

ber of the executive, and may fill other offices.

B. N. A. acts. 134.

When there is no min. of pub. inst. there shall be a superintendent of education.

Titles of secretaries in such case; and who shall do the duties of min. of pub. inst.

Min. of pub. inst. need not give security; other officers may be required to.

C. S. L. C. c. 15, s. 23 partly repealed.

or though receiving a salary may be summoned to the legislative council, and he may also fill at the same time any of the offices designated in section one hundred and thirty-four of The British North America Act, 1867; and whenever it shall not be deemed expedient to appoint a minister of public instruction, the lieutenant-governor in council may appoint a superintendent of education, who shall have all the divers powers and duties by law assigned to and imposed on the superintendent of education; and the secretary and assistant secretary of the department of public instruction, shall then be styled secretary and assistant secretary of the bureau of education; and the lieutenant-governor in council may order that the superintendent of education shall have all the powers and duties, or part of the powers and duties, mentioned in sub-sections two, three and four, of section one of this act, or order that these powers, duties and functions, shall be vested in the provincial secretary, or in some other member of the executive council.

5. The minister of public instruction shall not be bound to give security, and that part of section twenty-three of chapter fifteen of the consolidated statutes, relating to the security to be given by the superintendent of education, is repealed; and the superintendent of education, when there is one, and the secretary and assistant secretary of the department of public instruction or bureau of education, and all other officers of the said department or bureau, who shall be in any manner charged with the accounts of the said department or bureau, shall give such security, as the lieutenant-governor in council may require of them.

C A P. X I.

An act respecting the Department of the Secretary and Registrar of this Province.

[Assented to 24th February, 1868.]

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

Powers and duties of secretary.

1. The powers, duties and functions of the secretary and registrar of this province are as follows:

1. He has all the powers, duties and functions which were assigned, by law or custom, to the secretary and the registrar of the late province of Canada, in so far as is consistent, with the division of powers established between the governments of the dominion of Canada and of this province, by The British North America Act, 1867; and he shall also have all such powers, duties and functions, as may from time to time be assigned to him by law, or by order of the lieutenant-

governor in council, or as may not have been specially assigned by any such law, or order in council, to any other department of the government ;

2. He is the keeper of the great seal of the province, and issues all letters-patent, commissions and other documents, under the said seal, and countersigns the same ; except such as should be countersigned by the clerk of the crown in chancery, and all commissions under the great seal shall run in her majesty's name.

3. He is the keeper of all the registers and archives of the province, and of all the registers and archives of any government whatever that has had jurisdiction over the territory, or any part of the territory, forming this province, which have been delivered to him in virtue of section one hundred and forty three of the British North America Act, 1867. B. N. A. act, s. 143.

4. It is his duty to deliver, under his hand and attestation of conformity, all copies of the registers, archives and documents in his possession, and his signature shall be proof of the fact that such registers, archives and documents, exist and are lawfully in his possession ; and any copy signed by him, of any document, shall be equivalent to the original itself in any court of justice ; and every document or copy purporting to bear his signature shall be deemed to do so, until proof to the contrary.

2. The lieutenant-governor in council may from time to time appoint, by commission, an assistant-secretary of the province, whose signature shall have the same effect as that of the secretary and registrar, for all purposes other than those of registration. Appointment of an assistant secretary.

3. The lieutenant-governor in council may also, from time to time, appoint by commission a deputy-registrar, whose signature shall have the same effect as that of the secretary and registrar for all registry purposes, and for issuing authentic copies of registered documents. Appointment of a deputy registrar.

4. The two last preceding sections apply with a retroactive effect to the assistant-secretary and deputy-registrar already appointed. Assistant and deputy already appointed.

5. The lieutenant-governor in council may from time to time make a tariff of sums which shall be paid for the issuing and registry of commissions and documents, and for the delivery of duly certified copies by the secretary and registrar of the province ; and the said secretary and registrar shall account to the treasurer for all moneys received in virtue of such tariff in such manner as may be prescribed by order in council. Tariff may be made.
Account of moneys received under it.