



Charlottetown, Prince Edward Island, August 15, 1866.

JOHN INGS, QUEEN'S PRINTER.

VOL. VIII.—No. 381

LAWS OF PRINCE EDWARD ISLAND.

C A P . X X X I I .

An Act to Incorporate the Minister and Trustees of Saint Andrew's Church, Brackley Point Road, Township Thirty-three.

[Passed May 11, 1866.]

WHEREAS on the First day of February, in the year of Our Lord one thousand eight hundred and sixty-four, John Kennedy, of Township Thirty-three, Brackley Point Road, Prince Edward Island, did, by a certain Deed of assignment, under his hand and seal, give and grant unto Joseph Kennedy, the elder, Charles Kennedy, John Mac-Millan, Angus Martin, Alexander Martin, John Mathewson, and John Robertson, of the said Township, Trustees of the Presbyterian Church of Saint Andrew's, Kirk of Scotland, on the Brackley Point Road, a certain tract or parcel of Land, with the appurtenances, situate on said Township Thirty-three, as a site for a Church, in connection with, and governed by, and according to the faith, rites, regulations and discipline of the Kirk of Scotland, as established by law in Scotland, which said piece or parcel of Land is more particularly described and set forth in said Deed of assignment, registered in the Office of the Registrar of Deeds for this Island; and whereas, the present Trustees of said Church, appointed as directed by said Deed, and acting on behalf of the said Kirk of Scotland, have set forth, by their humble petition, that a Church has been erected on the aforesaid Lands; and in order more effectually to carry out the purposes hereinafter named, and to manage and conduct the affairs and interests of the said Church, have prayed that the said Board of Trustees should be vested with a Corporate capacity.

I. Be it therefore enacted by the Lieutenant Governor, Council and Assembly, that the said Rev. George W. Stewart, Charles Kennedy, Esquire, John McMillan, Alexander Martin, Thomas Rodd, Esquire, David Miller, John Robertson, and John Stewart Miller, so long as they shall respectively continue members or adherents of the said Church, Brackley Point Road, and in connection with the said Kirk of Scotland, as aforesaid, shall be and they and their successors in office, (to be chosen and elected in manner hereinafter prescribed) in addition to, and together with, the Minister for the

time being, are hereby constituted and declared a Body Corporate, under and by the name and style of "The Minister and Trustees of Saint Andrew's Church, Brackley Point Road," and shall continue in Office until the first Monday in July, in the year of Our Lord one thousand eight hundred and sixty-seven; and that they, and their successors in office (to be chosen as hereinafter mentioned) for ever, shall have a common seal, with power to break, change and alter the same, from time to time, at pleasure, and shall in law be capable of suing and being sued, pleading and being impleaded, defending and being defended, answering and being answered unto in all Courts of Judicature in all manner of actions, suits, complaints, matters and causes whatsoever; and also of contracting and being contracted with relative to the lands and funds of the said Corporation, and the business and purposes for which it is hereby constituted as hereinafter declared; and may establish and put into execution, alter or repeal such by-laws, rules and regulations as shall not be contrary to the Constitution and Laws of this Island, or the Kirk of Scotland, and as may appear to the said Corporation necessary and expedient for the interests thereof, and for these purposes to appoint their own Chairman, Secretary, and Treasurer, and other officers, and three of the members of the said Corporation shall form a quorum for and in all matters and things to be done and disposed of by the said Corporation.

II. After the passing of this Act, there shall be annually chosen, from and out of the Congregation, by such of the Congregation of the said Church as shall be qualified to vote as herein mentioned, seven persons, who publicly hold, avow, and maintain only the faith, rites and discipline of the said Kirk of Scotland, and who shall likewise be members or adherents of Saint Andrew's Church, Brackley Point Road, aforesaid, (whose qualification for office shall be the same as that of electors, as hereinafter mentioned), who shall be Trustees thereof, together with the Minister of the Church for the time being, or in case of vacancy, absence or otherwise, by the Moderator of the Kirk session, *ex officio*, appointed or deputed by the Church Courts, organized in this Island in connexion with the said Kirk of Scotland, and such six persons, so chosen, elected, appointed or deputed, shall be in lieu of the Trustees chosen, elected and confirmed under and by virtue of this Act, and be recognized as the body Corporate of the said Church.