there is occasion. The suits or intervention of the Superintendent in virtue of this section, shall be at the expense of the School Commissioners or Trustees.

Superintendent may intervene in suits by Commissioners. Costs.

The sureties of any secretary-treasurer may also be *mis* Sureties of Sec. Treas. *en cause* in any action brought against a secretary-treasurer by the Superintendent.

37. The Superintendent when he shall deem it necessary may also, in his own name, sue the School Commissioners or Trustees who shall refuse or neglect to pay to any teacher his salary or part of his salary due to him, and in such case the Superintendent shall sue for the amount due as a personal debt due to himself; and he shall be substituted to such teacher for such purpose, and the judgment rendered against such School Corporation shall be executed by the ordinary means of execution or by seizure by garnishment or in any other manner, the judgments of Courts of Justice may be executed against such School Corporation; and the Superintendent shall remit the sum recovered to the party interested, deduction being made of all costs.

Suit for recovery of teachers' salary, by Superintendent against Commissioners.

38. The books of account in each School Municipality shall be kept in the form, and in accordance with the form, which shall be determined upon by the Superintendent and not otherwise.

Form of books of account.

39. When a School Municipality has been formed and includes parts of other municipalities and when the valuation roll in force in each of these latter municipalities is not uniform, or the property is valued more in one than in the other, in such case the School Commissioners or Trustees of the new School Municipality, shall during the course of the two months which shall follow their appointment cause a valuation roll to be made of the property situated in the School Municipality, by three competent persons who shall act as assessors; and when the valuation roll shall be closed the assessors shall deposit it in the office of the secretary-treasurer of the School Commissioners, who shall give public notice of such deposit, and during the twenty days following such notice, any person interested may inspect the same; and at the expiration of these twenty days, the valuation roll shall *de facto* be homologated, but the Commissioners may amend it when

New assessment roll in a municipality, formed of different parts; when and how made.

they deem it expedient to do so, after having given eight days public notice of the day and hour of the meeting at which such amendment shall be made ; and such roll being certified by the assessors in presence of a Justice of the Peace, who shall sign it, shall become and be the valuation roll which shall serve as a basis for the assessment roll of the said School Commissioners or Trustees, and it shall remain in force until the rural Municipal authority shall have made one according to law.

Effect of
Division of
District, as
regards
school-house.

40. When a School District is divided by the creation of a new District or new Municipality, the part on which is situated the school house, shall retain the property thereof and if it has been built at joint expense, shall pay to the other an amount which shall be established *pro rata* by the valuation of the real property of the parties interested

In case of
dissentient
minorities.

2. The same rule shall be followed when the religious minority shall declare themselves dissentient, and, unless an understanding to the contrary be come to with the minority, the majority shall keep the said school house, on payment of an amount determined as above.

Valuation of
house and
land.

3. In either of such two cases the School Commissioners or Trustees of the Municipality in which is situated the said school house shall entrust three competent persons with the making of a valuation of the said school-house, and of the land upon which it is built, if this land has not been acquired by gratuitous title, and such valuation approved by them shall be final.

Appeal to
Superintend-
ent.

4. If after such valuation, the parties interested still do not agree, there shall be an appeal to the Superintendent, and the latter, after the said valuation and an authentic copy of the valuation roll of the property of all the parties interested have been placed in his hands, shall pronounce a final decision.

Apportion-
ment and
collection of
assessments.

5. In these divers cases the School Commissioners or Trustees shall without delay apportion between the proper persons the amount to be paid, shall collect the money as soon as possible by legal process as in the case of collection of taxes, and shall render account to the parties interested.

Superin-
tendent to
be visitor of
A. & M. sch.

41. The Superintendent shall be *ex offi io* visitor of the schools of Arts and Manufactures, established in the Province.

Qualification
of School
Inspectors.

42. No person shall be appointed school inspector unless he has attained the age of twenty-five years; and obtained a certificate or *brevet* of capacity or diploma for an Academy, Model School or Elementary School; taught school during at least five years and has discontinued

teaching not more than five years, and has been examined before the Catholic or Protestant Committee of the Council of Public Instruction, as the case may be, or by any sub-committee appointed by either of the said committees, upon his fitness and ability to fulfil the duties of the office, the whole in accordance with the rules which each committee shall make ; and such examination shall be held before the committee or such sub-committee of either of the said committees, as the case may be, or before any person chosen or appointed by the said committee, as the case may be ; the Rules and Regulations concerning such examination shall be published in the *Journal de l'Instruction Publique* and the *Journal of Education*.

Examination.

Rules to that effect.

43. The seventh section of Chapter 12 and 35 Vict., is amended by adding thereto the following words : "Every male or female teacher who does not intend to continue his or her engagement for the following year must give a like notice to the School Commissioners or Trustees "

35 Vict., c. 12, s. 7, amended.

Notice required from teacher discontinuing engagement.

44. The Scientific and Industrial school called the " Polytechnic School of Montreal " shall in future be known under this name, and is placed under the control of the Superintendent of Public Instruction, in conformity with the programme established on the 20th November, 1873, between the Minister of Public Instruction and the Roman Catholic School Commissioners of the City of Montreal ; but such programme may be modified, changed or extended in whole or in part by the Superintendent and the said School Commissioners.

Polytechnic school of Montreal. Programme.

45. There shall be made each year, or as often as required a report to the Superintendent, by the principal of the Polytechnic School, or by any other person whom the Superintendent may appoint to make an examination for that purpose, shewing the progress of the pupils, the state of the collections, instruments, laboratory and library, and also upon all which concerns the studies in the said school, and also a report of the receipts and expenditure of the establishment and of every thing which concerns the statistics and the working of the said institution.

Report on said school to Superintendent.

46. Each year there shall be appointed two or more competent persons as commissioners to examine the pupils in each course followed in the said school upon the various branches of science taught therein during the year ; these pupils shall be presented for examination by the principal.

Examining commissioners named for said school.

These commissioners shall be appointed by the Lieutenant-Governor in Council, on the report of the "Commissioners of the Polytechnic School."

Report of
these com-
missioners.

47. These Commissioners shall report upon the result of the examinations to the Superintendent and to the Catholic School Commissioners of the city of Montreal, and also, upon the classing of the pupils according to their ability and upon the improvements, changes or modifications which they may deem necessary to suggest in the teaching and the length of the courses of study.

Diplomas to
be awarded to
pupils.

48. In accordance with the report of the Commissioners, the Superintendent shall deliver to each pupil, having regularly followed a completed course of studies in the said Polytechnic School and having passed at the end of each school year a satisfactory examination before the said Commissioners, an engineer's diploma according to the branch of scientific knowledge which such pupil shall have applied himself to, either a diploma as civil engineer, mining engineer, mechanical engineer, or as industrial engineer; and the names shall be published in the *Quebec Official Gazette*, indicating the grade of the diploma obtained.

Names to be
published.

Special men-
tion in
diplomas.

Mention shall be made in the diploma, in accordance with the opinions of the Commissioners that the pupil has passed his examination in a satisfactory manner, or with distinction, or with great distinction, or lastly with the highest distinction.

Present
pupils.

49. The pupils now at the school and having already passed one or two examinations at the end of the year before the principal and the professors of the institution, to obtain a diploma shall pass their future examinations only, before the Commissioners.

Appointment
of professors.

50. The appointment of the principal professors and staff necessary to the carrying on of the school, shall be made by the Roman Catholic School Commissioners of the city of Montreal, and subject to the ratification of the Superintendent of Public Instruction.

Classes of
diplomas
defined:

51. The terms employed in the present act to define the four classes of diplomas to be accorded by the Superintendent of Public Instruction to the pupils of the said Polytechnic School, shall be understood as follows:

Civil
Engineer

1. The diploma of civil engineer shall be accorded to the pupil capable of conducting, directing and executing all works of art and of construction upon the surplus of the soil;

Mining
Engineer.

2. The diploma of mining engineer shall be accorded to

the pupil capable of conducting, directing and executing all works of discovering, extracting, and working of mines or minerals, and their transformation into useful metals ;

3. The diploma of mechanical engineer shall be accorded to the pupil capable of designing, numbering and constructing all engines and machines used in manufactures ;

Mechanical
Engineer.

4. The diploma of industrial engineer shall be accorded to the pupil capable of applying the physical and chemical science to production and manufactures.

Industrial
Engineer.

52. The Lieutenant-Governor in Council may, on the recommendation of the Council of Public Instruction, or on the report of the Superintendent, make, adopt and promulgate rules and regulations for the holding, establishing, direction and maintenance of school exhibitions ; to appoint one or more Commissioners for that purpose, whose duty it shall be to obey the instructions to be given to them by the Lieutenant-Governor in Council ; and these rules and regulations shall be published in the *Quebec Official Gazette* and shall also be published by the Superintendent in the *Journal de l'Instruction Publique* and in the *Journal of Education*.

School
Exhibitions.

Rules govern-
ing same.

Publication
thereof.

53. The Schedules inserted in this Act form part thereof and are sufficient for all cases for which they are proposed ; any other form to the like effect may be equally employed.

Forms.

54. Every act or part of an act or law contrary to the present act is repealed.

Acts repeal-
ed.

APPENDIX.

Forms.

No. 1. FORM IN CONNECTION WITH THE 34TH SECTION
OF CHAP. 15 OF THE CONSOLIDATED STATUTES
FOR LOWER CANADA.

Province of Quebec, }
Municipality of }

Public Notice is hereby given that a meeting of the proprietors of real estate and resident householders of this Municipality, will be held on Monday the day of July eighteen hundred and at the hour of ten in the morning, at the church door of the said municipality (or at *indicate the place*) to proceed with the election of a Board of School Com-

missioners, or of one or more School Commissioners (as the case may be).

A. B.

J. P.

or

C. D.,

Secretary-Treasurer.

Given at this day of
eighteen hundred and

The notice should be read and posted up on the door of the church or place of public worship; if there is no church or place of public worship, it must be posted up in two of the most public places of the Municipality.

No. 2.

Province of Quebec, }
Municipality of }

Public notice is hereby given that on Monday the day of eighteen hundred and a meeting of the proprietors, occupants, tenants or rate-payers of Dissident Schools of the Municipality of will be held, to proceed to the election of (*here mention the number to be elected*) Dissident School Trustees; the said meeting shall be held at (*mention the place*) at the hour of ten in the morning.

A. B.,

Chairman of the Dissident School Trustees.

C. D.,

Secretary-Treasurer of the Dissident School Trustees.

Given at the day of
eighteen hundred and

No. 3 FORM OF ACT OF ELECTION OF COMMISSIONERS.

Province of Quebec, }
Municipality of }

I, the undersigned, declare that at the public meeting of the proprietors of real estate and resident householders of the municipality of held at the door of the church of the said municipality (*and mention the place*)

at the hour often in the morning, on Monday, the
day of July eighteen hundred and

Messieurs (*insert the names and surnames*) were duly
elected School Commissioners for the said municipality
(*or has been duly elected, if there has been only one elected*).

A. B.,
Presiding Officer.

Given at this day of
eighteen hundred and

No. 4.—FORM OF ELECTION RETURN, TO BE TRANSMITTED TO THE SUPERINTENDENT.

SECTION 44, C. 15, C. S. L. C.

Province of Quebec, }
Municipality of }

To the Superintendent of Public Instruction.

Sir,

On Monday, the day of July eighteen
hundred and , at a public meeting of the
proprietary of real estate and resident householders of
this municipality, duly convened by public notice, and
held at the door of the church of the said municipality,
(*or mention the place*) at the hour of ten in the morning,
Messieurs (*insert the names and surnames, written very
plainly*), were elected as School Commissioners for the
said Municipality, conformably to law.

A. B.,
Presiding Officer.

Given at this day of
eighteen hundred and

No. 5.—FORM OF REPORT TO THE SUPERINTENDENT.

Province of Quebec, }
Municipality of }

To the Superintendent of Public Instruction.

Sir,

On the day of eighteen hundred

and _____, at a public meeting of the proprietors, occupants, tenants and rate-payers of dissentient schools of this municipality, convened by public notice and held at *(state the place)* at the hour of ten in the morning, M or Messieurs *(insert names and surnames)* was or were elected Trustees of Dissentient Schools, according to law.

Given at _____ this _____ day of _____
eighteen hundred and _____

C. D.,
Presiding Officer.

No. 6.—FORM IN CONNECTION WITH SECTION 59, C. 15,
C. S. L. C.

SPECIAL NOTICE.

Province of Quebec, }
Municipality of _____ }

To Mr.

A. B., School Commissioner,
(and to those who have been elected.)

Sir (or Gentlemen,)

I hereby notify you that at a public meeting of the proprietors of real estate and resident householders of this municipality, held on the _____ day of _____ eighteen hundred and _____, you were elected a School Commissioner.

C. D.
Secretary-Treasurer.

Given at _____ this _____ 18 _____

No. 7. FORM IN CONNECTION WITH SECTION 59. C. 15
C. S. L. C.

SPECIAL NOTICE.

Province of Quebec, }
Municipality of }

To

A. B., School Commissioner,
C. D., School Commissioner,
E. F., School Commissioner,
G. H., School Commissioner,
I. J., School Commissioner.

Gentlemen,

I hereby notify you to meet in session on the
day of eighteen hundred and at the
hour of in the noon, in my office (*or state
the place*), to proceed to the election of a President and a
Secretary-Treasurer, according to law.

M. O.,
Secretary-Treasurer

Given at this 18

No. 8.—FORM OF PREAMBLE OR HEADING FOR THE MI-
NUTES OF PROCEEDINGS OF SCHOOL COMMIS-
SIONERS.

Province of Quebec, }
Municipality of }

At a meeting of the School Commissioners of the
Municipality of , in the county
of , held at (*mention the place*) in this
municipality, Thursday the day of the month
of , eighteen hundred and , at the hour
of in the -noon, at which meeting
were present :

MM.

all School Commissioners.

The chairman (*or acting chairman in the absence of
the chairman*) in the chair. The secretary-treasurer
being also present.

M. (*his name*) moves, seconded by M. (*his name*) that the
monthly contribution to be paid to the secretary-treasurer
during the eight school months for each child of age to attend
school by all those obliged thereto, be ten cents per month.

Carried unanimously.

If there is a division, the votes shall be taken by the chairman as follows :—

Yeas :— Messieurs

Nays :— Messieurs

If the votes are equal, the chairman votes and then he declares the motion carried or not, as the case may be.

If there is an amendment, say :

Mr. _____, seconded by Mr. _____, moves

in amendment that the rate of the monthly contribution be twelve in lieu of ten cents.

For the amendment :—Messieurs

Against the amendment :—Messieurs

If the amendment is carried, the chairman declares the same carried, and an entry is made in the minute book.

If the amendment is lost, the chairman declares the same lost, and an entry is made in the minute book.

The minute book is signed at each meeting, by the chairman and the secretary-treasurer.

A. B.,
Chairman.

C. D.,
Secretary-Treasurer.

No. 9.—FORM OF NOTICE OF A MEETING WHEN AN ADJOURNMENT HAS TAKEN PLACE, WITHOUT A DAY HAVING BEEN FIXED FOR THE FOLLOWING MEETING.

SPECIAL NOTICE.

Province of Quebec, {
Municipality of }

To

M. A. B., School-Commissioner.

Sir,

A meeting of the School-Commissioners of this Municipality will be held at (the place) at the hour of noon, the

day of the month of
eighteen hundred and

C. D.,
Secretary-Treasurer.

Given at

this

18

No. 10.—FORM IN CONNECTION WITH SECTION 3.
OF THIS ACT.

Province of Quebec, }
Municipality of }

To the Superintendent,
Sir,

I have the honor to inform you that at a meeting of the School-Commissioners held on the day of the month of 18 I was instructed to send you a requisition for the following articles required for the use of the schools in this municipality.

6 doz. A. B. C.
6 " *Mr. Montpetit's readers, (say the series).*
6 " *slates.*
6 " *slate pencils.*
6 " *lead pencils.*
(*Mention the articles*)

C. D.,
Secretary-Treasurer.

Given at this

18

No. 11.—FORM OF SECURITY OF THE SECRETARY-TREASURER. SECTION 60. c. 15. C. S. L. C.

Province of Quebec, }
Municipality of }

Whereas I, A. B., have been appointed secretary-treasurer of the School-Commissioners for the Municipality of , in the county of , and whereas in conformity with the laws concerning Public Instruction we C. D. (*quality and domicile*) and E. F. (*quality and domicile*) have been approved and accepted by G. H., the chairman of the said School Commissioners as sureties of the said A. B., for the total amount which the said G. B. is and shall be at any time whatever responsible for, arising as well from the local school funds, or contributions and special donation, paid into his hands for the support of schools, as of the general funds of the schools, and for all sums of money which he may have in his hands belonging to the said School-Commissioners, and for the due execution of his duties as secretary-treasurer.

Know by these presents that we the said A. B. C. D., and E. F., acknowledge ourselves to be jointly and severally obliged to pay and to reimburse the School-Commission-

ers of the municipality of _____, in the county of _____, all sums of money which the said A. B. by himself or by any person for whom he is responsible may in the exercise of his office become responsible for towards the School-Commissioners of the municipality of _____ in the county of _____ or towards any other person for them, in principal, interest, costs, penalties or damages if any.

The condition of this bond is that if the said A. B. shall well and faithfully at all times perform the duties and functions of the office of secretary-treasurer, to which he has been appointed, and accounts for, pays over or remits to the said School Commissioners of the municipality of _____, in the county of _____, or to any person indicated by them, all sums of money for which he himself or any person for whom he is responsible, shall become responsible, during his tenure of office, towards the said School Commissioners of the municipality of _____ in the county of _____ in principal, interest, costs, penalties or damages, then this bond shall be null, otherwise it shall remain in full force and effect.

Made and passed in triplicate at _____ the _____ day of the month of _____, eighteen hundred and _____

Witnesses	} G. H.	A. B.,
(<i>Signatures of the witnesses</i>).		C. D.,
	} G. H.	E. F.

No. 12. FORM IN CONNECTION WITH SECTION 64. SUB-SECTION 4, chap. 15, C. S. L. C.

Province of Quebec, }
Municipality of _____ }

SPECIAL NOTICE.

To Mr. _____ of the parish of _____
Sir,

I hereby give you notice that at a meeting of the School-Commissioners of this municipality, held on the _____ day of the month of _____, eighteen hundred and _____, you were named (permanently or temporarily, or for what time, must be stated,) one of the managers to assist them in the administration of the school-houses, and in the building, repairing, heating and cleaning the same, and also to keep the furniture belonging to the schools in order.

A. B.,
Secretary-Treasurer

No. 13. FORM IN CONNECTION WITH SECTION 79,
ch. 15, C. S. L. C.

Province of Quebec, }
Municipality of }

SPECIAL NOTICE.

To the secretary-treasurer of the municipal council of the
municipality of the parish of
(or township of)

Sir,

I hereby require you to forward and deliver to me,
within ten days from this date, for the use of the School-
Commissioners of the municipality of
situated in the limits of the parish of

a certified copy, according to law, of the
valuation roll of the property situate within the limits of
the municipality.

A. B.,

Secretary-Treasurer.

(Place) (Date.)

No. 14.—FORM IN CONNECTION WITH SECTION 84, chap.
15, C. S. L. C. AND SECTION 13 OF THIS ACT.

Province of Quebec, }
Municipality of }

PUBLIC NOTICE

Is hereby given to all proprietors of real estate and
resident householders of this municipality, that the assess-
ment roll as established by the School-Commissioners of
this municipality has been made and completed and
that it now is, and will remain in my possession, for
inspection by parties interested, during thirty days from
this notice, during which time it may be amended; any
rate-payer may, during the said delay complain of such
roll, which shall be taken into consideration, and homolo-
gated with or without amendment, at the meeting of
commissioners to take place on the day of
at the place where meetings are usually
held at the hour of in the noon,
but such delay expired it shall come into force, and every
person interested is obliged to take cognizance thereof, if
he so desire, and to pay the amount of his assessment to

the undersigned, at his office, within the twenty days following the said delay of thirty days, without further notice.

Given at this day of the month
of eighteen hundred and

A. B.,
Secretary-Treasurer.

No. 16.—SECRETARY-TREASURER'S NOTICE FOR THE
PAYMENT OF ASSESSMENTS.

Province of Quebec,

Municipality of

(Copy of account.)

\$

Notice served.

(Insert date of notice.)

COSTS

Notice \$

MUNICIPALITY OF

Date of Service.

Dr. to The School Corporation of the (parish, township, &c.)

Assessments on your (<i>here mention the property, as house, farm, &c.</i>) valued at \$ at ($\frac{1}{4}$ ct.) in the \$ (<i>Here add the other items.</i>)	\$	cts.
Total.....		

SIR,—Take notice that having failed to pay the above mentioned sum within the time prescribed by public notice, you are hereby required, within fifteen days from this date, to pay the said sum to me, in my office, together with the costs of the present notice and of the service thereof, detailed hereunder, in default whereof an execution shall be issued against your goods and chattels.

(Place and date.)

COSTS :
Notice
Service.

A. B.,
Secretary-Treasurer.

No. 17.—WARRANT OF DISTRESS FOR ARREARS
OF ASSESSMENT.

Province of Quebec, }
Municipality of }

The School-Commissioners for the Municipality of the parish (township, &c., *as the case may be*) in the county of

To any bailiff of the Superior Court, acting in and for the district of

Whereas A. B. (*name and description of the debtor*) has been required by the secretary-treasurer of the School-Commissioners for the municipality of , in the county of , to pay into his hands, to and for the use of the said School-Commissioners the sum of being the amount due by him to the said School-Commissioners, as appears by the assessment and collection roll of the said municipality for the year 18 ; and whereas the said A. B. hath neglected and refused to pay to the said secretary-treasurer within the delay required by law the said sum of with the costs of notice and service amounting to : these are therefore to command you to seize without delay, the goods and chattels of the said A. B., which may be found within the limits of the said Municipality ; if within the space of eight days after such seizure, the above mentioned sums, with the reasonable expenses of the said seizures, be not paid, then you shall sell according to law the said goods and chattels so by you held, and you shall pay over the moneys arising from such sale to the secretary-treasurer of the said School-Commissioners, so that he may apply the same as by law directed, and return the surplus if any, when demanded, to the said A. B., or to whom it may concern ; and if such seizure cannot be effected, in default of goods liable to seizure, you shall then certify the same to me so that such proceedings may be had as to law shall appertain.

Given under my hand and the
seal of the said corporation of
School-Commissioners this
day of the month of
in the year of Our Lord one
thousand eight hundred and
at
aforesaid district.

X. Y.,

in the } Chairman of the School
Commissioners.

No. 18.—NOTICE OF THE DAY AND PLACE OF SALE OF
GOODS AND EFFECTS SEIZED FOR ASSESSMENTS.

Public notice is hereby given that on _____ day
the _____ day of the month of _____
instant (*or next*) at the hour of _____ in the
-noon at (*here designate the place*) the good and chattels of
A. B., (*name of the person*) now under seizure in default
of payment of assessments due to the said School-Com-
missioners, will be sold at public auction at (*here name*
the place) the _____ day of _____ 18

Given under my hand at _____ (*p'ace*) _____ in the district
of _____ this day of _____, 18

C. D.,

Bailiff *or* Constable.

No. 19.—FORM OF ENGAGEMENT OF A TEACHER.

Province of Quebec, }
Municipality of _____ }

In the year one thousand eight hundred and _____
on the _____ day of the
month of _____, it was agreed and stipulated
between the School Commissioners (*or Trustees*) for the
municipality of _____ in the county of _____
hereto represented by A. B.,—President of the School-
Commissioners (*or Trustees*) in virtue of a resolution pass-
ed by the said School-Commissioners (*or Trustees*) at a
meeting held on the _____
day of the month of _____ eighteen hundred
and _____, and

C. D., (*his residence*) as follows :

The said C. D., has engaged and engages himself
and his services as teacher to the said School-Com-
missioners (*or Trustees*) for the space and term of _____ year
from the _____ day of the month of _____
eighteen hundred and _____ to teach the
(*elementary or model School or Academy*) in School dis-
trict No. _____ of the said municipality, according to law,
and the rules and regulations of the Council of Public
Instruction and of the Committees concerned, and the
Rules and regulations established by the School-Commis-
sioners (*or Trustees*) of the said municipality ; and during
the time of his engagement the said teacher obliges him-
self to fulfil the following charges and conditions, that is
to say : watch over the conduct of the children attending
the school as well in class as out of it and as long as they
are under his view ; teach the subjects required by law
and the established regulations, and to use only such class-

books and readers as are authorized by the Council of Public Instruction and the Committees thereof ; fill up the blanks, papers and documents submitted to him by the School-Commissioners (or Trustees), and Inspectors ;) keep a school register in which shall be entered the names of the visitors to the school and their remarks, and also the books, registers or copy-books for pupils ; to preserve the pupils' school copy-books in the chest or cupboard intended for that purpose ; never to use the class rooms for any other purpose than teaching, without a special permission from the chairman of the Commissioners (or Trustees) ; to receive in the class rooms during school hours such persons as have a right to visit the school and no others ; observe the rules of strict discipline in and during school hours, but not to use corporal punishment except with great discretion and in extreme cases only ; always to keep himself properly clothed, and on this point to set a good example of cleanliness and propriety ; to receive the parents of the pupils and all visitors with respect and politeness ; carefully to keep the *Journal of Education* (or *Journal de l'Instruction Publique* (as the case may be) in the archives of the school and to keep the school-house in good order ; in a word to fulfil all the duties of a good teacher.

This engagement is entered into for and in consideration of the price and sum of _____ dollars, for the school year, which the said School-Commissioners (or Trustees) bind themselves to pay to the said teacher, in the following manner, that is to say : (mention the terms of payment) which sum the said Commissioners (or Trustees) oblige and bind themselves to pay to the said master, in lawful current money and not otherwise, wishing and intending that neither the secretary-treasurer nor any other person for them, shall make any bargain with the said teacher as to the mode of payment of his salary, but that the salary shall be paid him in money and at the dates agreed upon ; the said Commissioners or Trustees) hereby submitting to the provisions of law which substitute the Superintendent of Public Instruction for the said teacher, in any suit for the recovery of the said salary or part thereof, in default of payment of said salary to the teacher in whole or in part.

A copy of this engagement or a duplicate thereof, is transmitted to the Superintendent, by consent of the parties.

In default of any other engagement for next year, the present engagement shall continue to be in force between the parties for next year, and until it shall have been regularly cancelled.

And the parties have signed, the same having been first duly read.

Given at this day of the month
of in the year one thousand eight hundred and
C. D.,

Chairman of the School-Commissioners (or Trustees)

E. F.
Teacher.

CAP. XXIII.

An act to amend the law respecting public instruction,
in so far as respects the city of Sherbrooke.

[Assented to 28th December, 1876.]

HER MAJESTY, by and with the advice and consent
of the Legislature of Quebec, enacts as follows:

1. Hereafter there shall be in the city of Sherbrooke ^{Two boards of commissioners.} two boards of school-commissioners, and each of such boards shall be composed of five commissioners, and shall be under its own name a body politic and corporate, with all the powers and privileges of corporations.

2. One of such boards shall be "The board of roman ^{Roman Catholic Board.} catholic school commissioners of the city of Sherbrooke," and the members thereof shall be roman catholics. The other shall be "The board of protestant school-commissioners of the city of Sherbrooke," ^{Protestant Board.} and the members thereof shall be protestants.

3. The members of each of such boards shall be elected ^{Election of members.} by proprietors resident in the city and possessors of real estate of value sufficient to entitle them to vote at municipal elections in the city.

4. The members of the roman catholic board shall be ^{By whom elected.} elected by roman catholic proprietors; and those of the protestant board by protestant proprietors.

5. The first election of all the commissioners shall be ^{1st election.} held on the second monday of march next; and the subsequent elections shall be held like those of the other ^{Subsequent elections.} commissioners under the general law.

6. The present commissioners shall remain in office ^{Present commissioners.} until the election of commissioners in virtue of the preceding section.