

XXXVII. All males and females over five years, and not exceeding seventeen years of age, residing in any school district in this Island, shall be entitled to attend the school therein the Teacher whereof shall receive pay under this Act, and the said Teacher shall be bound to receive and instruct all such children.

XXXVIII. In all cases the vacation of each school constituted and regulated under this Act or now in operation, excepting always the schools in Charlottetown and Georgetown, shall be two in number in each year, that is to say a spring vacation extending from the tenth day of May to the thirty-first day of the same month, and an autumnal vacation of twenty-one days, to take place in the month of October, and which shall be fixed by the respective Trustees of the several schools, and no deduction shall be made from the salary of the Teacher, nor any time added to the period of his service on account of such vacations being allowed, and every alternate Saturday shall be allowed as a holiday to the Teacher in each district school.

XXXIX. The inhabitants of any school district within this Island, who shall have provided a school-house therein, in conformity with all the provisions of this Act, shall, and they are hereby required to nominate and appoint five Trustees, such nomination and appointment to take place at a meeting of the inhabitants of such district, called by a written or printed notice, signed by at least three resident householders within said school district, and posted in at least three of the most public places within the same seven days prior to such meeting, which notice may be in the form of the Schedule to this Act annexed, marked (D), and a majority consisting of at least nine persons, of the resident householders present at such meeting, shall be competent to appoint such Trustees, and it shall be the duty of such Trustees, three of whom shall be a quorum, to examine the school of said district quarterly in each year, and at all times in conjunction with the Visitor of schools for the County, to inquire into the order and direct the discipline and regulations of such school, and also to give any licensed Teacher who has had the management thereof, the necessary certificates required by this Act; and it shall be the further duty of such Trustees to forward a notice of their appointment immediately after such appointment to the Board of Education, provided always that where the appointment of the

Trustees of the school in any school district, shall have been made under and by virtue of the laws heretofore in force, relating to Education, and such Trustees shall be in office at the passing of this Act. They shall continue and be held to be the Trustees of such school, under and for the purposes of this Act.

XL. In order to obviate the necessity and consequent expense of a more formal proof of the calling of any meeting, for the appointment of Trustees under this Act, or any former Act relating to Education, an affidavit of the posting of notices for the calling of such meeting, shall in all cases of the appointment of Trustees which shall hereafter take place, be made by the person posting such notices, or other person who can prove the fact of the several notices having been duly posted before any Justice of the Peace, for the County wherein the School District is situate; which affidavit shall be in the form, or to the effect, prescribed in Schedule (E), to this Act annexed, and shall be affixed to the Register or books of record kept by the Trustees of the school therein; and a copy of such affidavit, certified by any two of the Trustees of said school for the time being, shall be *prima facie* evidence in any Court of Law or Equity, or before any court or tribunal, or persons whatsoever of due notice of such meeting having been given.

XLI. In each school district now erected, or hereafter to be constituted by virtue of this Act, a majority of the Trustees thereof shall have power to assess all the inhabitants, householders, resident therein, who shall have a child or children within the ages of five and seventeen years of his own, or under his care and guardianship, and who shall have been so resident for six months previous to the making of the assessment; and no other person or persons whomsoever, in a sum to provide the necessary books and maps directed to be found by the School Visitor, and the fuel required therein, and such Trustees as aforesaid, or the majority thereof, are hereby empowered to apportion the said assessment between such resident householders, according to the number of children within the ages aforesaid respectively, belonging to them. The assessment upon each parent to be increased in proportion to the number of his or her children within such ages; and such assessment shall be recoverable with costs as hereinafter, in the forty-ninth section of this Act directed. And when recovered shall be