

JOURNAL OF THE PROCEEDINGS

OF THE

PROVINCIAL SYNOD

OF THE

United Church of England and Ireland

IN CANADA.

FOURTH SESSION,

HELD IN THE CITY OF MONTREAL, FROM SEPT. 9TH TO SEPT. 17TH  
INCLUSIVE, IN THE YEAR OF OUR LORD MDCCLXVIII.

WITH APPENDIX.

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QUEBEC:

PRINTED BY G. T. CARY, "DAILY EVENING MERCURY" OFFICE.

1868.

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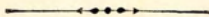
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# JOURNAL

OF THE

## FOURTH SESSION OF THE PROVINCIAL SYNOD.

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FIRST DAY.

SERVICE IN THE CATHEDRAL.

THE PROVINCIAL SYNOD OF THE UNITED CHURCH OF ENGLAND AND IRELAND in Canada, met in accordance with the Notice given by the METROPOLITAN, on Wednesday, 9th September, 1868, in the Cathedral School House, Montreal, and proceeded to the CATHEDRAL for Divine Service, at 11 o'clock. Morning Prayer was said by Rev. CANON BEAVEN. The Litany was said by the LORD BISHOP OF TORONTO. The Lessons were read by the Very Rev. the DEAN OF HURON and the Venerable ARCHDEACON OF NIAGARA. The Sermon was preached by the Right Rev. the LORD BISHOP OF RUPERT'S LAND.

The Right Rev. the LORD BISHOP OF HURON consecrated, and was assisted in distributing the Elements by the BISHOPS OF ONTARIO, QUEBEC AND TORONTO.



At 3 o'clock, P. M., the Synod re-assembled in the Cathedral School House. The LORD BISHOP OF HURON informed the Synod that the METROPOLITAN was lying in so dangerous and precarious a state that great fears were entertained of his immediate demise.

It was then agreed, amid many expressions of profound sorrow, to separate at once, and meet again at 10 o'clock on Thursday morning.

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## SECOND DAY.

MONTREAL, *Thursday, 10th Sept., 1868.*

After Morning Prayer, the Synod met at 10 o'clock.

The LORD BISHOP OF HURON informed the Synod that it had pleased the Great Head of the Church to remove the METROPOLITAN from amongst us by death.

His LORDSHIP further informed the SYNOD that he had been elected by the BISHOPS to act as PRESIDENT of the UPPER HOUSE, and called upon the LOWER HOUSE to elect a PROLOCUTOR.

After the BISHOPS had withdrawn, on motion of Rev. H. HOLLAND, the Very Rev. the DEAN OF MONTREAL was called to the chair.

The DEAN OF MONTREAL having taken the chair, it was

Moved by Ven. ARCHDEACON FULLER, seconded by Rev. CANON BANCROFT,

That Rev. Canon BEAVEN be PROLOCUTOR of the LOWER HOUSE.

Whereupon Mr. HARMAN raised the following point of order,

That, whereas the peculiar and melancholy circumstances under which the Delegates, Clerical and Lay, assembled yesterday at the call of the late lamented Metropolitan, rendered it impossible for them to organize as to the Upper House, in consequence of the Metropolitan not being able to preside or appoint or having appointed previously another Bishop to preside in his place and call upon the Lower House

to organize, therefore such call of the Provincial Synod absolutely lapsed; and it is not in the power of their Lordships of the Upper House to meet this day and call upon us to organize by the election of a Prolocutor.

Mr. HARMAN's question of order was decided in the negative by the CHAIRMAN, whereupon Mr. HARMAN and others appealed from the CHAIRMAN's decision to the HOUSE.

The DEAN OF MONTREAL put the question,—Shall the decision of the chair be sustained?

Fifty-Eight Members voted in the affirmative and Thirty-Five in the negative.

ARCHDEACON FULLER's motion, that Rev. Dr. BEAVEN be the PROLOCUTOR, was accordingly put and carried unanimously.

The PROLOCUTOR, having taken the chair, thanked the HOUSE for this expression of their continued confidence.

The PROLOCUTOR was then conducted to the UPPER HOUSE by the CHAIRMAN, accompanied by other Members of the LOWER HOUSE, and his Election was announced to the PRESIDENT.

On his return the PROLOCUTOR said the usual prayer.

The CLERICAL SECRETARY then called over the Roll as follows:—

## DELEGATES TO PROVINCIAL SYNOD.

## DIOCESE OF QUEBEC.

<i>Clerical.</i>	<i>Lay.</i>
Rev. A. W. MOUNTAIN, M.A., Quebec.	Mr. H. S. SCOTT, Quebec.
" J. H. NICOLLS, D.D., Bishop's College, Lennoxville.	Hon. E. HALE, Sherbrooke.
" CHARLES HAMILTON, M.A., Quebec.	Hon. GEORGE IRVINE, Quebec.
" H. ROE, B.A., Melbourne.	Mr. R. W. HENEKER, Sherbrooke.
" B. H. WALKER, M.A., Bishop's College, Lennoxville.	Mr. E. J. HEMMING, Drummondville.
" G. V. HOUSMAN, M.A., Quebec.	Mr. R. HAMILTON, Quebec.
" A. C. SCARTH, Lennoxville.	Mr. JOSEPH B. FORSYTH, Quebec.
" H. G. BURRAGE, M.A., Hatley.	Mr. B. T. MORRIS, Lennoxville.
" H. J. PETRY, B.A., Danville. †	Mr. W. R. DOAK, Compton.
" C. P. REID, M.A., Sherbrooke.	Mr. THOMAS WOOD, Halifax, (Me-gantic.)
" JOHN TORRANCE, Three Rivers.	Mr. GEORGE HALL, Quebec.
" JOHN FOSTER, Coaticook.	Mr. G. O'KILL STUART, Quebec.

† Not present during the Session.



## DIOCESE OF TORONTO.

*Clerical.*

- Rev. Canon BEAVEN, D.D., Toronto.  
 " J. G. GEDDES, M.A., Hamilton.  
 Ven. T. B. FULLER, D.D., D.C.L., Toronto.  
 Rev. W. McMURRAY, D.D., Niagara.  
 Ven. ARTHUR PALMER, M.A., Guelph.  
 Very Rev. H. J. GRASETT, B.D., Toronto.  
 Rev. S. GIVINS, Toronto.  
 " W. S. DARLING, Toronto.  
 " H. HOLLAND, B.A., St. Catharines.  
 " Canon BRENT, M.A., Newcastle.  
 " A. J. BROUGHALL, M.A., Toronto.  
 " Canon READ, D.D.

*Lay.*

- Mr. J. W. GAMBLE, Pine Grove.  
 Mr. R. B. DENISON, Toronto.  
 Hon. J. H. CAMERON, Toronto.  
 Hon. H. B. BULL, Hamilton.  
 JAMES BOVELL, M.D., Toronto. †  
 Mr. S. B. HARMAN, Toronto.  
 Mr. C. J. CAMPBELL, Toronto.  
 Hon. G. S. BULTON, Cobourg.  
 Mr. F. W. CUMBERLAND, Toronto. †  
 H. O'REILLY, Waterdown.  
 Prof. WILSON, Toronto.  
 Mr. T. C. STREET, Chippewa.

## DIOCESE OF MONTREAL.

*Clerical.*

- Rev. Canon BALCH, (ex-officio), Montreal.  
 " Canon LOOSEMORE, Montreal.  
 " Canon BOND, M.A., Montreal.  
 Ven. Archdeacon LEACH, D.C.L., do  
 Rev. R. LONSDALE, M.A., St. Andrews.  
 " H. F. DARNELL, St. John.  
 " Canon BANCROFT, D.D., Montreal  
 " D. LINDSAY, Waterloo.  
 " G. SLACK, M.A., Bedford.  
 " E. DUVERNET, Hemmingford.  
 " Canon ANDERSON, Sorel.  
 Very Rev. DEAN of Montreal, Montreal.

*Lay.*

- Mr. M. H. SANBORN, (ex-officio). †  
 Major CAMPBELL, C.B., St. Hilaire.  
 Mr. STRACHAN BETHUNE, Q.C., Montreal.  
 Mr. EDWARD CARTER, Q.C., Montreal.  
 Dr. SMALLWOOD.  
 Hon. L. S. HUNTINGDON.  
 Mr. C. J. BRYDGES, Montreal.  
 Mr. JAMES HUTTON, Montreal.  
 Hon. A. B. FOSTER.  
 Mr. H. ROEBUCK.  
 Mr. E. C. SHELTON.  
 Mr. M. H. GAULT.

## DIOCESE OF HURON.

*Clerical.*

- Rev. J. WALKER MARSH, M.A., London.  
 Ven. C. C. BROUGH, A.M., London.  
 Very Rev. J. HELLMUTH, D.D., London.  
 Rev. M. BOOMER, LL.D., Galt.  
 Ven. F. W. SANDYS, D.D., Chatham.  
 Rev. E. L. ELWOOD, A.M., Goderich.  
 " W. BETTRIDGE, Woodstock.  
 " H. CAULFIELD, Mitchell.  
 " St. G. CAULFIELD, LL.D., St. Thomas.  
 " A. NELLES, Brantford.  
 " S. DUBOURDIEU, Clinton.  
 " J. SMYTHE, M.A., London.

*Lay.*

- Mr. JOHN BEARD, Woodstock.  
 Lt.-Col. FITZGERALD, London.  
 Mr. S. PRICE, Port Stanley. †  
 Mr. T. W. WALSH, Simcoe.  
 Mr. A. LEFROY, Goderich.  
 Mr. G. F. RYLAND, Birr.  
 Col. J. SHANLY, London. †  
 Mr. CROWELL WILLSON, Arva.  
 Mr. W. R. DAVIS, Mitchell.  
 Mr. W. GREY, Woodstock.  
 Mr. J. B. STRATHY, London. †  
 Mr. M. JACKSON, Glanworth.

† Not present during the Session.

## DIOCESE OF ONTARIO.

<i>Clerical.</i>	<i>Lay.</i>
Rev. F. R. TANE, Brockville.	Judge JARVIS, Cornwall,
Ven. H. PATTON D.C.L., Cornwall.	Mr. W. B. SIMPSON, Kingston.
Rev. E. J. BOSWELL, D.C.L., Prescott.	Mr. F. McAnnany, Belleville.
“ J. A. PRESTON, M.A., Carleton Place.	Mr. J. A. HENDERSON, D.C.L., Kingston.
“ W. BLEASDELL, M.A., Trenton.	Hon. J. HAMILTON, Hawkesbury.
“ G. A. ANDERSON, M.A., Tyendinaga.	Mr. H. D. SHAW, Perth.
“ J. G. ARMSTRONG, M.A., Hawkesbury.	Mr. A. CODE, Eunisville.
“ T. A. PARNELL, Kingston.	Mr. JAS. CARTWRIGHT, Kingston. †
“ J. S. LAUDER, M.A., Ottawa.	Mr. D. F. JONES, Gananoque.
“ J. J. BOGERT, M.A., Napanee.	Mr. A. L. ROBERTS, Shannonville.
Very Rev. JAS. LYSTER, LL.D., Kingston.	Mr. J. B. LEWIS, Ottawa.
Rev. C. FOREST, M.A., Merrickville.	Mr. JAMES ROSAMOND, Almonte.

† Not present during the Session.

## ELECTION OF OFFICERS.

Moved by Very Rev. DEAN OF ONTARIO, seconded by Rev. Wm. BLEASDELL,

That the Rev. C. Hamilton be appointed Clerical Secretary to this Provincial Synod.—*Carried.*

Moved by Dr. HENDERSON, seconded by Dr. SMALLWOOD,

That Mr. M. H. Gault be elected Lay Secretary.—*Carried.*

Moved by Mr. HARMAN, seconded by Mr. H. D. SHAW,

That Mr. James Hutton be elected Treasurer of the Provincial Synod.—*Carried.*

Moved by Dr. SMALLWOOD, seconded by Major CAMPBELL, C. B.,

That Mr. E. Carter and Mr. M. H. Sanborn be the Auditors.—*Carried.*

Moved by Dr. HENDERSON, seconded by Hon. G. S. BOULTON,

That the Rules of Order be suspended, to allow the introduction of any resolution having reference to such action as this House may take, consequent on the death of the Metropolitan.—*Carried.*

The hour of 1 o'clock having arrived, the HOUSE adjourned to 2.30 P. M.



## AFTERNOON SESSION.

The LOWER HOUSE re-assembled at 2:30 P.M.

Moved by Mr. STRACHAN BETHUNE, seconded by Mr. W. B. SIMPSON,

That in view of the lamentable Decease of our beloved Metropolitan and out of respect to his memory, this House do adjourn to Monday next, the fourteenth instant, at Ten a.m., and that the members of the Synod do attend the funeral of the Metropolitan in a body.

Moved in amendment by Professor WILSON, seconded by Mr. BEARD,

That as the fittest mark of respect for the memory of the deeply lamented Metropolitan, the House do continue in session for deliberation on the affairs of the Church, and do so continue in session from day to day, until the day appointed for the funeral, when the members shall attend in a body to do the last honours to the remains of the deceased Prelate; and that the Prolocutor be requested to name a committee to prepare an address of sympathy and condolence with his family.

Moved in amendment by Rev. Canon READ, seconded by Mr. C. J. CAMPBELL.

That this House do not adjourn, but request the presiding Bishop to prorogue the Synod until called together again by competent authority.

This motion was ruled out of order by the PROLOCUTOR.

Moved in amendment to the amendment by Mr. E. J. HEMMING, seconded by Mr. HARMAN,

That the Prolocutor be requested to appoint a Committee to prepare an address of condolence to the family of the late lamented Metropolitan, and that the Synod as a further mark of respect, do adjourn for an hour, to assemble at the expiration of that time at the Mechanic's Hall, to receive the Report of the Committee.—*Lost.*

Moved in amendment by Mr. HARMAN, seconded by Mr. HEMMING,

That this house, as a mark of respect to our late beloved Metropolitan, do adjourn *sine die.*

Moved by Rev. A. J. BROUGHALL, seconded by Rev. H. CAULFEILD,

That the Rules of Order be suspended so far as to allow the introduction of a motion to adjourn to the Mechanic's Hall.—*Carried.*

Moved by Mr. J. BEARD, seconded by Rev. G. SLACK,

That this House adjourn at once to the Mechanics' Hall.—*Carried.*

The Synod accordingly proceeded at once to the Mechanic's Hall.

After the LOWER HOUSE had assembled at the Mechanic's Hall, it was,

Moved by Major CAMPBELL, C. B., seconded by Mr. W. B. SIMPSON:

That the Rules of the HOUSE be suspended to enable the following resolution to be put.—*Carried.*

Moved by Major CAMPBELL, C. B., seconded by Mr. W. B. SIMPSON,

That the certificate of the Clerical Secretary of the Synod of the Diocese of Montreal, declaring that Mr. M. H. Sanborn is unable to attend the present Session, and that Mr. Thomas Simpson is entitled to sit in the Synod in his place, be accepted.—*Carried.*

After some debate on Mr. HARMAN's amendment, it was ruled out of order by the PROLOCUTOR, as contravening the 7th section of the Permanent Order of Proceedings as adopted by both HOUSES.

Professor WILSON's amendment then became the order of the day.

Whereupon it was moved in amendment by Mr. C. BRYDGES, seconded by DEAN HELLMUTH:

That this House will, as a mark of respect to the memory of the late lamented Prelate, adjourn on Friday evening until Monday morning, so as to attend the Funeral in a body, and that a committee be appointed to prepare an address of condolence to the Family of the late Prelate.

*Carried* on the following division:

*Yeas:* Rev. Messrs. Hamilton, Housman, Torrance, Foster, Beaven, Fuller, Grasett, Givins, Balch, Bond, Darnell, Bancroft,



Lindsay, Slack, DuVernet, Canon Anderson, Marsh, Hellmuth, Boomer, Sandys, Elwood, H. Caulfeild, St. G. Caulfeild, Nelles, DuBourdieu, Smythe, Bettridge, Messrs. Scott, Hall, Bull, Boulton, Prof. Wilson, Street, Carter, Smallwood, Brydges, Hutton, Roebuck, Simpson, Beard, Fitzgerald, Walsh, Lefroy, Ryland, C. Wilson, Davis, Grey, Jackson, Rosamond.—49.

*Nays*: Rev. Messrs. Roe, Scarth, Burrage, Reid, Geddes, Palmer, Darling, Holland, Brent, Broughall, Read, Lonsdell, Tane, Boswell, Preston, Bleasdel, G. A. Anderson, Armstrong, Parnell, Lauder, Bogert, Lyster, Messrs. Heneker, Hemming, Forsyth, Morris, Doak, Denison, Harman, C. J. Campbell, O'Reilly, Major Campbell, Bethune, Shelton, Simpson, McAnany, Henderson, Hon. J. Hamilton, Shaw, Jones.—40.

Professor WILSON'S amendment and the main motion were accordingly lost.

The PROLOCUTOR was requested to obtain a more convenient room for the HOUSE to meet in.

The hour of 6 o'clock having arrived, the PROLOCUTOR pronounced the benediction and the SYNOD adjourned.

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### THIRD DAY.

MONTREAL, *Friday, Sept. 11th, 1868.*

The LOWER HOUSE met for business in the Mechanics' Hall, at 10 o'clock, after Morning Prayer in the CATHEDRAL.

The PROLOCUTOR opened the meeting with prayer.

The PROLOCUTOR then informed the HOUSE that a room in the Natural History Society's Building had been kindly placed at the disposal of the HOUSE, by the President of the Society.

It was at once agreed to adjourn to the Natural History Society's Room.

### READING, &C., OF MINUTES.

After assembling there, the minutes of the first and second days were amended and approved.

The Rev. A. W. Mountain, Mr. T. Price, Mr. G. Okill Stnart, Mr. Thos. Wood and Mr. J. B. Lewis, appeared and took their places.

On motion of Ven. A. PALMER,

Col. Lowry, 47th Regt., who was present on behalf of the Synod of the Diocese of Nova Scotia, was unanimously requested to take a seat in the HOUSE.

The DEAN OF MONTREAL was also unanimously requested to take a seat next to the PROLOCUTOR.

The PROLOCUTOR and Canon LOOSEMORE were requested to act as a committee to make the necessary arrangements for the House to attend the Funeral of the METROPOLITAN in a body.

Moved by Rev. D. LINDSAY, seconded by Rev. R. LONSDALL,

That the Rules of Order be suspended, to enable a resolution respecting a form of Prayer to be used throughout the Province, beseeching the direction of the Spirit of God in the choice of a Metropolitan, to be put.—*Lost*.

#### APPOINTMENT OF COMMITTEES.

Moved by Rev. Canon BANCROFT, seconded by Mr. ROEBUCK,

That the Finance Committee consist of: The Secretaries; The Treasurer; Dr. Smallwood; C. J. Brydges, Esq.—*Carried*.

Moved by the DEAN OF MONTREAL, seconded by Dr. HENDERSON,

That the Prolocutor be requested to appoint the Standing Committee.—*Carried*.

#### PRESENTING MEMORIALS, &c.

The CLERICAL SECRETARY read the following Memorials:

To the House of Clerical and Lay Delegates in Provincial Synod assembled:

The Memorial of the Bishop, Clergy and Laity of the Diocese of Toronto, in Synod assembled, humbly sheweth:

That your memorialists, deeply grieved by the innovations in Ritual that are prevailing in some Churches in the Mother



Country, and justly alarmed lest these innovations should extend to the Church in this Province, have had under their consideration during their present session, the best and most effectual manner of dealing with this growing evil; and, doubtful of their own power as a Diocesan Synod effectually to check the introduction of those extreme practices, they have resolved to invoke the aid of the Provincial Synod to assist them in preserving the pure and simple service and worship in our Churches, that have had the sanction of the Church for three hundred years; and with that view they pray that the Provincial Synod shall adopt such measures as will guard against those innovations which have been condemned by the Convocations of Canterbury and York, namely, the wearing of the chasuble, alb, cope and tunicle, altar-lights, incense, the use of wafer bread, the elevation of the elements after consecration, and the encouragement of non-communicants to remain during the celebration of the Holy Communion.

And your memorialists will ever pray.

(Signed,)

J. HILLYARD CAMERON,  
Chairman.

The Memorial of the Bishop, Clergy and Lay Delegates of the Diocese of Toronto, in Synod assembled, sheweth:

That your memorialists, in common with very many members of the United Church of England and Ireland, are painfully sensible of the violence not unfrequently done to the consciences of the Clergy, as well as of the scandal occasioned to others, by the use of the 'Service for the Burial of the Dead,' in instances in which its terms are manifestly inapplicable.

That they conceive that no remedy for this evil is to be found in the exercise of discretionary discipline by individual clergymen. That, independently of the consideration that the introduction of any Liturgical change would be at variance with the principles avowed in the declaration of the Provincial Synod; your memorialists would earnestly deprecate any modification of the language of the Burial Service; language which, as they conceive, is most admirably fitted to express that Christian hope which it is ordinarily our duty to cherish, and to convey that consolation, which is not only most welcome, but also most salutary, to Christian mourners.

That they would rather seek to remove or abate the evil of which they speak, by giving full effect to the Rubric prefixed

to the Burial Service; a rubric which, in the opinion of your memorialists, gives plain intimation of the design of the Church in respect of the use of that service; the practical difficulty arising altogether from the fact, that in consequence of the neglect of discipline, the office is used in cases in which the Church designed that it should be withheld, inasmuch as there are now none "who die excommunicate."

That your memorialists are of opinion that their object may be effected by one of two courses; either by such a revival of discipline as may bring notorious and scandalous offenders, whether against faith or morals, under open sentence of excommunication: or, if this should be found to be impracticable, by the enacting of a canon under which the use of the Burial Service shall be prohibited in the instance of such offenders, as would, if excommunication were now inflicted, be undoubted objects of its sentence.

That your memorialists are sensible of an objection which may be raised, that, under such a canon, as that above mentioned, the individual Clergy will be left, to a dangerous degree, judges of individual cases. They conceive that, in the absence of a sentence pronounced by an ecclesiastical court, this objection cannot be wholly obviated; they would however suggest that its force may be abated, by providing that the offences which shall exclude from Christian burial shall be defined in the canon with all possible accuracy, and also that in every instance in which a Clergyman shall withhold the use of the Burial Service under this canon, he shall be bound forthwith to report the case to the Bishop, with the grounds of his refusal.

All which is respectfully submitted.

---

Resolutions passed by the Synod of the Diocese of Huron, June 19th and 20th, 1867.

Moved by J. Beard, Esq., seconded by A. Lefroy, Esq.,

Resolved, That this Synod, viewing with great concern and regret the rapid progress of Ritualism amongst many of the members of the Church of England in the Mother Country, and convinced that any attempt to introduce unlawful or to revive obsolete or unusual practices, even if they have, as it is claimed they have, the sanction of law, cannot but have a prejudicial effect, desires to express its determination to use all its powers, either by strengthening the hands of the Bishop, or in any other way practicable, to oppose any attempt at innovations of this character in the Diocese, and to maintain in all its simplicity the mode of conducting public worship which has been adopted for many generations.



Moved by Rev. H. Caulfield, seconded by Rev. J. Carmichael, Resolved, That the following words be added to Mr. Beard's resolution: And that this Synod concurs in the memorial to the Provincial Synod adopted by the Synod of Toronto during its recent session.

—  
To the Prolocutor, the Clerical and Lay Delegates in Provincial Synod assembled.

The Petition of the undersigned members of the United Church of England and Ireland in Canada (Montreal), respectfully sheweth:

That your petitioners view with deep concern and alarm the rapid increase of Ritualism in the Church of England and Ireland in England: that they sincerely believe the tendency of the forms and ceremonies introduced there, is to lead those brought under their influence to embrace many of the errors of the Church of Rome,—in proof of which your Petitioners would point to the numerous perversions, both of the Clergy and Laity, from the Mother Church;—

That systematic and persevering exertions are being made in some Churches in the Provinces of Ontario and Quebec, to introduce like Romanising forms and observances, and to teach doctrines which are repugnant to the Spirit of our Reformed Church, and the 39 Articles; that these efforts demand the immediate and earnest attention of all true Churchmen.

Understanding that it is within the powers and duties of the Provincial Synod to regulate all forms and practices connected with the public services of the Church of England and Ireland in these Provinces, your Petitioners respectfully pray that you will give their Petition your most serious consideration, and take such immediate action thereon as will effectually prevent the introduction of all innovations in the ceremonies or practices of the Church in Canada, by Canon laws which shall define and establish a universal mode of conducting our Church Services, and thereby secure to the Members thereof a continuance of that pure Scriptural and Protestant form of worship which has ever been observed by the Church (prior to the said innovations) since the Reformation.

And your Petitioners, as in duty bound, will ever pray.

(About 400 signatures attached.)

—  
Petition from 176 Members of the United Church of England and Ireland, in Ottawa, conveyed in the same terms.

Petition from 156 members of the United Church of England and Ireland, in Montreal, (conveyed in the same terms.)

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Petition from 17 Members of the United Church of England and Ireland, in Franklin, Province of Quebec, (conveyed in the same terms.)

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Petition from 42 Members of the United Church of England and Ireland, in the Town of Prescott, (conveyed in the same terms.)

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To the Prolocutor and Members of the Lower House, of the Provincial Synod;

The Petition of the Clergy and Congregation of Saint James' Church, Kingston, in Vestry assembled, sheweth :

That your Petitioners are sincerely attached members of the United Church of England and Ireland, as its principles and practice were established at the Reformation in the Sixteenth Century; That they accept, with thanks to the God of all wisdom, the prayer-book as the expression of those principles and practices, and as the bond of union among the members of the United Church; That it is, now, painful experience that deviations and departures from this, hitherto, common ground, invariably lead to strife and division, and that from this cause in several parishes in the Diocese of Ontario, peace has fled, confidence in the ministry has given place to distrust—and, that strength, which in order to prosperity should be concentrated, is frittered away by the jarrings of party; to the present injury and prospective ruin of interests dear to us as Christians and as Churchmen.

Your petitioners earnestly, though respectfully, pray at the hands of the Provincial Synod of our Church, such prompt, wise, and vigorous interference as may allay suspicion, quiet the growing discord raised by the introduction of these practices, restore peace, and turn the strength of our Church into its legitimate channel of labour for the glory of God and the good of man.

That God may grant to the Synod the spirit of wisdom to know what it ought to do in the present emergency, is the prayer of your petitioners.

(Sixty-four signatures attached.)

Dated at Kingston, August 31st, 1868.



By permission of the HOUSE, the following minutes of a vestry meeting at St. Paul's Church, Lanark, were read by the CLERICAL SECRETARY.

On Monday evening, the 7th of September, a special vestry meeting was holden in St. Paul's Church, Lanark, Rev. J. K. McMorine, the Incumbent in the Chair, Thos. Watchorn, Esq., Secretary.

Moved by Mr. Jas. Jackson, seconded by Mr. Oswald Montgomery, and resolved,

That this vestry views with no small degree of alarm the efforts of a certain party in the Church of England to introduce forms of doctrine and worship, repugnant to the principles of the reformation and closely allied to the errors of Rome, and that those practices now existing under the most extreme forms in England, seem to be gradually seeking for admittance in Canada; That the invariable result of these innovations at present is to unsettle the minds, and weaken the affection of multitudes in the Church, while their ultimate and avowed tendency is to unprotestantize the Church,

That this vestry, therefore, realizing that it is within the power of the Provincial Synod to regulate the forms of worship of the Church in these Provinces, desires respectfully to petition the Synod to pass such canons as shall effectually prevent the introduction of ceremonies unknown to the Church for the last three hundred years, and preserve, unchanged, our present scriptural worship and doctrine; That this petition be entrusted to J. B. Lewis, Esq., Recorder of Ottawa, requesting him to urge the prayer of the petitioners.

To the Clergy and Lay Members of the Lower House of the Provincial Synod of Canada.

The humble petition of the Incumbent, Churchwardens and Communicants in the Mission of Iron Hill and Fulford in the Deanery of Bedford and Diocese of Montreal;

Whereas the Book of Common Prayer and administration of the sacraments and other rites and ceremonies of the Church, according to the use of the United Church of England and Ireland was intended to be, and has been, a safeguard against Romish error on the one hand, and Puritan error on the other; and

Whereas your petitioners are satisfied with, and deeply thankful for the said book as it now is, and would regard with apprehension any alteration made in it in these dangerous days; and

Whereas they have been given to understand that it is in contemplation to move the Provincial Synod of Canada to make alterations in the Rubric of the said book; therefore,

Your petitioners earnestly entreat your Lower House to preserve to them the Book of Common Prayer in its integrity; that the administration amongst them of the sacraments, and other rites and ceremonies of the Church may be "according to the use of the United Church of England and Ireland."

And your petitioners, as in duty bound, will ever pray.  
(45 signatures attached.)

To the Reverend the Clergy and the Lay Delegates, Members of the Lower House, in Provincial Synod assembled:

The Memorial of the undersigned Clergy, Churchwardens and Lay Delegates to Synod of the United Church of England and Ireland, in the City of Toronto, respectfully sheweth:

That your memorialists believe that at the time of the institution of Synods, diocesan and general, in the Ecclesiastical Province of Canada, it was assumed as a fundamental principle that no alteration was to be attempted locally in the received standards and formularies of the United Church of England and Ireland, as existing in the Mother Country.

Your Memorialists also believe that it is in accordance with ancient Catholic use that the limits of a branch of the Catholic Church in any given Realm or Empire should be determined by the civil and political limits of the Realm or Empire in which that branch is situated; and that consequently so long as any district or region, however remote or isolated, of that Realm or Empire has not been politically and civilly separated and declared legitimately an independent state, the portion of the Catholic Church which exists therein is an integral part and parcel of the Catholic Body existing in the central and home portions of the Realm or Empire, and cannot in respect of doctrine and worship act in independence of that Body, without an approximation to schism.

Your Memorialists consequently believe that in matters of doctrine and worship, the power is not possessed here to vary and repeal what has been decreed in respect to such matters by lawful authority in the parent state.

Your Memorialists therefore feel it a duty to protest against any attempt that may be made in the present or any future Provincial Synod of Canada, to introduce a Canon or Rule which shall be supposed to have the effect of superseding, within this Ecclesiastical Province, any clause or regulation



of the acts of Uniformity and Rubrics which at the present time govern the United Church of England and Ireland at home and in the Colonies of Great Britain.

Your Memorialists are of the opinion that such a Canon, if enacted, would not be binding on the consciences of Members of the United Church of Great Britain and Ireland in this Ecclesiastical Province, and that the effort to enforce the observance of such a Canon would only be productive of discord and discontent.

Your Memorialists moreover advocate abstinence from action in this matter, because they have reason to think that the points proposed to be touched by local legislation in Synod, have not at present been extensively examined and looked into by the members generally of the United Church of England and Ireland in Canada, and that accordingly they are not in a position to judge intelligently of the propriety of unsettling what, after profound research and deliberation, was settled by wise and discreet men in the ages that are past. And also because they have reason to think that the time is steadily and certainly approaching when, on the very questions that have been raised, a decision will be come to and promulgated by the central authorities of the Church in the parent state, a decision which they have faith to believe will be, as on other occasions in times past, by God's blessing and help, in harmony with Truth and Righteousness and acceptable to all well disposed men.

In the meantime, your Memorialists respectfully express their conviction that the wisest course will be, not to undertake the issue of novel recommendations in regard to rites and ceremonies and ornaments in Public Worship, a course as they have said likely to generate only confusion and strife, but to propose anew an adherence to the plain written letter of the Rubrics and directions of the Book of Common Prayer, as they stand, censuring alike whatever may exceed and whatever may fall short of those venerable standards. An authoritative exhortation to such a course as this, addressed to all the faithful of our communion in Canada by the Provincial Synod, would, your Memorialists are convinced, suffice for the present supposed necessity; and would in addition render comparatively clear and easy the action of their Lordships the Bishops, when, as Ecclesiastical Ordinaries, they are required to resolve doubts and appease the diversities, in regard to Divine Service, that from time to time are laid before them.

And your Memorialists will ever pray.

(20 signatures attached.)

To the Reverend the Clergy and the Lay Delegates, Members of the Lower House, in Provincial Synod assembled :

The Memorial of the undersigned members of the United Church of England and Ireland in the City of Toronto, respectfully sheweth :

That in view of any attempt which may be made at the approaching session of the Provincial Synod, to enact any Rules or Canons intended to have the effect of superseding the existing Acts of Uniformity and Rubrics which are at present the law of the United Church of England and Ireland in this Province, in regard to the ornaments of the Church or of the Ministers thereof, your Memorialists deem it their duty to state that in their opinion the enactment of any such Rule or Canon (even if within the scope of the Synod's power) is wholly unnecessary and inexpedient. Seeing that action is now being taken in England in order to arrive at an authoritative and just interpretation of the law of the Church in these particulars, your Memorialists conceive that any attempted alteration at present of the existing uses in Canada would certainly produce in our midst serious differences and a needless diversity between the Canadian branch of the Church and the Church in the mother country, in respect of rites, ceremonies and ornaments.

Your Memorialists furthermore desire to express their firm and most decided protest against any action on the part of the Synod which would seem to countenance or introduce alterations in the Book of Common Prayer in any of its parts, or which would tend to lay a restraint upon the comprehensive spirit of the Church in regard to its rites, ceremonies and ornaments, until the Church in Canada shall first have had the benefit of the authoritative decision upon disputed points which there is reason to believe will, ere long, be attained in England.

Your Memorialists therefore pray: That the Provincial Synod will, for the present, forbear to enact any rule or canon of the nature above referred to, or to introduce any alteration in the Book of Common Prayer, or any direction or rubric therein contained.

And your Memorialists will ever pray.

(68 signatures attached)



To the Lower House of the Provincial Synod of the United Church of England and Ireland in Canada.

The Memorial of "The Young Men's Christian Association" in connection with the Church of England and Ireland, in the city of Montreal, humbly sheweth :

That they believe that the innovations introduced into our beloved Church by the Ritualistic party therein, all tending to close assimilation to that of the Church of Rome, have already borne their natural fruit, by leading many of her members, both Clerical and Lay, to apostatize from her communion ;

That they cannot disguise from themselves, that Ritualism has obtained a foothold in the Church in Canada, both in this and other Dioceses. And as one amongst other proofs thereof, they refer to its open avowal at the late meeting of the Synod of this Diocese ;

That they verily believe that the glory of God, the peace of the Church, and the good of men's souls, imperatively demand that practices which have produced such disastrous results in the Mother Country should not be allowed to gather strength here. And learning that the Provincial Synod has full power to deal with this momentous question, they, as faithful members of the Church, earnestly pray, that such provisions may be made during your present session as will, by promptly and effectually suppressing all pernicious innovations in ceremonial, preserve to our beloved Church the distinctive Protestant character won by her at the glorious reformation.

And your Petitioners will ever pray.

(Signed by members of committees of Young Men's Christian Association of St. George's and Trinity Churches, Montreal.)

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By permission of the HOUSE the following resolution, adopted by the SYNOD OF THE DIOCESE OF MONTREAL, with an addition suggested by the BISHOP, was read :

"That the Provincial Synod be respectfully requested to take such steps, as they may deem necessary, to provide that the rubrics of the book of Common Prayer be maintained in their integrity."

To this amendment, the BISHOP proposed the following addition :

“ And make such alterations in the rubrics as may remove any of those ambiguities which have caused such difficulties of interpretation as to their meaning and purpose.”

The hour of 1 o'clock having arrived, the HOUSE then adjourned.

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#### AFTERNOON SESSION.

The LOWER HOUSE re-assembled at 2:30 P.M.

Moved by Rev. Canon BOND, seconded by Rev. H. F. DARNELL :

That the petitions and other documents relating to Ritualistic practices now presented to the Lower House of the Provincial Synod, be referred to a committee to be named by the Prolocutor, to report on Monday.

Moved in amendment by W. B. SIMPSON, seconded by Rev. Dr. BOSWELL :

That the word Tuesday be substituted for that of Monday in said resolution.

Lost on the following division—Yeas, 43: Nays, 45.

*Yeas*: Rev. Messrs. Mountain, Hamilton, Scarth, Burrage, Foster, Torrance, Beaven, Geddes, Palmer, Darling, Holland, Brent, Broughall, Lonsdell, Nelles, Tane, Boswell, Preston, Bleasdell, G. A. Anderson, Armstrong, Parnell, Lauder, Bogert, Lyster, Forest. Messrs. Hale, Hemming, Forsyth, Morris, Harman, C. J. Campbell, Boulton, O'Reilly, Roebuck, Shelton, Simpson, McAnnany, Henderson, Hon. J. Hamilton, Shaw, Jones, Roberts.—43.

*Nays*: Rev. Messrs. Housman, Fuller, McMurray, Grasett, Givins, Bond, Darnell, Bancroft, Lindsay, Slack, DuVernet, Canon Anderson, Dean of Montreal, Marsh, Hellmuth, Boomer, Sandys, Elwood, H. Caulfeild, St. G. Caulfeild, DuBourdieu, Smythe, Bettridge. Messrs. Scott, Doak, Hall, Gamble, Deni-



son, Street, Carter, Huntington, Gault, Simpson, Beard, Fitzgerald, Price, Walsh, Lefroy, Ryland, C. Wilson, Davis, Grey, Jackson, Code, Rosamond.—45.

Moved in amendment by Mr. E. J. HEMMING, seconded by Rev. A. C. SCARTH,

That all the words after the word "committee" be struck out of the original motion.—*Lost*.

Moved in amendment by Rev. J. A. PRESTON, seconded by Rev. C. Forest,

That the petitions and all other documents presented to this House, having reference to ritualistic practices, be referred to a Committee to be appointed by the Prolocutor, to report thereon at their earliest convenience.

*Lost* on the following division:

*Yeas*: Rev. Messrs. Mountain, Hamilton, Scarth, Burrage, Torrance, Foster, Beaven, Geddes, Palmer, Darling, Holland, Brent, Broughall, Tane, Boswell, Preston, G. A. Anderson, Bogert, Lyster, Forest; Messrs. Hemming, Forsyth, Morris, Denison, Bull, Harman, C. J. Campbell, O'Reilly, W. B. Simpson, McAnnany, Henderson, Hon. J. Hamilton, Shaw, Jones, Roberts.—35.

*Nays*: Rev. Messrs. Housman, Fuller, McMurray, Grasett, Givins, Read, Bond, Lonsdell, Darnell, Bancroft, Lindsay, Slack, DuVernet, Canon Anderson, Dean of Montreal, Marsh, Hellmuth, Boomer, Sandys, Elwood, H. Caulfeild, St. G. Caulfeild, Nelles, DuBourdiou, Smythe, Bettridge, Bleasdel, Armstrong, Parnell, Lauder; Messrs. Scott, Hale, Doak, Wood, Hall, Gamble, Boulton, Prof. Wilson, Street, Carter, Huntington, Brydges, Roebuck, Gault, Thomas Simpson, Beard, Fitzgerald, Price, Walsh, Lefroy, Ryland, Crowell Wilson, Davis, Grey, Jackson, Code, Rosamond.—57.

The main motion was then put and carried.

#### CORRESPONDENCE.

The CLERICAL SECRETARY read a letter from Col. Lowry, 47th Regt. And a resolution from a Committee of the Synod of Nova Scotia, authorising him to obtain information with reference to the Constitution, &c., of the PROVINCIAL SYNOD, was read.

Col. LOWRY was requested to address the HOUSE.

After Col. LOWRY had addressed the HOUSE and Rev. Canon LOOSEMORE had given similar information with reference to the Diocese of Fredericton, it was

Moved by ARCHDEACON PALMER, seconded by Mr. H. S. SCOTT,

That this House has listened attentively to the statement just made by Col. LOWRY, on behalf of the Synod of Nova Scotia, and that it will be prepared, in conjunction with the House of Bishops, to hail with great gratification the admission of the Synod of Nova Scotia into the Synod of this Province, as soon as such admission can be legally and regularly effected, and that it will hail with equal pleasure any proposals for union with this Synod that may be made by the other Dioceses of British North America.—*Carried unanimously.*

Moved by Mr. HARMAN, seconded by Mr. DENISON,

That this Provincial Synod desire to mark their appreciation of the worth of that zealous churchman, by offering to Colonel Lowry their best wishes on his removal to a still more distant Diocese, that of Barbadoes, and bid him and his family God speed.—*Carried unanimously.*

Moved by Rev. Canon BANCROFT, seconded by Mr. BRYDGES,

That a committee be appointed to confer with Col. Lowry and answer the questions put by him; and to take such measures as may be necessary for promoting the union of Nova Scotia and the other Dioceses of British North America with this Ecclesiastical Province.—*Carried.*

Moved by Rev. Canon BANCROFT, seconded by Mr. BRYDGES,

That the Committee do consist of Archdeacon Palmer as Chairman, Archdeacon Fuller, the Rev. E. DuVernet, the Hon. L. T. Huntington, and Mr. E. Carter.—*Carried.*

The PROLOCUTOR named the Standing Committee according to 31st rule of order :

Revd. A. W. Mountain, Mr. J. B. Forsyth, Revd. S. Givins, (Chairman), Hon. H. B. Bull, Revd. Canon Baleh, Mr. James Hutton, Revd. J. W. Marsh, Mr. A. Lefroy, Revd. T. A. Parnell, Dr. J. A. Henderson.

The PROLOCUTOR named the Committee to prepare an Address of Condolence to the Family of the late METROPOLITAN as follows :—



## COMMITTEE OF CONDOLENCE.

Rev. H. Roe, Mr. E. J. Hemming, Archd. Fuller, (Chairman,) Mr. J. O'Reilly, Archd. Leach, Mr. Strachan Bethune, Archd. Sandys, Mr. T. W. Walsh, Rev. Dr. Boswell, Hon. J. Hamilton.

He also named the Committee to report on the memorials on the subject of ritual as follows:—

## COMMITTEE ON RITUALISTIC PRACTICES.

Rev. G. V. Housman, Mr. B. T. Morris, Archd. Palmer, Mr. S. B. Harman, Canon Bancroft, Mr. Strachan Bethune, Dean Hellmuth, (Chairman,) Col. Fitzgerald, Rev J. A. Preston, Mr. J. A. Henderson.

The hour of 6 o'clock having arrived, the PROLOCUTOR pronounced the benediction, and the HOUSE adjourned.

## FOURTH DAY.

MONTREAL, *Monday, September 14, 1868.*

After Morning Prayer in the CATHEDRAL, the LOWER HOUSE met for business at 10 o'clock in the Natural History Society's Room, and was opened with Prayer by the PROLOCUTOR.

The PROLOCUTOR informed the HOUSE that they could, without inconvenience to any one, return to their usual room in the Cathedral School House, and on motion of Rev. H. HOLLAND, the HOUSE adjourned thither at once.

After assembling in the Cathedral School House,

## READING MINUTES, &amp;C.

The minutes of the Third Day were read and approved. Judge Jarvis and Mr. Shelton appeared and took their seats.

## REPORTS OF COMMITTEES, &amp;C.

The TREASURER read his report as follows:

## THE PROVINCIAL SYNOD OF CANADA IN ACCOUNT WITH JAMES HUTTON, TREASURER.

Dr.

Cr.

1865.		1865.	
Sept. 22.—To paid Franklin's acct. for engrossing Addresses . . . . .	12.00	Sept. 21.—By balance in hands of Treasurer . . . . .	764.04
Sept. 23. To paid for gas and attendance during Session . . . . .	12.00	By collection at Cathedral, Sept. 3 . . . . .	50.00
Sept. 25.—To paid Franklin for engrossing . . . . .	12.00	By do do, Sept. 13 . . . . .	20.32
“ To p'd Rev C. Bancroft, late Sec., for postages paid by him. . .	4.80	By donation of Cathedral . . . . .	2.00
Oct. 23.—To p'd Rev. Dr. Beaven, expenses to Philadelphia . . . . .	32.00		
“ To p'd for tin box for Addresses to Archbishop, and Express charges on the same, (Gibb & Hunter) . . .	4.00		
1866.			
Jany. 11.—To paid John Lovell's account . . . . .	275.88		
Jany. 13.—To p'd R. Graham & Co., acct. for Stationery . .	9.07		
March 29.—To p'd Lord Bishop for postages in Canada and England . . . . .	5.60		
April 17.—To paid following newspapers for advertizing application to Parliament to sell Rectory Lands :			
Montreal Gazette . . . . .	4.10		
“ Minerve . . . . .	3.67		
Quebec Mg. Chronicle . . . . .	4.56		
“ Journal . . . . .	2.88		
Toronto Leader . . . . .	3.67		
Canada Gazette . . . . .	7.50		
Kingston Daily News . . . . .	5.00		
London Free Press . . . . .	4.00		
1867.			
Jany. 3.—To p'd Mr. Harrower for copying proceedings last Session . . . . .	40.00		
March 26.—To p'd J. T. Blackburn, London, for 200 copies Church Temporalities Act . . . . .	5.00		
Sept. 2.—Canada Gazette acct. . . . .	10.50		
Oct. 8.—John Lovell's acct. . . . .	47.88		
1868.			
March 24.—Canada Gazette acct. . . . .	14.00		
P. O. order . . . . .	0.10		
	14.10		\$836.36
	320.21	1868.	
Sept. 10.—To balance . . . . .	316.15	Sept. 10.—By balance in hands of Treasurer . . . . .	\$316.15
	\$836.36	E. E.	JAMES HUTTON,
			TREASURER.



ARCHDEACON FULLER read the report of the Committee appointed to prepare an address of condolence to the family of the late METROPOLITAN, as follows:—

TO MRS. FULFORD:

MADAM,—We, the Lower House of the Provincial Synod of the United Church of England and Ireland, in the Ecclesiastical Province of Canada, in Provincial Synod assembled, desire to approach you, with an earnest expression of our heartfelt sympathy with you, in this your hour of heavy trial; and to assure you of the universal respect and confidence entertained for our late Metropolitan, and of the deep sorrow felt for his loss; a sorrow extending to all ranks and classes amongst us, and to many outside of our communion. He was a Prelate pre-eminently fitted by his piety, his ability in administrations, his urbanity, his wisdom, and his devotion to his great Master's cause, for the difficult and important post which he was called to fill.

Whilst, therefore, bowing with submission to the inscrutable decree of Him "who doeth all things well," we feel it to be incumbent upon us to record our sense of the heavy loss which you, Madam, and the Canadian branch of the Church have sustained; and to assure you of our earnest prayers that He who, for so many years, guided, supported and blessed your beloved husband, in the discharge of his arduous duties, and whose consolations are neither few nor small, may support, guide and bless you and your family under the heavy affliction with which he has been pleased to visit you.

All of which is respectfully submitted.

T. B. FULLER,  
Chairman.

ARCHDEACON FULLER gave notice that he would move the adoption of the Report to-morrow.

DEAN HELLMUTH read the Report of the Committee to whom the Memorials on the subject of Ritualistic practices had been referred as follows:—

To the Lower House of the Synod of the Province of Canada:

The Report of the Committee on Ritual, appointed by the House, on Friday, the 11th inst.

Your Committee have considered as carefully as they could, in the limited time given them, the several memorials and other documents referred to them, a schedule of which is hereunto annexed, and they now respectfully report as follows:—

That the greater number of the Memorials, &c., referred to your Committee, contain expressions of anxiety and alarm at the rapid progress of extreme Ritualism in England, and pray the Synod to adopt such measures as shall effectually guard against the introduction into this Province of such Ritualistic practices as are, in the opinion of the Memorialists, of a dangerous tendency, and prejudicial to the purity of the doctrine and worship of our reformed Church. Of the Memorials, just referred to, only one, viz., that from the Synod of the Diocese of Toronto, specifies the particular ritualistic practices objected against, which are :

The wearing of the chasuble, alb, cope, and tunicle,

Altar lights,

Incense,

The use of wafer bread,

The elevation of the elements after consecration, and the encouragement of non-communicants to remain during the celebration.

But your Committee learn from a resolution of the Synod of the Diocese of Huron, now before them, that that Synod has expressed its concurrence with the Memorial of the Synod of Toronto, on the subject of ritual.

Among the documents referred to your Committee, they find a copy of a Resolution of the Synod of the Diocese of Montreal, which runs as follows:—

“ That the Provincial Synod be respectfully requested to take such steps as they may deem necessary to provide that the Rubrics of the Book of Common Prayer be maintained in their integrity, and make such alterations in the Rubrics as may remove any of those ambiguities which have caused such difficulties of interpretation as to their meaning and purpose.”

Other Memorials referred to your Committee, deprecate, in the strongest manner, any attempt to alter, in any respect, the Book of Common Prayer, or the Rubrics thereof, until the Church in Canada shall first have had the benefit of the authoritative decisions upon disputed points, which, there is reason to believe, will, ere long, be given by the tribunals in England.

With regard to the questions embraced in these several documents—the objection in regard to vestments, would, in the opinion of your Committee, be dealt with by the Canon numbered 13, in the report on Canons now before the Synod, were such report adopted, and that as regards the other questions involved in said petitions,—while your Committee are of opinion that any introduction of extreme ritualistic practices, especially such as symbolize doctrines contrary to those



held and professed by our reformed branch of the Church Catholic, would justly call for the interposition of the Synod, with the view of considering how, (in the words of the report of the Commissioners appointed by the Crown, on the subject of ritual,) the same might "be restrained,"—your Committee, after considering the whole subject, have come to the conclusion that it is not expedient that the Synod should, at its present session, further deal with the questions referred to, for the following reasons:

1. Because no instance has been brought before your Committee in which any of the practices specified and complained of has been introduced into any church within this Province.

2. Because in the absence of any such introduction, legislation on the subject might justly be regarded as premature.

3. Because the whole subject is now before the legal tribunals in England, and it is desirable to ascertain the course adopted in the mother country, and in our mother church, before we initiate measures that might have the effect of separating us from her,—especially at a time when so noble an effort is being made to bind together the whole of the scattered branches of our communion in the unity, not only of the faith, but also of a common order and worship, so that, although free from any legal bonds, they may ever remain united by spiritual ties, and by intercommunion with each other.

Your Committee, therefore, recommend that the House content itself for the present with dealing with the measure already adverted to, in the manner above mentioned, if they see fit, and will approach the House of Bishops with their respectful request, that their Lordships would put forth a pastoral letter exhorting all the members of our Communion to a faithful adherence to the doctrine and discipline of our Church, as set forth in our Book of Common Prayer, and to maintain that Protest against the distinctive doctrines of the Church of Rome, which is as necessary at this day as when the Church of England first cast off Romish errors and superstitions.

Your Committee feel persuaded that such an appeal from the Right Rev. the Bishops, would be attended with far more beneficial results than any which could be expected from any attempt at special legislation further than the measure hereinbefore adverted to.

All which is respectfully submitted.

J. HELLMUTH, D.D.,  
Chairman.

Montreal, 14th September, 1868.

We, the undersigned, concur in the general tenor of the above Report, but we dissent from that portion of the Report which recommends delay of action in reference to the points submitted in the memorials from the Dioceses of Toronto and Huron.

J. HELLMUTH, D.D., *Chairman* ;  
 CHAS. BANCROFT, D.D.,  
 GEORGE V. HOUSMAN,  
 J. FITZGERALD, Lt. Col.

(The memorials having been printed at length above, the schedule is omitted here, by direction of the House.)

Moved by Mr. B. T. MORRIS, seconded by Rev. Canon LOOSEMORE,

That the report just read be printed at once for the use of the House.—*Carried.*

DEAN HELLMUTH gave notice that he would move the consideration of the Report as the first business on Tuesday morning.

Rev. S. GIVINS read the Report of the Committee on Indian Missions as follows :

#### REPORT ON INDIAN MISSIONS.

The Committee appointed by the Provincial Synod to enquire into and report upon the Indian Missions of the Church in this Province, gladly avail themselves of the opportunity to bring under the notice of the Synod the condition and prospects of the Indian tribes, scattered throughout the Dioceses embraced within its jurisdiction.

When European colonists first entered on the settlement of these Provinces, the great valley of the St. Lawrence and the whole western peninsula were occupied by numerous tribes of Iroquois, Hurons, Ojibways and other Indian nations. Of these, the Iroquois entered into friendly alliance with the English colonists, faithfully maintained their relations with them, and followed their fortunes in the war of Independence; hence bodies of the Six Nation Indians now settled on the Bay of Quinte and on the Grand River, in western Canada, are the descendants of the loyal Indian tribes who maintained their fidelity to the British Crown, and the first colonists of Upper Canada. Of the Hurons, who were the original occupants of an important region of western Canada, and the friendly allies of the French colonists, one small branch is now settled on the Charles River, below Quebec, and another in the town-



ship of Andertoir in the West. Other large bodies of Iroquois are settled at St. Lewis, St. Regis and other points in the Dioceses of Montreal and Quebec, along with Abenakis, Aimalicites and Micmacs. And in the Province of Ontario, still larger bodies of Algonquins of various tribes are congregated at different points, both on the mainland and on the Islands of Lake Huron. Many of these Indians are settled on reserves under the care of the Indian Department; but a considerable number of them wander in an improvident and unsettled condition, deprived of the old resources of their hunting grounds, and frequently reduced to great misery by the indirect influences of European Colonisation.

But besides these, there is still included within the Diocese of Toronto the whole of the extensive region lying between Lakes Huron and Superior, and the height of land which forms the southern boundary of the Hudson's Bay, embracing an enormous tract with numerous Indian tribes still living in the condition of savage Pagans.

From enquiries instituted for the purpose of ascertaining the requirements for Indian Mission work by our Church, it is estimated that there are not less than 15,000 aborigines still surviving within the area of the united Provinces represented by this Synod, apart from those of the Eastern Provinces and the Diocese of Rupert's Land.

Hitherto, however, the Missionary work on behalf of the aborigines, has been carried on on a scale wholly inadequate to the wants of the numerous tribes thus, as it were, committed to our care; and to a great extent, by means of funds supplied from the mother country. But the time has now come when a great and an united effort on the part of our own Church, to occupy this important field of Missionary labour, cannot longer be delayed.

Thousands are perishing within our reach in pagan darkness. A new generation is growing up, still immersed in gross superstition, and with the vices of the savage too frequently aggravated by those which they have learned from intercourse with the whites. Year by year fresh encroachments are made on the territories of ancient nations or the reserves ceded by treaty to their survivors. Within the present century whole tribes have disappeared from our midst, and in localities where many still living can remember them as numerous, they are almost or altogether unknown.

When we reflect that their loss is our gain; that our towns and cities are rising on the land once belonging to those Indian nations; that our schools, colleges, and churches, are

built on the sites of their native villages; and our clearings have eradicated their hunting grounds; it cannot be too strongly impressed on us that we are under deep obligations to them in return. While labouring to plant and extend the church in these provinces, we cannot overlook the solemn obligation that rests upon us to care for the souls of those whose earthly inheritance we are appropriating to our own use; and who are perishing in our midst, as the inevitable result of our progress.

It is the duty of the Church to gather into the fold of Christ the remnants of these simple children of the forest still within reach of its missionary labours, and who, if not now brought under the blessed influences of the Gospel, and cheered by its glad tidings, will, ere long, be beyond the reach of its promises and its blessings. Amid the numerous pressing claims of the Church in these provinces, it may justly feel exempt from obligation to share in the noble missionary enterprise which the mother church is now carrying on in every quarter of the Globe; but the Indians of British North America are in a peculiar manner committed to our care; a grave and solemn responsibility rests upon us, as a Church, to rescue them ere too late from the degradation of heathenism and to make them sharers with ourselves in the blessings of salvation.

The following statement of the several Indian Missions in connection with the Church, within the various dioceses of this Ecclesiastical Province, obtained from the Missionaries, is here presented:

#### DIOCESSES OF QUEBEC AND MONTREAL.

The only tribe of Indians under the teaching of the Church in these Dioceses is that called the Abenaquis. This Mission is under the charge of the Rev. O. Fortin, B. A., and is situated on the St. Francis River, which here forms the boundary between the two Dioceses. The reserve, which is considerable, extends on both sides of the River, from the Rapids to the Lake; and is confirmed to the tribe by an Act of Parliament. The population is 366; Christians not increasing nor yet diminishing. The Church is a neat and substantial structure, well appointed, and will accommodate 150. Average winter attendance, 50. Number of communicants, 22.

“There is a school held in a rented building, taught by a native, who is supported by the Sabrevois Mission. Attendance, 28.



“There is cause for encouragement in a spiritual point of view. A few in the Mission, from confirmed drunkards, have become earnest zealous Christians. Many have taken the pledge, and hitherto the majority have kept their vow.”

“The temporal progress of the Mission has been very marked during the last three years. We only began our work here four years ago, and everything had to be done. A School was established, a Church and Parsonage erected, and a sufficiently large piece of land purchased to provide the Missionary with a garden.”

#### DIOCESE OF ONTARIO.—MOHAWKS, B. Q.

There is but one Indian Mission in this Diocese, viz: That among the Mohawks of the Bay of Quinte. The Missionary, the Rev. G. Anderson, M. A., reports;—He has now been 18 years resident among them. The Indians contribute \$600 towards his support, besides appropriating 80 acres as a Glebe, on which are erected a comfortable Parsonage and outbuildings.

These Indians have a reserve of 18,000 acres, situated on the shores of the Bay of Quinte, secured to them by Letters Patent. The population this year is 683, exceeding that of the last by 19. There are two schools; one supported by the New England Company, (the oldest Missionary Society in Great Britain, A. D., 1666,) average attendance, 19; the other by the tribe; attendance, 24. There are in this Mission two handsome stone Churches, well appointed, built for the most part by the Mohawks. These Churches are well attended. Communicants, 108.

#### HURON.

In this Diocese there are several interesting and successful missions. Of these, the Mission to the Six Nation Indians of the Grand River, is the largest and most important. There are three Missionaries, viz: Rev. Messrs. Nelles, Elliot and Roberts. It is situated on an Indian reserve of about 50,000 acres, on the south side of the Grand River. The population, according to the last return, is 2786. They have gradually increased in numbers for several years past. About two-thirds are women and children. One third of the whole are still pagans. Besides the old Mohawk Church, (which is supposed to be the oldest church edifice in Ontario,) there are two others; one a frame building at Tuscarora in good repair, and another very handsome new brick edifice at Kanyeah; ;

each of these will accommodate about 300. At present there are eight schools in successful operation, at which there are 366 children in attendance:—about an equal number of boys and girls. At the Mohawk Institution the children, 90, are boarded, and instructed in various branches of useful labor. The progress of these children is much more marked than in the other schools, owing to irregularity of attendance at the latter.

The Missionaries and School Teachers, as well as the Mohawk Institution, are all supported by the New England Company, who, for the last two centuries, have proved themselves the kind and generous benefactors of several Indian tribes of this continent.

#### DELAWARE AND CARADOC MISSION.

This Mission is under the charge of a faithful native Clergyman, the Rev. H. P. Chase, and embraces four tribes settled in the townships of Delaware, Caradoc and Orford, viz: the Munsees, Delawares, Oneidas and Ojibways. The three former migrated from the United States some years ago; and having sold out their possessions there, purchased the land on which they reside. The late Rev. R. Flood, a devoted Missionary, was instrumental in converting many of these Indians, and bringing others from other folds into the Church, and materially improving their moral and social condition.

The Munsees, who reside in the Township of Caradoc, have a commodious brick Church, in which two services are held each Sunday; average (joint) attendance, 100. The total population at this station, Munsees and Ojibways inclusive, is 600. The Munsees have a School, the teacher of which is paid by the Church Society of the Diocese; average attendance, 30. The Ojibways have two schools, and suitable houses; the teachers are paid from Indian funds. Attendance at each, 25. Communicants, 114.

#### ONEIDAS.

This tribe is located in the Township of Delaware. Population, 550. Previous to their removal into Canada they joined the Protestant Episcopal Church, and had to a great extent adopted the habits of civilized life. They are now surrounded by the comforts and conveniences of a farming people. Finding the congregation (which averages 100,) growing too large for the school-room, they have taken in



hand the erection of a Church which will be completed in October. The communicants here are 54. There being no permanent provision for a teacher at this station, the Missionary expresses his regret that the school is irregularly kept.

#### THE DELAWARES.

This tribe settled many years since in the Township of Orford, under the spiritual care of Moravian Missionaries. Many of them have, however, united with the Church. They have a comfortable Church, a school-house and master paid by the Indian Department. Average congregation, 70.

The Missionary reports that during the past five years, 234 members of these tribes have been admitted to the Communion of the Church by the rite of Confirmation.

#### OJIBWAYS OF SARNIA.

This band occupies a reserve of 7500 acres allotted to them by the government, on the River St. Clair. The Rev. E. F. Wilson, a grandson of the late Bishop of Calcutta, has devoted himself to labour among the scattered remnants of this tribe under the auspices of the Church Missionary Society. He has just entered on his work, and reports, that the population in this reserve is about 400, about 16 families profess to belong to the Church. Communicants 15. He proposes to erect a Mission House School. A church to accommodate 150 is in course of erection—the Indians voluntarily helping.

There are other bands of this tribe, to which Mr. Wilson devotes his attention;—one at Kettle Point, on Lake Huron, 30 miles from Sarnia, which is visited alternately every fortnight by the Missionary and Interpreter. There are about 100 Ojibways on this reserve, which comprises 5000 acres. The services and school here are held at a private house, there being no church or school-house. These poor people are anxious for a teacher,—the present instruction being given voluntarily by an Indian—supplemented by the Missionary and Interpreter, on their visits. The attendance both at the school and service is very encouraging.

There is another settlement of this tribe on an extensive reserve at Cape Croker, Lake Huron. Population 350. About eight families profess to belong to the Church. There is a good school-house here with teacher supported by the Church Society of the Huron Diocese; about 25 children attend. The service is regularly read in Indian on Sundays, by a lay

reader—average attendance, 20. A log church in course of erection is unfortunately at a stand for want of funds.

Another band of this tribe is settled on two reserves, at Saugeen, near Southampton; there are about 250 on each, all Ojibways. Many of these Indians were originally attached to the church, but have been lost for want of a missionary. There are still a few families who retain their attachment to her. The special oversight of these isolated bands having been confided to Dr. Wilson, the happiest results may be anticipated from his zeal and influence.

#### WALPOLE ISLAND.

The Committee regret that there is no report from this interesting mission.

The Church Society of the Diocese of Huron expend annually about \$900 in supporting missionaries, school masters and interpreters among the Indians.

#### DIOCESE OF TORONTO.

In this Diocese there are two Indian Missions: one at Garden River, near the Sault Ste. Marie.—This mission is situated on an extensive Reserve made by the Crown and is under the charge of the Rev. Mr. Chance, who is supported by the New England Company. Mrs. Chance, who assists her husband as school-mistress, is paid by the Colonial Church and School Society.

The number of Church Indians at this station is 120, of whom 42 are communicants. The number of children attending the school is 29. There are a church, school and mission house at this station. The other mission is that on the Manitoulin Island. The Rev. J. Sims is in charge of this mission, with his head quarters at Skegwaindah. He is supported by grants of equal amount from the Society for the Propagation of the Gospel, the Colonial and Continental Church and School Society, and the Mission Board of the Diocese. The Indian Department makes an allowance (£50) for the support of one master, and the Mission Board appropriate annually \$300 towards the support of a teacher at Little Current, besides grants towards buildings within the mission, travelling expenses of the missionaries and an interpreter. The S. P. G. has intimated its intention of withdrawing its grant after the present year.

The number of Indians on the island attached to the Church is 184, of these 34 are communicants. They are scattered in



small settlements at Manitowaning, Little Current, Sheguaindah, and La Cloche, and are mingled with others who are still pagans. Many of the latter are favourably disposed to Christianity and anxious for schools among them.

A large and interesting field for missionary exertion among the Indians extends along the north shore of Lake Superior, and on the Islands and on the lakes and rivers of the interior, where openings abound, which a want of men and means have hitherto prevented the Church from entering upon the improvement of.

The late Bishop of Toronto was, for many years, anxious that a missionary Bishop should be appointed for that region; and the speedy opening up of that territory for settlement now presses it on the consideration of the church; your Committee therefore earnestly hope that the Memorial of the Diocese of Toronto in that behalf will receive due attention at this meeting of the Provincial Synod.

The time has come when it is indispensable for the Canadian Church to bear a more adequate share than she has hitherto done in the great work committed to the Apostles and to the Church in every age, to preach the Gospel to every creature whom its glad tidings may have yet failed to reach; and in a peculiar manner it is incumbent on us to carry those glad tidings to the poor perishing Indians, who, on the very outskirts of our prosperous and happy settlements, are still in pagan darkness.

In suggesting methods for raising the necessary means for carrying on this good work among them, the Committee would invite attention to the following extract from a letter of the Bishop of Rupert's Land to the late lamented Metropolitan, who strongly commended it to their notice:—

“I believe sermons and meetings for the heathen would vastly aid your home work. I can testify from experience, how the love that has been brought out in England for poor heathen souls, has been the means of giving new life to our Church in England. I believe that if your Synod were to enact that there should be an annual sermon for Indian Missions, none of your parishes would be the poorer for their home necessities, and you might expect a double blessing from God. *It is Christ's Message to the Church to be ever going out into the world, ever rather seeking the lost one,—the only one—than sitting at ease by the gathered-in ones.*”

Your Committee cannot better close their report than by quoting the advice of the late Metropolitan on the subject:—  
“As this is a matter in which the Synod of the whole Province is concerned, and as the original inhabitants of the soil,

in whatever particular districts they may be located, have a special claim upon the sympathy and Christian love of all the members of the Church, now being planted in Canada, I think the Committee should put forth an appeal for circulation in the several Dioceses, showing the efforts now making in connection with these Indian Missions, and what requires to be done in order to make some sufficient provision for their necessities."

"The Very Rev. the Dean of Montreal has kindly promised to place the Cathedral here, at the service of the Committee, in order that the cause of Indian missions may be advocated and collections taken up; and I have no doubt but that the use of many churches may be obtained for the same purpose."

The Committee cannot conclude without adverting to the loss, by death, of one of their number, since the last meeting of the Synod, viz: the late W. H. Davies, Esquire, an old and faithful member of the Church, whose removal affords us another solemn admonition to labour diligently while the day of opportunity lasts.

SALTEN GIVINS,  
Chairman.

Rev. S. GIVINS gave notice that he would move the adoption of the Report.

#### NOTICES OF MOTION.

Two Notices of Motion were then read and handed to the SECRETARIES.

#### MESSAGE FROM HOUSE OF BISHOPS ON CHURCH TEMPORALITIES ACT.

The PROLOCUTOR read the following Message from the HOUSE OF BISHOPS with reference to the Church Temporalities Act.

The presiding Bishop informs the Prolocutor that the House of Bishops have unanimously adopted the Church Temporalities Act with the accompanying amendments.

BENJ. HURON.

September 14, 1868.

#### PREAMBLE.

To substitute for the word "Canada" the words "Provinces of Ontario and Quebec."



*Section 2.*

To add the words: "And provided also that no Churchwarden or Churchwardens shall permit the Church or Churchyard, or Burying-ground, to be used for the purpose of holding Divine Service, or for interment without the consent of the Incumbent thereof."

*Section 8.*

To add the words, "And for the purposes of this Canon, every Clergyman licensed by the Bishop to any sole charge shall be deemed to be the Incumbent or Parson of all Churches in the District specified in his licence."

*Section 10.*

To add the words: "And it is hereby enacted that no debentures shall be issued by the authority of a Vestry without the consent of the Incumbent."

*Section 14.*

To add the words, "on the Lord's Day," after the word "thereof" in the third line.

*Section 17.*

To add the words: "But choristers or members of Church Choirs shall be appointed and removed by the Incumbent."

*Section 21.*

That all the words after "presentative" be omitted and the following substituted, "Provided always that if a founder or his heir or assigns at law, shall cease to be a member of the United Church of England and Ireland, the right of presentation shall lapse to the Bishop of the Diocese."

*Section 24.*

To substitute for the word "Province," the words "Provinces of Ontario and Quebec."

BENJ. HURON.

Moved by Mr. JOHN BEARD, seconded by Rev. J. W. MARSH,

That the communication from the Upper House respecting the Church Temporalities Act, be referred to the Committee on that subject.

Moved in amendment by ARCHDEACON PALMER, seconded by Mr. SHELTON,

That the Rev. Dr. Read be requested to proceed to the Upper House, to ascertain by means of a written statement the precise object with which their Lordships sent to this House a certain document relative to the Church Temporalities Act.—*Carried.*

The main motion was accordingly lost.

Moved by Rev. J. SMYTHE, seconded by Rev. Dr. CAULFEILD,

That the Committee on the Temporalities Act be re-appointed with the addition of the name of the Dean of Huron and that the Prolocutor be requested to substitute persons for those who are absent and that the Committee report tomorrow morning, and that the communication from the House of Bishops on this subject be referred to this Committee.—*Carried.*

The PROLOCUTOR substituted the following for those who were absent from the session :

Archdeacon Palmer, *vice* Archdeacon of Toronto, now Bishop of Toronto, Mr. Harman, *vice* Hon. J. H. Cameron, Mr. J. W. Gamble, *vice* Hon. G. W. Allan, Hon. L. S. Huntington, *vice* Mr. S. Bethune, Dean of Huron (Chairman), *vice* Archdeacon Patton, Mr. H. D. Shaw, *vice* Hon. James Patton.

MESSAGE ACCOMPANYING CERTAIN NEW CANONS.

The PROLOCUTOR read the following message :

“The presiding Bishop informs the Prolocutor that the House of Bishops have unanimously adopted the accompanying nine canons of discipline, and desire that they be forthwith considered and disposed of by the Lower House.

BENJ. HURON.

September 14th, 1868.”

(CANON NO. 1.)

1. No Clergyman shall absent himself from his charge, for more than four weeks at a time, without the written consent of the Bishop.

2. No person shall be permitted to officiate in sacred things permanently or occasionally, except he shall be Episcopally and Canonically ordained, or shall have received the licence of



the Bishop, and it shall be the duty of the Incumbent or Churchwardens of the Church, when such person officiates, to demand proof of such ordination or licence, as the case may be, and of the good standing of the person, before permitting him to officiate.

3. No Clergyman shall officiate in any Congregation, either as substitute for the Incumbent or as his assistant, for more than one month, without the written licence of the Bishop, and no person who has availed himself of this implied permission shall be allowed to officiate again in the same Church within a period of three months, unless he obtain the licence of the Bishop.

4. No Bishop of one Diocese shall perform any Episcopal functions in another without the sanction of the Bishop thereof.

5. No Clergyman shall intrude upon the Mission or Parish of another Clergyman by performing any Clerical offices therein without his sanction, and if difference should arise regarding the boundaries of such Mission or Parish, the Bishop of the intruding Clergyman shall decide the matter; provided always that it shall be lawful for a Clergyman to perform the usual clerical offices for regular attendants at his Church, whether resident in his Parish or not, or for such persons as may desire his offices.

(CANON NO. 2.)

When a Priest or Deacon in good standing, is desirous of leaving a Diocese, it shall be the duty of the Bishop to give him, on his request, the usual "Letters Testimonial," but the Clergyman receiving the same, shall continue subject to the Episcopal Jurisdiction of the Bishop till the Letters Testimonial shall have been presented according to their address, and accepted by the Bishop to whose Diocese the Clergyman wishes to be transferred; provided always that if they be not presented within three months after their date, they may be considered as void by the authority whence they proceeded, and shall be so considered unless they be presented within six months.

(CANON NO. 3.)

*Of Episcopal Resignations.*

If a Bishop shall desire to resign his Diocese, he shall give in his resignation to the Metropolitan, in writing; or (if he

be himself Metropolitan) to the Bishop senior by Consecration, but such resignation shall not be accepted unless a majority of the House of Bishops consent.

(CANON NO. 4.)

*Of the Subdivision of Dioceses.*

The House of Bishops shall have the power of subdividing existing Dioceses, or of forming a new Diocese out of portions of existing Dioceses which may be contiguous, with the concurrence of the Synod or Synods of the Diocese or Dioceses affected, and it shall be the duty of such Synod or Synods to consider, without delay, any proposal for the subdivision of a Diocese which may emanate from the House of Bishops.

(CANON NO. 5.)

No person elected as Bishop of a Diocese, shall be consecrated till his election shall have been confirmed by a majority of the House of Bishops by an instrument in writing, under their hand and seal; and after such confirmation, it shall be the duty of the Metropolitan, or senior Bishop, in case there be no Metropolitan, to appoint a day and place for the Consecration, and it shall be incumbent on his suffragans, unless prevented by sufficient cause, to attend at the time appointed and assist in the Consecration.

(CANON NO. 6.)

When a Bishop is aware that a strange clergyman is officiating or about to officiate in his Diocese, and when the said Bishop shall have good reason to believe that doubts exist regarding the clergyman's orthodoxy, canonical ordination, or good morals, then the Bishop may inhibit him from officiating within his Diocese, by writing addressed to him, and to the clergy, and any clergyman after the receipt of the Bishop's inhibition, permitting such inhibited person to perform any clerical function in his Church, or Mission Chapel, shall be proceeded against by the Bishop for breach of Canonical obedience.

(CANON NO. 7.)

Every Clergyman of the Diocese is required to attend the meetings of the Diocesan Synod. If any Clergyman shall be hindered from attending a Synod, he shall intimate the cause



of his absence to the Bishop, who shall be the judge of its sufficiency, and, if possible, this intimation shall be made previous to the Meeting of Synod. If no such intimation be given, or if the cause assigned for absentee be deemed insufficient by the Bishop, the absentee for the first offence, shall be subject to the censure of the Bishop. If after such censure, he shall repeat the offence, the Bishop may proceed against him in his Diocesan Court for contempt and breach of Canonical obedience.

(CANON NO. 8.)

*Of Coadjutor Bishops.*

1. When a Bishop is incapacitated for the government of his Diocese by bodily or mental infirmity, a coadjutor Bishop may be appointed by the Synod of the Diocese, and his election shall be conducted in the same manner as in the case of a vacant diocese.

2. The House of Bishops shall be the sole judges whether the circumstances of the case require such an election.

3. The coadjutor Bishop shall attend Diocesan and Provincial Synods, and be entitled to speak on any matter under consideration, but shall have no vote, nor the power of veto, except in the absence of the Bishop to whom he is coadjutor.

4. The coadjutor shall perform such Diocesan duties, and exercise such Episcopal functions as the Bishop shall assign to him, and if the Bishop shall not assign any such duties, or if any difference shall arise between the Bishop and his coadjutor regarding the same, the matter shall be decided by the House of Bishops. When the diocese becomes vacant the coadjutor shall succeed as Bishop of the Diocese.

(CANON NO. 9.)

A Deacon need not surrender his worldly calling or business of such calling, on its being approved by the Bishop, unless he is a candidate for the office of a Priest, and he shall not be admitted to the Priesthood till he shall have passed a satisfactory examination in Latin and Greek, and have further complied with such other requirements as the Bishop of each Diocese may impose. Nevertheless, a Bishop may advance a deacon to the Priesthood, after twenty years' service, without the additional requirements of a knowledge of Latin or Greek.

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Moved by Canon BANCROFT, seconded by the DEAN of HURON,

That the proposed Canons received from the House of Bishops be printed, and submitted to the consideration of the Committee on Canons, for their report thereon.—*Carried.*

The hour of 1 o'clock having arrived, the HOUSE then adjourned.

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#### AFTERNOON SESSION.

The LOWER HOUSE re-assembled at 2:30 p.m.

MESSAGE from the House of Bishops accompanying a resolution regarding the Lambeth Conference, and a resolution regarding the admission of other Dioceses to the Provincial Synod.

The PROLOCUTOR read the following Message:

The presiding BISHOP informs the PROLOCUTOR, that the HOUSE of BISHOPS have adopted the accompanying resolution regarding the Lambeth Conference, also the accompanying resolution regarding the proposed admission of the Diocese of Nova Scotia into union with this Provincial Synod.

BENJ. HURON.

Sept. 14th, 1868.

Resolved, "That this House, having heard from Colonel Lowry an interesting statement regarding the proposed admission of the Diocese of Nova Scotia into union with this Province, hereby expresses its sincere desire to co-operate with the Bishop and Synod of Nova Scotia in bringing about such union, and to assure them of an affectionate welcome as a component part of the Provincial Synod."

Resolved, That this House inform the Lower House that His Grace the Archbishop of Canterbury, in compliance with the address of this Provincial Synod, summoned a conference of Bishops who assembled to the number of 78 at Lambeth Palace, in September last, and that the accompanying Encyclical Letter was unanimously adopted and addressed to The Faithful in Christ Jesus:

#### ADDRESS OF THE BISHOPS.

To the Faithful in Christ Jesus, the Priests and Deacons, and the Lay Members of the Church of Christ in Communion with the Anglican Branch of the Church Catholic,—  
WE, the undersigned Bishops, gathered under the good pro-



vidence of God for prayer and conference at Lambeth, pray for you that ye may obtain grace, mercy, and peace from God our Father, and from the Lord Jesus Christ our Saviour.

We give thanks to God, brethren beloved, for the faith in our Lord Jesus Christ, and the love towards the saints, which hath abounded amongst you; and for the knowledge of Christ which through you hath been spread abroad amongst the most vigorous races of the earth; and with one mouth we make our supplications to God, even the Father, that by the power of the Holy Ghost He would strengthen us with His might, to amend amongst us the things which are amiss, to supply the things which are lacking, and to reach forth unto higher measures of love and zeal in worshipping Him, and in making known His name; and we pray that in His good time He would give back unto His whole Church the Blessed gift of Unity in Truth.

And now we exhort you in love that ye keep whole and undefiled the faith once delivered to the saints, as ye have received it of the Lord Jesus. We entreat you to watch and pray, and to strive heartily with us against the frauds and subtleties wherewith the faith hath been aforetime and is now assailed.

We beseech you to hold fast, as the sure word of God, all the canonical Scriptures of the Old and New Testament; and that by diligent study of these oracles of God, praying in the Holy Ghost, ye seek to know more of the Lord Jesus Christ our Saviour, very God and very Man, ever to be adored and worshipped, whom they reveal unto us, and of the will of God, which they declare.

Furthermore, we entreat you to guard yourselves and yours against the growing superstitions and additions with which in these latter days the truth of God hath been overlaid; as otherwise, so especially by the pretension to universal sovereignty over God's heritage asserted for the See of Rome, and by the practical exaltation of the Blessed Virgin Mary as mediator in the place of her Divine Son, and by the addressing of prayers to her as intercessor between God and man. Of such beware, we beseech you, knowing that the jealous God giveth not His honour to another.

Build yourselves up, therefore, beloved, in your most holy faith; grow in grace and in the knowledge and love of Jesus Christ our Lord. Show forth before all men by your faith, self-denial, purity, and godly conversation, as well as by your labours for the people amongst whom God hath so widely spread you, and by the setting forth of His Gospel to the

unbelievers and the heathen, that ye are indeed the servants of Him who died for us to reconcile His Father to us, and to be a sacrifice for the sins of the whole world.

Brethren beloved, with one voice we warn you: the time is short; the Lord cometh; watch and be sober. Abide steadfast in the Communion of Saints, wherein God hath granted you a place. Seek in faith for oneness with Christ in the blessed Sacrament of His body and blood. Hold fast the Creeds and the pure worship and order, which of God's grace ye have inherited from the Primitive Church. Beware of causing divisions contrary to the doctrine ye have received. Pray and seek for unity amongst yourselves, and amongst all the faithful in Christ Jesus; and the good Lord make you perfect, and keep your bodies, souls, and spirits, until the coming of the Lord Jesus Christ.

(Signed)

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|---------------------------------------------------------------------------|----------------------------------------------------------------------------|
| C. T. Cantuar.                                                            | H. Nova Scotia.                                                            |
| M. G. Armagh.                                                             | F. T. Labuan.                                                              |
| R. C. Dublin.                                                             | H. Grahamstown.                                                            |
| A. C. London.                                                             | H. J. C. Christchurch.                                                     |
| C. R. Winton.                                                             | Mathew Perth.                                                              |
| C. St. David's.                                                           | Benj. Huron.                                                               |
| J. Lichfield.                                                             | W. W. Antigua.                                                             |
| S. Oxon.                                                                  | E. H. Sierra Leone.                                                        |
| Thomas Vowler St. Asaph.                                                  | T. N. Honolulu.                                                            |
| A. Llandaff.                                                              | J. T. Ontario.                                                             |
| John Lincoln.                                                             | J. W. Quebec.                                                              |
| W. K. Sarum.                                                              | W. J. Gibraltar.                                                           |
| John T. Norwich.                                                          | H. N. Dunedin.                                                             |
| J. C. Bangor.                                                             | Edward, Bishop Orange River Free State.                                    |
| H. Worcester.                                                             | A. N. Niagara.                                                             |
| Charles Wordsworth, D.C.L., Bishop of St. Andrew's, Dunkeld and Dunblane. | William George Tozer, Missionary Bishop.                                   |
| Thos. G. Suther, Bishop of Aberdeen and Orkney.                           | James B. Kelly, Coadjutor of Newfoundland.                                 |
| William S. Wilson, Bishop of Glasgow and Galloway.                        | S. Angl. Hierosol.                                                         |
| Thomas B. Morrell, Coadjutor Bishop of Edinburgh.                         | John H. Hopkins, Presiding Bishop of Pr. Ep. Church, in the United States. |
| F. Montreal, Metropolitan of Canada.                                      | Charles P. McIlvaine, Bishop of Ohio.                                      |
| G. A. New Zealand, Metropolitan of New Zealand.                           | C. J. Gloucester and Bristol.                                              |
| B. Capetown, Metropolitan of South Africa.                                | E. H. Ely.                                                                 |
| Aubrey G. Jamaica.                                                        | William Chester.                                                           |
| T. Barbados.                                                              | T. L. Rochester.                                                           |
| J. Bombay.                                                                | Horace Sodor and Man.                                                      |
|                                                                           | Samuel Meath.                                                              |
|                                                                           | H. Kilmore.                                                                |



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|-------------------------------------------------------------------|-----------------------------------------------------------------------|
| Charles Limerick, Ardfert and Aghadoue.                           | G. T. Bedell, Assistant Bishop of Ohio.                               |
| Robert Eden, D. D., Bishop of Moray, Ross, and Caithness, Primus. | Henry C. Lay, Missionary Bishop of Arkansas and the Indian Territory. |
| Alexander Ewing, Bishop of Argyll and the Isles.                  | Jos. C. Talbot, Assistant Bishop of Indiana.                          |
| Manton Eastburn, Bishop of Massachusetts.                         | Richard H. Wilmer, Bishop of Alabama.                                 |
| J. Payne, Bishop of Cape Palmas and parts adjacent                | Charles Todd Quintard, Bishop of Tennessee.                           |
| H. J. Whitehouse, Bishop of Illinois.                             | John B. Kerfoot, Bishop of Pittsburg.                                 |
| Thomas Atkinson, Bishop of North Carolina.                        | J. P. B. Wilmer, Bishop of Louisiana.                                 |
| Henry W. Lee, Bishop of Iowa.                                     | C. M. Williams, Missionary Bishop to China.                           |
| Horatio Potter, Bishop of New York.                               | J. Chapman, Bishop.                                                   |
| Thomas M. Clark, Bishop of Rhode Island.                          | George Smith, late Bishop of Victoria (China).                        |
| Alexander Gregg, Bishop of Texas.                                 | David Anderson, late Bishop of Rupert's Land.                         |
| W. H. Odeanheimer, Bishop of New Jersey.                          | Edmund Hobhouse, by Bishop of New Zealand.                            |

While the Encyclical from the Bishops assembled at the Lambeth Conference was being read, the HOUSE remained standing.

Moved by the Rev. Canon BANCROFT, seconded by the DEAN OF HURON,

That this Synod do now proceed to the Report of the said Committee on Canons, which is the first in order on the schedule of unfinished business.

Moved in amendment by the Rev. Mr. BLEASDELL, seconded by the Rev. A. W. MOUNTAIN,

That the consideration of this Report be deferred till the Committee shall have presented its Report on the Canons sent down by the House of Bishops, and referred to it by this House this morning.—*Lost*.

The main motion was then put and carried.

The Report of the Committee on Canons was accordingly taken up and considered clause by clause.

The first Canon was adopted after the words "Ecclesiastical Province" had been substituted for the word "Diocese," and the word "of" after "visiting," at the end of the Canon, had been struck out.

The second Canon was taken up.

Moved in amendment by Rev. S. GIVINS, seconded by the Rev. G. SLACK,

That the following words be added to the end of the Canon :  
And whereas the Rubric ordering "that such ornaments of the Church and of the Ministers thereof, at all times of their ministrations, shall be retained and be in use, as were in this Church of England by the authority of Parliament, in the second year of the reign of King Edward the Sixth,"—has been found liable to diverse interpretations, and been alleged to justify the resumption of various obsolete vestments and ornaments contrary to the Canons and usage of the Church of England;—for the removal of all doubts or diversity of orders, rites and ceremonies, of the Church of England—the 58th Canon of A. D. 1603, is hereby declared to be the authority for the practice of the Church, in so far as relates to vestments within this Province,—and also, that special prayers and forms of thanksgiving or humiliation may be added by order of the Metropolitan, and a psalm or hymn may be sung between the prayers and the communion service and before and after the sermon.

Moved in amendment by Rev. Canon LOOSEMORE, seconded by Judge JARVIS,

That the judgment of this Synod concerning the amendment of Canon No. 2, under discussion, pending the consideration of the adoption of the Report of Committee on Ritualism to-day presented, be reserved, in order to give the House an opportunity of acting in accordance with Resolutions IV and VIII, of the Pan-Anglican Conference.

Moved by the Rev. Canon BALCH, seconded by Mr. H. D. SHAW,

That the house do now adjourn.—*Lost.*

Moved by Hon. L. S. HUNTINGTON, seconded by Mr. Geo. HALL,

That this debate do stand adjourned and be taken up the first thing to-morrow.—*Carried.*

Moved by Rev. Canon BALCH, seconded by Hon. L. S. HUNTINGTON,

That the House do now adjourn.—*Carried.*

The house accordingly adjourned.



## FIFTH DAY.

MONTREAL, *Tuesday, Sept. 15th, 1868.*

After Morning Prayer in the CATHEDRAL, the LOWER HOUSE met for business at 10 o'clock, and was opened with prayer by the PROLOCUTOR.

## READING MINUTES, &amp;C.

The minutes of the previous day were read and approved. Hon. George IRVINE appeared and took his seat.

## APPOINTING COMMITTEES.

The PROLOCUTOR having requested to be relieved of the duties of Chairman of the Committee on Canons—the Rev. Dr. BOSWELL was appointed chairman of the Committee.

## REPORTS OF COMMITTEES.

DEAN HELLMUTH (as chairman) reported that the Committee on the Church Temporalities Act had been unable to get through the work assigned to them, but would report at the earliest possible moment.

The PROLOCUTOR (as chairman) reported that the Committee on Canons had been unable to consider the Canons referred to them, because they had been placed in the Printer's hands.

The Treasurer's Report was referred back to the Finance Committee.

## NOTICE OF MOTION.

One notice of motion was read and handed to the Secretaries.

## UNFINISHED BUSINESS.

The debate on the amendment to Canon No. 2 was resumed.

## MESSAGE FROM THE HOUSE OF BISHOPS WITH REFERENCE TO RITUALISTIC PRACTICES.

The PROLOCUTOR read the following Message:—

The presiding Bishop informs the Prolocutor that the accompanying resolution has been unanimously adopted by the

House of Bishops, and requests a conference with the Lower House, with a view to obtaining the concurrence of the Lower House.

Sept. 15th, 1868.

BENJ. HURON.

Whereas the Rubric on the ornaments of the Church and the ministers thereof being part of the Act of Uniformity, received as a Statute of Upper Canada by the Constitutional Act of 1791, and believed by many to be still in force so far as it is applicable to the condition of the United Church of England and Ireland in Canada; and, whereas, in the Act enabling members of the Church to meet in Synod, it is enacted that nothing in the regulations of this Synod shall be contrary to any Statute in force in this Province; and, whereas, doubts have existed regarding the construction and meaning of the aforesaid Rubric, and as there is a danger lest this Synod should unwittingly enact any Canon which should contravene said Act of Uniformity, and so sever the Church in this Province from the said United Church of England and Ireland, of which we have solemnly declared ourselves an integral part; therefore, be it resolved that this Synod accepts such interpretations of said Rubric as have been given by Her Majesty's highest Courts of Law; and, whereas, the Court of Arches has determined that the elevation of the elements in the celebration of the Holy Communion, the use of incense during Divine Service, and the mixing of water with the sacramental wine, are illegal; It is resolved by this Synod that we accept such judicial decision, and that the above mentioned practices are hereby forbidden in the Church of this Province; and, whereas, the Rubric at the end of the Communion office enacts that the bread shall be "such as is usual to be eaten," the use of wafer bread is hereby forbidden.

And, whereas, the question of altar lights is at this moment before the Judicial Committee of the Privy Council, it is hereby resolved to await the decision of said Committee before legislating on the matter of altar lights; and, whereas, the question of vestments is now a subject of Royal Commission and enquiry, and a Bill has been introduced touching the same into the House of Lords, it is the opinion of this House that we should defer legislation until action be taken in the Mother Church and Parliament affecting such vestments; but that pending such action, this Synod would express their disapprobation of the use of altar lights and vestments, and their determination to prevent, by every lawful means, their introduction into the Church of this Province.

Sept. 15th, 1868.

BENJ. HURON.



Mr. GAMBLE having raised the point of order, "Does not the 12th Article of the Constitution require that we should dispose of the matter sent down from the HOUSE OF BISHOPS before proceeding with the debate," the PROLOCUTOR ruled that it did.

The ruling of the Chair having been appealed against, the PROLOCUTOR put the question, "Shall the decision of the Chair be sustained?"

The decision of the Chair was sustained on the following division:—

*Yeas*:—Rev. Messrs. Mountain, Nicolls, Hamilton, Walker, Housman, Scarth, Burrage, Torrance, Beaven, Geddes, Palmer, Holland, Brent, Broughall, Read, Balch, Lonsdell, Dean of Montreal, Marsh, Nelles, Tane, Boswell, Preston, Bleasdell, G. A. Anderson, Armstrong, Parnell, Lauder, Bogert, Lyster, Forest. Messrs. Irvine, Heneker, Hemming, R. Hamilton, Forsyth, Morris, Gamble, C. J. Campbell, Boulton, O'Reilly, Jarvis, Simpson, Henderson, Hon. J. Hamilton, Shaw, Jones.—47.

*Nays*:—Rev. Messrs. Foster, Fuller, McMurray, Grasett, Givins, Darling, Loosemore, Bond, Darnell, Bancroft, Lindsay, Slack, DuVernet, Canon Anderson, Brough, Hellmuth, Boomer, Sandys, Elwood, H. Caulfeild, St. G. Caulfeild, DuBourdieu, Smythe, Bettridge. Messrs. Scott, Wood, Hall, Denison, Prof. Wilson, Carter, Huntington, Foster, Gault, Beard, Fitzgerald, Price, Walsh, Lefroy, Ryland, Crowell Wilson, Davis, Grey, Jackson, Lewis, Rosamond.—46.

Moved by Mr. CARTER, seconded by DEAN HELLMUTH,

That a Committee be appointed by the Prolocutor with instructions to proceed to the Upper House and inform their Lordships, that the Lower House have received their Message requesting a conference on their resolution, and respectfully to solicit their Lordships to suspend the conference until after the discussion, now proceeding before this House on Ritualistic practices, has been terminated, when this House will have had a full opportunity of giving full consideration to the subject.

Moved in amendment by ARCHDEACON PALMER, seconded by Rev. J. G. GEDDES,

That the conference requested by the Upper House be now agreed to.

The hour of 1 o'clock having arrived, the HOUSE adjourned.

## AFTERNOON SESSION.

The LOWER HOUSE re-assembled at 2:30, P.M.

The debate on ARCHDEACON PALMER'S amendment was resumed.

The amendment was put and carried.

The main motion was accordingly lost.

The PROLOCUTOR at once sent a message to the HOUSE OF BISHOPS, informing the President that the LOWER HOUSE was prepared to have a conference with the HOUSE OF BISHOPS.

The Committee who carried up the PROLOCUTOR'S message brought back the following reply from the HOUSE OF BISHOPS :

"The HOUSE OF BISHOPS would wish for a conference with a Committee of the LOWER HOUSE.

" BENJ. HURON."

Sept. 15, 1868."

Moved by Rev. D. LINDSAY, seconded by Mr. THOS. SIMPSON,

That the President of the HOUSE OF BISHOPS be respectfully requested to appoint the Cathedral School House as the place of conference.—*Carried.*

The PROLOCUTOR accordingly sent a message embodying the above resolution to the President of the UPPER HOUSE.

The President appointed the Cathedral School House as the place of conference, and stated that the Bishops would be prepared to receive the LOWER HOUSE at once.

Accordingly the conference was held.

After the conference the debate was resumed.

The hour of 6 o'clock having arrived, the PROLOCUTOR pronounced the benediction and the HOUSE adjourned

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SIXTH DAY.

MONTREAL, *Wednesday, Sept. 16th, 1868.*

After Morning Prayer in the CATHEDRAL, the LOWER HOUSE met for business at 10 o'clock, and was opened with prayer by the PROLOCUTOR.



## READING, &amp;C., OF MINUTES.

The Minutes of the previous day were read and approved.

## APPOINTING COMMITTEES.

The PROLOCUTOR, on request of the HOUSE, added the following members to the Committee on Canons:

Archdeacon of Niagara, Rev. Canon Balch, Rev. J. Walker Marsh, and Rev. Canon Bond.

The Rev. Dr. BOSWELL having requested to be relieved of the duties of Chairman of the Committee on Canons, the Rev. Canon BANCROFT was appointed Chairman.

Moved by Rev. Canon BANCROFT, seconded by Rev. H. CAULFEILD,

That the House of Bishops be respectfully requested to name a Chairman of the joint Committee on Psalmody, and to have the Committee convened.—*Carried.*

The PROLOCUTOR sent a Message to the PRESIDENT of the UPPER HOUSE, embodying the above resolution.

## REPORTS OF COMMITTEES.

DEAN HELLMUTH, as Chairman, stated that it would be better to have the Report of the Committee on amendments to the Church Temporalities' Act printed before it was read.

By permission of the HOUSE, it was

Moved by DEAN HELLMUTH, seconded by the Hon. Geo. BOULTON,

That the Report of the Committee on the Church Temporalities' Act be printed immediately.—*Carried.*

## NOTICES OF MOTION.

Two notices of motion were read and handed to the SECRETARIES.

## UNFINISHED BUSINESS.

The Debate on the amendment of Canon 2 was resumed.

## MESSAGE FROM THE HOUSE OF BISHOPS.

The PROLOCUTOR read the following message—

The HOUSE OF BISHOPS has appointed the Lord Bishop of Toronto Chairman of the Joint Committee, on Psalms and Hymns.

Sept. 16, 1868.

BENJ. HURON.

After some debate, Rev. Canon LOOSEMORE'S amendment was put and lost.

Moved in amendment by Ven. ARCHDEACON PALMER, seconded by Rev. H. CAULFEILD,

That the proposed thirteenth Canon be now taken into consideration.

By permission of the HOUSE, Rev. S. GIVINS and Ven. ARCHDEACON PALMER withdrew their amendments for the present.

Moved by Rev. H. F. DARNELL, seconded by Rev. D. LINDSAY,

That the consideration of the 2nd Canon be not now proceeded with, but that the House do now proceed to the consideration of the 13th Canon.—*Carried.*

The 13th Canon was accordingly taken up.

Moved in amendment by Rev. Canon BALCH, seconded by Rev. W. BLEASDELL,

That whereas the Court of Arches has determined that the elevation of the elements in the celebration of the Holy Communion, the use of incense during Divine Service, and the mixing of water with the sacramental wine, are illegal, it is resolved by this Synod that we accept such judicial decision, and that the above mentioned practices are hereby forbidden in the Church of this Province; and, whereas, the Rubric at the end of the Communion Office enacts that the bread shall be "such as is usual to be eaten," the use of wafer bread is hereby forbidden.

And this Synod would express their disapprobation of the use of lights on the Lord's table and vestments, except the surplice, stole, or scarf, and hood, and their determination to prevent, by every lawful means, their introduction into the Church of this Province.

The hour of 1 o'clock having arrived, the HOUSE adjourned.

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#### AFTERNOON SESSION.

The LOWER HOUSE re-assembled at 2.30, P. M.

The debate on Rev. Canon BALCH'S amendment was resumed.



Moved by Rev. J. W. MARSH, seconded by Rev. J. BOGERT, That the Rules of Order be suspended to enable a resolution to be introduced to hold an evening session.—*Lost*.

Moved in amendment by Mr. CARTER, seconded by DEAN HELLMUTH,

That the following words be erased in the resolution, following the word Whereas, "the Court of Arches has determined that," also, "that we accept such decision, and."—

The hour of 6 o'clock having arrived, the House adjourned.

### SEVENTH DAY.

MONTREAL, *Thursday, 17th Sept., 1868.*

After Morning Prayer in the CATHEDRAL, the LOWER HOUSE met for business at 10 o'clock, and was opened with prayer by the PROLOCUTOR.

#### READING, &C., OF MINUTES.

The Minutes of the previous day were read and approved.

Hon. J. H. CAMERON appeared and took his seat.

#### APPOINTING COMMITTEES.

Moved by Rev. S. GIVINS, seconded by ARCHDEACON FULLER, That the following Clerical and Lay Delegates be the Committee on Indian Missions, viz :

Rev. G. V. Housman and Rev. H. Roe, for the Diocese of Quebec; Rev. Canon Anderson and Mr. Jas. Hutton, for Diocese of Montreal; Rev. G. A. Anderson and Mr. L. Roberts, for Diocese of Ontario; Rev. S. Givins and Mr. D. Wilson, for Diocese of Toronto; Rev. Mr. Nelles and Mr. Beard, for Diocese of Huron; and that they be authorized to watch over and promote the interests of these Missions under the direction of their respective Bishops.—*Carried*.

Moved by Rev. GEORGE SLACK, seconded by Rev. D. LINDSAY,

That a Committee of not less than five members of this Synod be appointed to draw up an address to the General Convention of the Church in the United States, suggesting to that body the propriety of removing from their Statute Book

any Canon or Canons, which may have the effect of hindering the free interchange of ministrations between the two Churches, by placing a clergyman ordained in England or the Colonies, in a less favourable position than his brethen of the American Church. Committee to consist of Rev. G. Slack, Rev. D. Lindsay, Rev. Canon Balch, Rev. Canon Bancroft, Mr. Ed. Carter.—*Carried.*

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REPORTS OF COMMITTEES.

The Treasurer read the Report of the Finance Committee.

The Finance Committee of the Provincial Synod beg respectfully to report:

That as it appears by the statement of the Treasurer, there is a balance in hand of \$316.15, they are of opinion that a contribution of sixty dollars from each Diocese would be sufficient to meet the expenses of the Synod until the next meeting, they therefore recommend the return of forty dollars from the assessment of \$100 levied for the present session.

JAMES HUTTON,  
Chairman.

Montreal, Sept. 16, 1868.

Moved by Dr. HENDERSON, seconded by Rev. J. W. MARSH,

That the Report of the Finance Committee be adopted, and that the Treasurer be authorized to return to each Diocese the sum of \$40 out of the assessment of \$100 levied for the expenses of the present session of the Synod.—*Carried.*

Moved by the Rev. S. GIVINS, seconded by the Rev. Dr. McMURRAY,

That the Report of the Committee on Indian Missions be adopted, and that it be published in a condensed form under the supervision of the Chairman of the Committee and the Clerical Secretary of this Synod.—*Carried.*

UNFINISHED BUSINESS.

The debate on Mr. CARTER's amendment to Rev. Canon BALCH's amendment to Canon 13, was resumed.

Mr. CARTER's amendment was put and carried.

Moved in amendment by Mr. HARMAN, seconded by Mr. W. B. SIMPSON,

That whereas, the elevation of the elements in the celebration of the Holy Communion, the use of incense during Divine



Service, and the mixing of water with the sacramental wine, are held to be illegal, the above mentioned practices are hereby forbidden in the Church of this Province; and, whereas, the Rubric at the end of the Communion office enacts that the bread shall be "such as is usual to be eaten," the use of wafer bread is hereby forbidden, and this Synod would express their disapprobation of the use of lights on the Lord's table, and of vestments save and except the surplice, stole and scarf, and the academical hood pertaining to the degree of any graduate, which are to be the sole vestments in use in saying the public prayers, or administering the sacraments or other rites of the Church, and in preaching, and their determination to prevent by every lawful means the introduction into the Church of this Province of lights on the Lord's table, and vestments, save as aforesaid.—*Lost*.

The hour of 1 o'clock having arrived, the HOUSE adjourned.

#### AFTERNOON SESSION.

The LOWER HOUSE re-assembled at 2.30, P.M.

The Ven. ARCHDEACON PATTON appeared and took his seat.

The debate on Mr. HARMAN'S amendment was continued.

Mr. HARMAN'S amendment was put and lost.

Moved in amendment by ARCHDEACON FULLER, seconded by Professor WILSON,

Whereas, the elevation of the elements in the celebration of the Holy Communion, the use of incense during Divine Service and the mixing of water with the sacramental wine, are illegal: Resolved by this synod, that the above mentioned practices are hereby forbidden in the Church of this Province, and whereas the rubric at the end of the Communion Office enacts that the bread shall be "such as is usual to be eaten," the use of wafer bread is hereby forbidden, and this Synod would express their disapprobation of the use of lights on the Lord's table, and of the chasuble, alb, cope, tunicle, and all other vestments excepting those in ordinary use in this ecclesiastical province.

Lost on the following division:—

CLERICAL.—*Yeas*: Rev. Messrs. Mountain, Nicolls, Housman, Fuller, McMurray, Grasett, Givins, Darnell, Bancroft, Lindsay, Slack, DuVernet, Canon Anderson, Marsh, Brough, Hellmuth, Boomer, Sandys, Elwood, H. Caulfeild, F. St. G. Caulfeild, Nelles, DuBourdieu, Smythe, Bettridge.

*Nays*: Rev. Messrs. Hamilton, Roe, Walker, Scarth, Burrage, Torrance, Beaven, Geddes, Palmer, Darling, Holland, Broughall, Balch, Loosemore, Dean of Montreal, Tane, Boswell, Patton, Preston, Bleasdel, Armstrong, Parnell, Lauder, Bogert, Lyster, Forest.

*LAYTY.*—*Yeas*: Messrs. Scott, Heneker, Wood, Hall, Wilson, Carter, Smallwood, Brydges, Hutton, Forest, Shelton, Gault, Beard, Fitzgerald, Walsh, Lefroy, Ryland, C. Wilson, Davis, Grey, Jackson, Rosamond.

*Nays*; Messrs. Forsyth, Morris, Gamble, Denison, Cameron, Harman, C. J. Campbell, Boulton, T. Simpson, Jarvis, W. B. Simpson, Henderson, Hon. J. Hamilton, Shaw, Jones, Lewis.

Clerical *Yeas*, 25; *Nays*, 26.

Lay *Yeas*, 22; *Nays*, 16.

Moved in amendment by Rev. W. S. DARLING, seconded by Hon. J. H. CAMERON,

That the following words be added to Rev. Canon Balch's amendment:

And with the object of securing uniformity as speedily as possible, it shall be understood that while on the one hand no lights shall be placed on the Lord's Table, nor what are known as "the Eucharistic Vestments" used; on the other, the use of the Academic Gown shall be discontinued, where such discontinuance is not likely to be injurious to the peace and welfare of the parish.

Lost on the following division:—

*CLERICAL.*—*Yeas*: Rev. Messrs. Nicolls, Hamilton, Roe, Scarth, Geddes, Palmer, Darling, Holland, Broughall, Loosemore, Tane, Patton, Boswell, Preston, Armstrong, Lauder, Bogert, Lyster, Forest.

*Nays*: Rev. Messrs. Mountain, Walker, Housman, Burrage, Torrance, Beaven, Fuller, McMurray, Grasett, Givins, Balch, Bond, Darnell, Bancroft, Lindsay, Slack, DuVernet, Anderson, Dean of Montreal, Marsh, Brough, Hellmuth, Boomer, Sandys, Elwood, H. Caulfeild, F. St. G. Caulfeild, Nelles, DuBourdiou, Smythe, Bettridge, Bleasdel, Parnell.

*LAY.*—*Yeas*: Messrs. Forsyth, Morris, Denison, Cameron, Harman, Campbell, Boulton, Thomas Simpson, Jarvis, W. B. Simpson, Hon. J. Hamilton, Shaw, Jones, Lewis.

*Nays*: Messrs. Scott, Irvine, Wood, Hall, Gamble, Prof. Wilson, Carter, Smallwood, Brydges, Hutton, Foster, Shel-



ton, Gault, Beard, Fitzgerald, Walsh, Lefroy, Ryland, Crowell, Wilson, Davis, Grey, Jackson, Henderson, Rosamond.

Clerical Yeas, 19; Nays, 33.

Lay Yeas, 14; Nays, 24.

The Rev. Canon BALCH's amendment was then put, and carried unanimously in the following form:—

Whereas, the elevation of the elements in the celebration of the Holy Communion, the use of incense during Divine Service, and the mixing of water with the sacramental wine, are illegal, it is resolved by this Synod that the above mentioned practices are hereby forbidden in the Church of this Province; and, whereas, the Rubric at the end of the Communion office enacts that the bread shall be "such as is usual to be eaten," the use of wafer bread is hereby forbidden.

And this Synod would express their disapprobation of the use of lights on the Lord's Table; and vestments, except the surplice, stole or scarf, and hood, in saying the public prayers, or ministering the sacraments or other rites of the Church, and their determination to prevent, by every lawful means, their introduction into the Church of this Province.—*Carried.*

The PROLOCUTOR put to the House,

That Dr. Balch's resolution, as amended, do now stand as the main motion.—*Carried.*

The hour of 6 o'clock having arrived, the PROLOCUTOR pronounced the benediction, and the HOUSE adjourned.

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#### EIGHTH DAY.

MONTREAL, *Friday, Sept. 18th, 1868.*

The LOWER HOUSE met for business at 10 o'clock, after Morning Prayer in the CATHEDRAL, and was opened with prayer by the PROLOCUTOR.

#### READING, &c., MINUTES.

The minutes of the previous day were then read, amended, and approved.

Moved by Professor WILSON, seconded by Hon. H. B. BULL,

That the Rules of Order be suspended to allow the following motion to be put.—*Carried.*

Moved by Prof. WILSON, seconded by Hon. J. H. CAMERON, That the Resolution unanimously adopted by the House on the subject of Ritual be sent up to the House of Bishops; and that they be respectfully requested to concur in it.—*Carried.*

## REPORTS OF COMMITTEES.

The Rev. G. SLACK read the Report of the Committee appointed to prepare an address to the General Convention of the church in the United States, as follows:—

The Provincial Synod of the Canadian branch of the United Church of England and Ireland, assembled in the City of Montreal, desires to approach the General Convention of the Episcopal Church in the United States, in a spirit of fraternal regard, with reference to an existing Canon of that Church.

The Canon in question is Canon 10, Title 1, of the Digest.

As no corresponding Canon has been enacted on the part of the Canadian Church, and Clergy ordained in the American branch have been admitted to all the rights and privileges of their brethren ordained in England or her Colonies, these latter are apparently placed in an unequal position if they accept an invitation to assume parochial charge in the United States.

It would not materially alter this fact to say that this Canon is seldom enforced.

The Provincial Synod would, therefore, respectfully request the General Convention of the American Church to take the subject into their friendly consideration.

Occupying, as the Canadian Church does, an extent of country bordering on the territory of the United States, and having frequent and intimate associations with that country, and allied to the American Church in faith and doctrine and all the hallowed associations of the early history of the Church, it is desirable that the most entirely fraternal relations should exist between the two Churches.

Moved by Rev. G. SLACK, seconded by Mr. THOMAS SIMPSON,

That the memorial to the General Convention of the Protestant Episcopal Church of the United States be adopted and sent to the Upper House for their sanction, with a request that they concur in it.—*Carried.*

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DEAN HELLMUTH presented the Report of the Committee on the Church Temporalities' Acts, which had been printed as follows:—

The Committee on the Church Temporalities' Acts beg to lay before the Synod the following proposed alterations in the said Acts, in which they have embodied the alterations proposed by the House of Bishops with the exception of an addition to section entitled "Churchwardens to lease and rent Pews and sittings."

#### PREAMBLE.

WHEREAS the Bishops, Clergy and Laity of the United Church of England and Ireland, in the Provinces of Ontario and Quebec, assembled in Provincial Synod or general Assembly, have power and authority under an Act passed by the Legislature of Canada, intituled "An Act to make further provision in relation to the Temporalities of the United Church of England and Ireland," Chap. 15, 29, 30 Vic., to repeal, change, alter and amend by any by-law and canon, any portion of the Acts therein recited, subject to certain reservations in the said Act made.

From and after the approval by the Governor in Council, and the publication in the Official Gazette, as in said Act provided, the following canon is substituted for the said Acts.

#### TITLE TO SITE OF CHURCH AND BURIAL GROUNDS.—PROVISO.

1. From and after the passing and confirmation of this canon, the soil and freehold of all Churches of the communion of the said United Church of England and Ireland in the Provinces of Ontario and Quebec, now erected, or hereafter to be erected, shall be in the Parson or other Incumbent thereof, for the time being, but the soil and freehold of the churchyards and burial grounds attached or belonging thereto respectively shall be in the Incumbent for the time being and the Churchwardens; but the possession of the said churches, church-yards and burying-grounds shall be in the Incumbent for the time being and the Churchwardens to be appointed as hereinafter mentioned, by whatever title the same may now be held, whether vested in trustees for the use of the church, or whether the legal estate remains in the Crown, by reason of no patent having been issued, though set apart for the purposes of such church, church-yard or burying-ground: provided always, that nothing in this section contained shall extend to affect the tenure of any Parsonage or Rectory now established by Letters Patent; nor the rights of any

other Church or body of Christians to any landed property or church now erected, but that the same shall remain as if this canon had not been passed. And provided also that no Churchwarden or Churchwardens shall permit the church or church-yard or burying-ground to be used for the purpose of holding Divine Service or for interment, without the consent of the Incumbent thereof.

#### WHO SHALL BE MEMBERS OF VESTRY.

2. All pew-holders in such churches, being members of the United Church of England and Ireland, and holding the said pews by purchase of them, effected before the passing of this canon, or by lease, and all such members holding sittings therein by the same being let to them by the Churchwardens, and who shall have certificates of the same, shall form a vestry, for the purposes in this canon mentioned and declared; provided always, that no such person shall be allowed to vote at any vestry meeting who shall not have held a pew or sitting in the church thereof for six months previous to such meeting, or who shall not have paid all arrears of rent or dues on his pew or sitting.

#### ANNUAL ELECTION OF CHURCHWARDENS.

3. A meeting of such vestry shall be holden on Monday, in Easter week, in each and every year, after notice thereof given during Divine Service on Easter Sunday, for the purpose of appointing Churchwardens for the ensuing year, and for the transaction of other business connected with the temporalities of the church; and at such meeting one Churchwarden shall be nominated by the Incumbent of the rectory, parish or mission to which the said church belongs, and the other shall be elected by a majority of those present, and entitled to vote at such vestry meeting as aforesaid. In case of the Incumbent, if present at such vestry meeting, declining or neglecting to nominate a Churchwarden, or in case of said Incumbent being absent from such vestry, and neglecting by writing under his hand to appoint a Churchwarden, then both the Churchwardens for the current year shall be elected by the members of the vestry present; and in case the members of such vestry shall neglect at such vestry meeting to elect a Churchwarden, then both such Churchwardens for the current year shall be nominated by the Incumbent; provided that in any case where there are more churches than one in the parish or mission, the Incumbent shall call such meeting for the out-stations at any time during the Easter week, after giving notice thereof.



## QUALIFICATION OF CHURCHWARDENS.

4. No person shall be eligible to the office of Churchwarden except a member of the United Church of England and Ireland, of the full age of twenty-one years, being also a member of such vestry.

## FILLING UP OF VACANCIES IN THE OFFICE OF CHURCHWARDENS.

5. If from any cause an annual vestry meeting shall not have been held on Monday, or any other day in Easter week, the nomination and election of Churchwardens, and the transaction of other business as aforesaid, notice being given, may take place at any subsequent vestry meeting, to be called in manner herein provided; and in case of the declining to accept office, deprivation of office, resignation in writing to the Incumbent, or change of residence to ten or more miles from the church of which he was chosen Churchwarden; or of incapacity to act; or of the death of either or both of said Churchwardens, a vestry meeting shall be thereupon called within one month, in the manner provided for in this canon, for the nomination by the Incumbent, or for the election by the said vestry, as the case may be, of a new Churchwarden, in the place of the one who declined to accept office, or resigned, or became incapable of acting from any of the other causes aforesaid.

## CHURCHWARDENS, PERIOD OF OFFICE.

6. The Churchwardens shall hold their office for one year from the time of their appointment, or until the nomination or election of their successors, except in case of a nomination or election to fill up the vacancy occasioned by any of the causes aforesaid, and in such case the person so nominated or elected, shall hold the said office until the next annual vestry meeting as aforesaid, or until the appointment of his successor.

## THE INCUMBENT AND CHURHWARDENS TO BE A CORPORATION.

7. The Incumbent and Churchwardens shall be a corporation, under the name and style of "The Incumbent and Churchwardens of the Church (designating the church) at \_\_\_\_\_," to represent the interests of such church and the members thereof, and shall and may, in such corporate name, sue and be sued, answer and be answered unto, in all manner of suits and actions whatever, and may prosecute indictments, presentments, and other

criminal proceedings for and in respect of such churches, churchyards and burying-grounds attached or belonging thereto respectively, and all matters and things appertaining thereto; and the Incumbent and Churchwardens, as such corporation, shall, if required, make and execute leases to pew-holders, and grant certificates to those who shall have rented sittings. And for the purposes of this canon, every Clergyman licensed by the Bishop to any sole charge, shall be deemed to be the Incumbent or Parson of all churches in the District specified in his license.

#### VESTRIES AND CHURCHWARDENS OF FREE CHURCHES.

8. The vestries of all churches in which the pews and sittings are free, shall be formed according to the canons, rules or regulations of the Synods, of the respective dioceses in which such churches may be situated; and the Incumbent with the Churchwardens of such churches, appointed according to such canons, rules or regulations, shall be a corporation as aforesaid, and shall be invested with all the powers and be subject to all the obligations now conferred and imposed upon them by this Act.

#### CHURCHWARDENS TO LEASE AND RENT PEWS AND SITTINGS.

9. It shall be the duty of the Churchwardens from time to time to lease and rent pews and sittings, upon such terms as may be settled and appointed at vestry meetings, to be holden for that purpose, as hereinafter provided; and such pews and sittings shall be subject to such annual rent or other dues as may from time to time be rated and assessed in respect thereof at such vestry meetings.

#### SALE OF PEWS.

10. From and after the passing of this canon, no sales of pews shall take place in any Church in these Provinces. But in the case of the absolute purchase of a pew in any church, as aforesaid, before the passing of this Act, the same shall be construed as a freehold of inheritance, not subject to forfeiture by change of residence, or by discontinuing to frequent the same, and the same may be bargained, sold and assigned, to any purchaser thereof, being a member of the United Church of England and Ireland; and such purchaser, provided the same shall have been duly assigned and conveyed to him, shall hold the same subject to the annual rent-charge or other dues rated and assessed, and which may from time to time be rated and assessed in respect thereof;



## PEW-HOLDERS SECURED IN QUIET POSSESSION.

11. Any pew-holder, whether by purchase completed before the passing of this canon, or by lease, and any person renting a pew or sitting, shall, during their rightful possession of such pew or sitting, have a right of action against any person injuring the same, or disturbing him or his family in the possession thereof.

## CHURCHWARDENS SHALL ACCOUNT TO VESTRY.—AUDITORS APPOINTED.

12. All Churchwardens, appointed as aforesaid, shall, yearly and every year, render in writing a just, true and perfect account at the annual vestry meeting or at an adjourned meeting to be held within a fortnight after the said annual meeting, fairly entered in a book or books, to be kept for that purpose, signed by the said Churchwardens, (which book or books, shall be the property of the vestry) of all sums of money by them received, and of all sums rated or assessed by the vestry and remaining unpaid, or otherwise due and not received, and also of all goods, chattels, and other property of such church or parish in their possession as such Churchwardens, and of all moneys paid by such Churchwardens so accounting, and of all other things concerning their said office; which said account, and book or books, shall have been referred to two or more auditors, appointed by the annual vestry meeting. In case of the appointment of a new Churchwarden or Churchwardens, the Churchwardens then retiring from office shall pay and deliver over unto such succeeding Churchwarden the book or books, and all sums of money, goods, chattels and other things, which shall be in their possession; and the said book or books shall be carefully preserved by such Churchwardens, and they shall and are hereby required to permit any member of such vestry, as aforesaid, to inspect the same at all reasonable times. In case any retiring Churchwarden or Churchwardens shall make default in rendering a correct account as aforesaid, or in delivering over such books, money, goods or other things as aforesaid, it shall be in the power of the succeeding Churchwardens, to file a bill in equity for discovery or relief or to proceed against him or them at law for such default. Provided always that the same process may be enforced against any Churchwarden or Churchwardens removed or become incapable of acting, from any of the causes before mentioned in this canon or against the representatives of any deceased Churchwarden.

## SPECIAL VESTRY MEETINGS MAY BE CALLED.

13. It shall be in the power of the Incumbent of any such rectory, parish or mission as aforesaid, to call a special vestry meeting when-

ever he shall think proper to do so, giving at least two days' notice thereof, on the Lord's day during Divine Service, and also specifying the business for which such special meeting is called; and it shall, moreover, be his duty to call such special meeting upon application being made to him in writing by the Churchwardens, or by at least six members of such vestry as aforesaid; and in case, upon such written application being made as aforesaid, such Incumbent shall refuse or neglect to call such meeting, or to give such notice, then one week after such demand made, it shall be in the power of said Churchwardens or of any six of any such members of the vestry, to call the same by notice, to be affixed on the outer church-door (or church-doors, where more than one) at least one week previous to such intended meeting.

#### CHAIRMAN AND SECRETARY OF VESTRY MEETING.

14. At all vestry meetings the Rector or Incumbent of the church shall preside as chairman, and, in his absence, the curate, or assistant minister, or in the absence of both the incumbent and assistant minister, such person as the majority present at such meeting shall name; and the vestry clerk, when there is one, and present, or in case there be no vestry clerk, or he be absent, then such person as the chairman shall name shall be secretary of such vestry meeting, and the proceedings of such vestry meeting shall be entered in a book to be kept for that purpose, and preserved in the custody of the Churchwardens; and such minutes shall be signed by such Incumbent or other person presiding as chairman; and such minutes, so entered and signed, or a copy thereof duly certified by the Incumbent for the time being, shall be PRIMA FACIE evidence of the matters and things therein set forth, and that such meetings were regularly and legally held under the requirements of this canon without proof of the signature of such Incumbent being required to be made.

#### VESTRY TO REGULATE RENT-CHARGE AND PEW-RENTS.

15. The rent charge to be paid on pews holden in freehold which shall have been acquired before the passing of this Act, and the rent to be paid for pews and sittings in pews leased or rented, shall be regulated by the majority of the members present at any lawful vestry meeting as aforesaid, and in the case of a vacant congregation such pew-rent shall be regulated before the appointment of a clergyman; and unless otherwise ordered by the Canons of the Synod of the Diocese in which the vestry is situated, no alteration shall be made without the consent of two-thirds of the members of the vestry, with the approval of the Bishop of the Diocese.



APPOINTMENTS OF SUBORDINATES BY INCUMBENT AND  
CHURCHWARDENS.

16. The clerk of the church, the organist, the vestry clerk, the sexton and other subordinates, servants of the church, shall be nominated, removed and appointed by the Incumbent and the Churchwardens for the time being, and their salary and wages shall be brought into the general account to be rendered as aforesaid by such Churchwardens; but choristers or members of Church choirs shall be appointed and removed by the Incumbent.

## CERTAIN FEES TO BE REGULATED BY SYNOD AND VESTRY.

17. The fees for the registration of baptisms, and fees on marriages, burials, and other services of the church, shall be regulated by the respective Diocesan Synods; and the charges payable for burial plots, and on breaking the ground in cemeteries or church-yards for the purpose of burying the dead, and all matters of like nature therewith connected, shall be regulated by the vestry of the church to which the cemetery or church-yard belongs.

## VESTRY MAY MAKE NECESSARY BY-LAWS.

18. It shall be in the power of the members of such vestry, at such vestry meeting as aforesaid, to make by-laws for the regulation of their proceedings, and for the management of the temporalities of the church, parish or mission, to which they belong, and to alter or repeal the same; provided the said by-laws are not repugnant to this canon, nor contrary to the canons of the Provincial Synod, or of the Synod of the Diocese in which said church, parish or mission is situated.

## CERTAIN ENDOWMENTS AND TRUSTS AUTHORIZED.

19. Any devise, bequest, deed or conveyance of land, or of personalty, that may be made to any Bishop of the said Church in Canada, and to his successors, for the endowment of his See, or for the general uses of the said church, as such Bishop may appoint, or otherwise, or for the use of any particular church then erected, or thereafter to be erected, or for the endowment of a parsonage, rectory, living, parish or mission, or for other uses or purposes appurtenant to such church in general, or to any particular church, parish or mission, to be named in any such devise, bequest, deed or conveyance, and any such devise, bequest, deed or conveyance, to any parson, or rector, or incumbent and his successors, or the endowment of such parsonage, rectory, living, parish or mission,

or for other uses or purposes appurtenant thereto, shall be valid and effectual to the uses and purposes in such devise, bequest, deed or conveyance to be mentioned and set forth, the Acts of Parliament, commonly called the Statutes of Mortmain, or other acts, laws, or usages, to the contrary thereof notwithstanding; provided always, that in order to the validity of any such devise, bequests, deeds and conveyances, the same shall be made and executed six months at least before the death of the person devising, bequeathing or conveying the same; and, in case of real estate, shall be registered not later than six months after his decease.

ERECTION AND ENDOWMENT OF CHURCHES.—LAY  
PRESENTATION.

20. In the event of any person or persons, body or bodies politic or corporate, desiring to erect and found a church or churches, and to endow the same with a sufficiency for the maintenance of such church and of Divine Service therein, according to the rites of the said United Church of England and Ireland, it shall and may be lawful for him or them to do so, upon procuring the licence of the Bishop, under his hand and seal, for that purpose; and thereupon, after the erection of a suitable church and the appropriation by the founder thereof of such church so erected, and of lands and hereditaments or other property, adequate to the maintenance thereof and of an Incumbent, and adequate to the usual and ordinary charges attendant upon such church, such provision being made to the satisfaction of the Bishop, such founder, his heirs or assigns being members of the said United Church of England and Ireland, or such body politic or corporate, as the case may be, shall have the right of presentation to such church, as an advowson presentative, according to the rules and canons of the said United Church of England and Ireland, or of the canons of the Synod of the Diocese in which such endowment may have been made. Provided always, that if a founder, his heirs or assigns, shall cease to be a member of the United Church of England and Ireland, the right of presentation shall lapse to the Bishop of the Diocese.

SYNODS MAY FIX SYNOD-DUES PAYABLE BY PARISHES.

21. The Synod of each Diocese in Canada, as aforesaid, shall have authority to fix the Synod dues or apportionment which shall be paid by each parish or mission within such diocese, towards defraying the expenses of such Synod.



NO SPIRITUAL JURISDICTION OR RIGHTS CONFERRED BY  
THIS ACT.

22. Nothing in this Act contained shall extend, or be construed to extend in any manner, to confer any spiritual jurisdiction or ecclesiastical rights whatsoever upon any Bishop or Bishops, or other ecclesiastical person of the said church in Canada.

23. And be it enacted that the Bishops of the said Church in the said Provinces of Ontario and Quebec, for the time being, shall severally have the administration of all lands and personalties vested in them respectively, or their or his predecessors in office, or conveyed to them or him for the endowment of their or his See, or for the general use of the said Church, or for the use of any particular Church or Chapel then erected, or thereafter to be erected, or for the endowment of any Parsonage, Church, Chapel or living, or for other uses or purposes appurtenant to such United Church in general, or to any particular Church or Parish, and shall have power to sell, alienate and transfer any lands or personalty vested in, or conveyed to them, or any of them as aforesaid, for the general uses or purposes of the said See or of the said Church, and shall also have power, by and with the consent and participation of the Incumbent and Corporation of the Parish wherein the same may be situate, to sell, alienate and transfer any land or personalty vested in or conveyed to them or any of them as aforesaid, for the endowment of any Parsonage or living, or for the uses or purposes appurtenant to any particular Church, Chapel or Parish; and the Parson or other Incumbent of any Parsonage, Church, Chapel or living, to whom any lands or personalty shall have been or may be conveyed for the endowment of such Parsonage, Church, Chapel or living, or for other uses or purposes appurtenant thereto, shall have power to sell, alienate or transfer the same, by and with the consent and participation of the Bishop of the said Church in the Diocese in which such Parsonage, Church, Chapel or living, shall be situate for the time being. Provided always that the price or consideration of such sale, alienation or transfer, be applied to the uses and purposes for which the land or personalty so sold, alienated or transferred was conveyed; and provided also, that such sale, alienation or transfer be not inconsistent with, or contrary to the conditions of the deed of conveyance to the said United Church, or to any Bishop thereof, or to such Parson or Incumbent, as the case may be, of the land or personalty so to be sold, alienated or transferred.

24. That the word "Church," wherever it occurs in this Act, shall be held to include every description of Church or Chapel.

This Act shall be a Public Act.

(Signed,) J. HELLMUTH, D.D.,  
Chairman.

Committee Room, Montreal,  
September 16, 1868.

NOTICES OF MOTION.

One notice of motion was read and handed to the SECRETARIES.

UNFINISHED BUSINESS.

Moved by Rev. J. SMYTHE, seconded by Hon. H. B. BULL,

That the Rules of the House be suspended in order to permit of the consideration of the Report of the Committee on the Church Temporalities' Acts.—*Carried.*

Moved by the Rev. J. SMYTHE, seconded by Mr. DAVIS,

That the House do now proceed to consider the Report on the Church Temporalities' Acts.—*Carried.*

The Report on the Church Temporalities' Acts was taken up and considered clause by clause.

The first section referring to the title to site of Church and Burial Ground was adopted, after the words "or of any proprietary Chapel" had been introduced after the words "letters patent."

In the second section, "who shall be members of vestry," the words "pew-owners and," were introduced after the first word "all,"—and the words "and holding the said pews, &c.," down to "by lease," were struck out and the following substituted immediately after the words "sittings therein," "under the authority of the Incumbent and Churchwardens in writing," for the words from "by the same" down to "of the same." The words "which may have been assessed by the vestry," were introduced before the words "on his pew or sitting," at the end.

The second section, as amended, was then adopted.

MESSAGE FROM THE HOUSE OF BISHOPS ON RESOLUTION REFERRING TO RITUALISTIC PRACTICES.

The PROLOCUTOR read the following message:

The presiding Bishop informs the Prolocutor that the



House of Bishops has adopted the Resolution of the Lower House, with the accompanying amendments:

That the words "that it shall suffice" be inserted after the word "enacts."

That the words "the sacraments" be inserted after the word "ministering."

That the words, "it has been determined by the Mother Church in England that" be inserted after the word "whereas."

BENJ. HURON.

Sept. 18th, 1868.

The LOWER HOUSE concurred in the first and second amendments to their Resolution on Ritualistic practices sent down by the HOUSE OF BISHOPS.

Moved by Mr. CARTER, seconded by Rev. Canon BOND,

That their Lordships be solicited to allow a conference by Committee, with a view of ascertaining their Lordships' reasons for the insertion in the Resolution of the following words "it has been determined in the Mother Church of England."—*Carried.*

MESSAGE CONCERNING THE ADDRESS TO THE CHURCH IN THE UNITED STATES.

The PROLOCUTOR read the following message:

The presiding Bishop informs the Prolocutor that the House of Bishops does not concur in the address to the General Convention of the Church of the United States, but that they have adopted the following amendment:

"That the Provincial Synod do forward to the General Convention with fraternal greetings an intimation to the effect, that the Clergy of the American Church ordained in the United States are admissible to all the rights and privileges of their Canadian Brethren, whether ordained in England or her Colonies."

BENJ. HURON.

Sept. 18th, 1868.

The LOWER HOUSE concurred in the amendment and agreed to request the HOUSE OF BISHOPS to prepare and forward on behalf of this SYNOD, such fraternal greetings and such an intimation to the General Convention as their Lordships had suggested.

## MESSAGE FROM THE HOUSE OF BISHOPS.

The PROLOCUTOR announced that the HOUSE OF BISHOPS had agreed to the conference as requested, and named 3 o'clock as the hour.

The PROLOCUTOR named the following as the Committee to confer with the HOUSE OF BISHOPS:

Archdeacon Fuller, Rev. A. W. Mountain, Rev. J. W. Marsh, Professor Wilson, and Mr. E. Carter.

## UNFINISHED BUSINESS RESUMED.

The third section of the "Annual election of Church Wardens" was taken up.

The following was adopted as the third section, and the third section became the fourth:

## CHURCH WARDENS OF CHURCHES WHICH HAVE HAD NO VESTRY.

The Incumbent of any church, which has never had a vestry, shall have the power to appoint two Churchwardens, who shall have all the authorities and powers conferred by this canon, until Easter next following their appointment, or until a vestry shall be established in accordance with the provisions of this canon, and churchwardens duly nominated and elected for such church.

Moved in amendment to 4th section by Rev. A. MOUNTAIN, seconded by Mr. BEARD,

That the words "on some previous Sunday" be added to the 4th section.—*Carried.*

The hour of 1 o'clock having arrived, the HOUSE adjourned.

## AFTERNOON SESSION.

The LOWER HOUSE re-assembled at 2:30 P.M.

The Rev. S. GIVINS asked and obtained permission to ascertain when it would be convenient for the HOUSE OF BISHOPS to confer with the Committee on Indian Missions, respecting the appointment of a Missionary Bishop to labour among the Indians in the North West part of this Province;—and also—to ascertain what measures their Lordships would be disposed to sanction with a view of extending the Missionary operations of the Church in that region.



The consideration of the 5th section was suspended for the present.

In the sixth section the words "whose office was vacated from any of the" were substituted for the words "who decline to accept office" down to "any of the other."

In the seventh section all the words after the word "successors" in the 3rd line were struck out.

In the 8th section the word "being" was substituted for the words "shall be" in the first line, and the words "shall as such use" were substituted for the word "under" in first line.

The consideration of the 9th Section was suspended for the present.

MESSAGE FROM THE HOUSE OF BISHOPS CONCERNING RESOLUTION WITH REFERENCE TO RITUALISTIC PRACTICES.

The PROLOCUTOR read the following message:

The presiding Bishop informs the Prolocutor that after conference with a Committee of the Lower House, they have agreed to substitute instead of the words "whereas it has been determined in the mother Church of England that," the words, "It is resolved by this Synod that the elevation of the elements during the celebration of Holy Communion, the use of incense during Divine Service, and the mixing water with the sacramental wine, be hereby forbidden in this ecclesiastical Province."

BENJ. HURON.

Sept. 18th, 1868.

Moved by Rev. Canon BALCH, seconded by Hon. H. B. BULL,

That this House do concur in the amendment to the resolution on Ritualistic practices just sent down by the House of Bishops.—*Carried.*

MESSAGE CONCERNING PETITION WITH REFERENCE TO AN ASYLUM FOR INEBRIATES.

The PROLOCUTOR read the following message:

The presiding Bishop informs the Prolocutor that the House of Bishops have adopted the accompanying petition to His Excellency the Governor-General and both branches of the Legislature of the Dominion, respecting an Asylum for Inebriates, and request the concurrence of the Lower House.

BENJ. HURON.

Sept. 18th, 1868.

The Petition of the undersigned humbly sheweth :

That there exists in the Dominion of Canada a comparatively large number of inebriates, who constantly or frequently partake to excess of intoxicating drinks : That, according to medical authority, habitual inebriation results from a diseased state of the physical system, which condition gradually created, eventually becomes a barrier to reformation, although the individual may desire to relinquish his habit of excessive use of alcoholic drinks : That a large number of inebriates would gladly avail themselves of any suitable means to be restored to their former state of mental and physical health : That the possibility of accomplishing a complete reformation of drunkards by medical and mental treatment is attested by the reports of Inebriate Asylums in New York and Boston, the latter of which Asylums has been in successful operation for ten years : That the alarming number of lives made useless by excessive drinking demands the earnest consideration of the public, and warrants the adoption of any means which promises to bring inebriates back to usefulness : That it is the humble opinion of your petitioners that an Inebriate Asylum for the Dominion of Canada ought to be established : That while for its support much assistance may be expected from private philanthropy, as well as from patients while inmates of the Institution, public aid is necessary to establish and maintain such an Asylum. Your petitioners, therefore, humbly pray that your Excellency may grant to a Board of Trustees, to be appointed by your Excellency, a sufficient sum of money for the establishment and maintenance of such an Institution in the Dominion.

(Signed,)

BENJ. HURON,  
J. T. ONTARIO,  
J. W. QUEBEC,  
A. H. TORONTO.

Moved by ARCHDEACON PATTON, seconded by Hon. H. B. BULL,

That this House concurs with the House of Bishops in the Memorial to the Legislature on the subject of an Asylum for Inebriates.—*Carried.*

Moved by Rev. J. W. MARSH, seconded by Mr. A. LEFROY,

That, with a view to expediting the business of the session, sittings shall be held this and following evening, at half-past seven o'clock, and that said meetings be considered and taken as another day's sitting.—*Carried.*



CONSIDERATION OF REPORT ON CHURCH TEMPORALITIES' ACT  
RESUMED.

The following was substituted for the 9th section :

In all Churches, in which the pews and sittings are free, the members of the congregation of each such Church shall have power and authority to constitute and form a vestry and elect churchwardens in the manner provided by clauses 2, 3 and 4, of this Canon. And such vestry shall consist of such members, being of the full age of twenty-one years, as shall declare themselves in writing, on or before Ash Wednesday in each year, in a book to be kept for that purpose by the congregation, to be members of the United Church of England and Ireland in Canada, and habitually attending worship in such Church, and to be contributors to the funds of such Church, and not to be in arrears with respect to such contribution. And the incumbent and churchwardens of such churches shall be invested with all the powers, and be subject to all the obligations now conferred and imposed upon churchwardens by this Canon.

Moved by DEAN HELLMUTH, seconded by ARCHDEACON PATTON.

That the Rules of Order be suspended to enable a resolution confirming the Canon for the nomination and election of a Bishop of Montreal and Metropolitan, to be put.—*Carried.*

Moved by the Very Rev. the DEAN OF MONTREAL, seconded by Mr. STRACHAN BETHUNE,

That the Canon, for the nomination and election of a Bishop of Montreal and Metropolitan, passed at the last meeting of the Synod, be now confirmed.—*Carried.*

Moved by the Hon. JOHN HILLYARD CAMERON, seconded by Mr. STRACHAN BETHUNE.

That the House of Bishops be requested to concur in the Resolution just passed, that the Canon for the nomination and election of a Bishop of Montreal and Metropolitan, passed at the last meeting of this Synod, be now confirmed.—*Carried.*

MESSAGE CONCERNING PROROGATION OF SYNOD.

The PROLOCUTOR read the following message :

The presiding Bishop begs to inform the Prolocutor that, with the consent of the House of Bishops, he will be prepared to issue the Schedule respecting the Acts of the Synod, and

prorogue the Synod at any hour to-morrow that may be convenient to the Lower House, not later than six o'clock, P. M.

BENJ. HURON.

Sept. 18th, 1868.

In Section 10, the words "incumbent and" were introduced before the word "churchwardens" in the first line, and the following inserted before the word "sittings" in the second line: "in churches where such pews and sittings are not held in freehold,"—and the word "all" substituted for the word "such," before the words "pews and sittings."

MESSAGE CONVEYING A REPLY FROM THE CONVOCATION OF YORK  
TO THE ADDRESS OF THE PROVINCIAL SYNOD.

The PROLOCUTOR read the following message:—

The President of the House of Bishops transmits to the Prolocutor of the Lower House, the Reply of the Convocation of the Province of York, in England, to the Address of this Provincial Synod to that Body, with a request that he would communicate the same to the Lower House.

BENJ. HURON.

The Prolocutor read the following reply from the Convocation of York to the address of the Provincial Synod, adopted at the last session :

"To the Most Rev. Francis, by Divine permission, Lord Bishop of Montreal, Metropolitan.

"My Lord—The address of the Bishops, Clergy and Laity of the Canadian Branch of the United Church of England and Ireland in Synod assembled, bearing date the 20th September, 1865, was presented to the Convocation of York at its Session in March last, and committed to the President and Prolocutor to acknowledge, with the respect that belongs to its authors and contents.

The Convocation received with lively satisfaction so interesting a token of the reverence and affection cherished by our Canadian fellow-churchmen for the Ancient Institutions of the Mother Church: and we are to assure you, in return, of its cordial sympathy with your noble endeavours to uphold in your great and growing Dominion the truth of Religion and the Apostolic Order, which are our common inheritance. It is highly consolatory, amid the doubts and anxieties arising out of recent Judgments on the status of certain Colonial Sees, to receive the assurance that "you are in all respects one with



the Church of your Parent Country." The Convocation of York has not as yet entered upon the consideration of these important questions; but its interest in the purity and vigor of the Colonial Church is not inferior to that of the Convocation of Canterbury, within whose province your Sees have been founded.

Forming, in conjunction with that Convocation, the National Synod of England, the Convocation of York will gladly give aid and counsel to any proposition for preventing the isolation which you deprecate, and for drawing closer the bonds of communion between the Churches of the Anglican Profession in all quarters of the world. How far these desirable objects can be promoted by means of General Councils is a question not admitting of immediate solution; certainly it presents itself under the most favourable aspect in being recommended by the Canadian Synod.

On the wisdom and vigilance of your Lordship, and your com-provincial Bishops; on the self-denying labours of your Clergy; and on the zeal and fidelity of the Laity who sustain your efforts with so much credit to you and to themselves; the Church at home relies, under God, for the existence and propagation of our Holy Faith in the vast Country which you inhabit; and your opinions on the measures required for the welfare of the Colonial Church must always be of the greatest weight in the deliberations of the Mother Church and the Crown.

From the venerable seclusion of this ancient Metropolis we greet your flourishing Province with a loving affection, and in the name and by the authority of the Archbishop, Prelates and Clergy of the whole Province of York, in their Holy Synod and Convocation assembled, we wish you Health and Benediction in the Lord.

Given under the seal of the Consistory Court of York, this 28th day of October, 1867.

W. EBOR,  
President.

AUGUSTUS DUNCOMBE,  
Prolocutor.

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In 13th section, the words "take proceedings at law or in equity" were substituted for the words "file a bill, &c.," to "at law."

In 14th Section, the words "of any such Rectory, &c., as aforesaid" were struck out.

## MESSAGE CONCURRING IN THE CONFIRMATION OF CANON I.

The PROLOCUTOR read the following message:

The presiding Bishop informs the Prolocutor that the House of Bishops concur in the confirmation of the Canon on the nomination and election of a Bishop of Montreal and Metropolitan.

In the 16th Section, the word "charge" was substituted for "congregation," after the word "vacant," and the words "unless otherwise ordered" down to "is situated" were struck out, and also the words "with the approval, &c.," to the end. The following words were added after the word "vestry:" "present; nor at the Annual Easter Vestry Meeting, without public notice given at the time such meeting is called."

The hour of 6 o'clock having arrived, the House adjourned.

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EVENING SESSION.

The LOWER HOUSE re-assembled at 7.30 P.M.

## CONSIDERATION OF REPORT OF COMMITTEE ON CHURCH TEMPORALITIES' ACTS CONTINUED.

The following was adopted as the Title for 24th section—  
"Power to administer and sell lands."

In 24th section the following words were introduced after the words "said See or of the said Church" "by and with the consent of the incorporated Synod or Church Society of the Diocese interested," and the word "Churchwardens" was substituted for the word "Corporation" where it occurs immediately afterwards.

In the same 24th section the first five words "and be it enacted that" were struck out and the following words were introduced after the words "for the time being," "and by and with the consent of the incorporated Synod or Church Society of the Diocese interested."

In the 21st Section the words "Provincial Synod" were substituted for the words "said United Church of England and Ireland," where those words occur for the third time.

In the same 21st section the words "as an advowson representative" were struck out.

In the same 21st section the word "Legatees" was substituted for the word "Assigns" in the two places where it occurs.



In section 23 and in its title the word "Canon" was substituted for the word "Act."

In section 22 the words "these Provinces" were substituted for the word "Canada."

The following was adopted as the Title of Section 25 "Church, interpretation of word."

The preamble was adopted, and it was agreed to append to the Canon Chap. 15, 29, 30 Vic., and the clauses referred to in that Act.

Moved by DEAN HELLMUTH, seconded by Rev. J. SMYTHE,

That the Canon on the Temporalities of the Church as amended, be now adopted, and that the House of Bishops be respectfully requested to concur in the same.—*Carried.*

(For Canon as amended see Appendix, Canon VI.)

#### UNFINISHED BUSINESS CONTINUED.

The Canons of discipline sent down by the HOUSE OF BISHOPS were then taken into consideration.

The first section of the first Canon was adopted after the following words had been added: "or in his absence of his commissary."

Moved by DEAN HELLMUTH, seconded by ARCHDEACON PATTON,

That this House do now adjourn.—*Carried.*

The PROLOCUTOR pronounced the benediction, and the HOUSE adjourned at 10 p. m.

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### NINTH DAY.

MONTREAL, *Saturday, Sept. 19th, 1868.*

The LOWER HOUSE met for business at 10 o'clock after morning Prayer in the CATHEDRAL, and was opened with prayer by the PROLOCUTOR.

#### READING, &c., MINUTES.

The minutes of the previous day were read, amended and approved.

MESSAGE FROM HOUSE OF BISHOPS CONVEYING CANON ON  
MISSIONARY BISHOPS.

The PROLOCUTOR read the following message:

The Presiding Bishop begs to inform the Prolocutor that the House of Bishops has passed the accompanying Canon on Missionary Bishops.

BENJ. HURON.

Sept. 19, 1868.

## CANON ON MISSIONARY BISHOPS.

1. The House of Bishops may elect a suitable Priest to be a Missionary Bishop to the Indians and others not residing within any organized Diocese, and when the House of Bishops shall be satisfied that adequate provision has been made for the support of a Missionary Bishop, the Metropolitan or presiding Bishop may convene the House of Bishops for such election, and after election proceed to his Consecration, and the evidence of the election shall be a certificate under the hand and seal of the Metropolitan or presiding Bishop, and of the House of Bishops or a majority thereof.

2. In case it is thought expedient by the House of Bishops to appoint a Missionary Bishop over a District composed of a part or parts of one or more Dioceses; then, before the election of such Missionary Bishop, the consent of each Bishop whose Diocese is affected by the proposed arrangement shall be presented in writing to the Metropolitan or presiding Bishop.

3. The Bishop elected as aforesaid shall exercise his Episcopal functions in such Missionary District in conformity with the Constitution and Canons of this Province, so far as they can be made applicable to the condition of his District and under such regulations and instructions as the House of Bishops shall prescribe.

4. Whenever a Diocese shall be organised out of such Missionary District, if the Missionary Bishop shall be chosen Bishop of such Diocese, he may accept the office without vacating his missionary appointment, provided he continue to discharge the duties of Missionary Bishop within the residue of his original jurisdiction, if there be such residue.

5. Every such Bishop shall be entitled to a seat in the House of Bishops, and shall report to the House at every meeting of the Provincial Synod concerning the state and condition of the Church in his Diocese or Missionary District.



## RESOLUTION.

That this Synod do petition the Church Missionary Society, the Society for the Propagation of the Gospel in foreign parts, the Society for Promoting Christian Knowledge, and the Colonial and Continental Society and the New England Society for aid towards the establishment of the proposed Missionary Bishopric.

## MESSAGE CONCERNING AMENDMENTS TO CANON ON TEMPORALITIES OF THE CHURCH.

The PROLOCUTOR read the following Message :

The President of the House of Bishops begs to inform the Prolocutor that the House of Bishops concurs in the Canon on the Temporalities of the Church, with the accompanying amendments.

1. To insert in clause No. 2 the words "not having sub-let their pews or sittings therein," after the words "all pew-owners."

2. That this House does not concur in substituting "legatees" for "assigns," in clause twenty-one.

3. That the words "this Ecclesiastical Province" be substituted for "Canada," in clause twenty-two.

4. That the word "Incorporated," wherever occurring in clause twenty-four, be struck out.

BENJ. HURON.

Sept. 19th, 1868.

It was agreed to adopt the 4th amendment suggested by the HOUSE OF BISHOPS and to ask for a conference by committee with the HOUSE OF BISHOPS on the subject of their other amendments, and in case of their consenting to the conference, the LOWER HOUSE named the Hon. J. H. CAMERON as their committee.

Moved by ARCHDEACON FULLER, seconded by Rev. A. NELLES,

That the Rules of Order be suspended, in order that the report of the committee on an address of condolence to Mrs. Fulford may be read, and if approved of, adopted by this House.—*Carried.*

The address was accordingly read.

Moved by ARCHDEACON FULLER, seconded by ARCHDEACON PATTON,

That the address of condolence just read be adopted, and be presented to Mrs. Fulford by the Prolocutor and the Dean of Montreal.—*Carried.*

## REPORTS OF COMMITTEES.

The Rev. Canon BANCROFT read the Report of the Committee on Canons as follows:

The Committee on Canons beg to report that they have received, through their late Chairman, Dr. Beaven, copies of the Digest of the Canons of the Protestant Episcopal Church in the United States of America, which they will carefully examine. It is their intention to prepare a similar Digest of the Canons of the Provincial Synod, and to propose such additional Canons as they may think necessary for the Government of the Church in Canada, and to submit the same to the next meeting of the Provincial Synod, and they therefore ask leave to sit again.

All of which is respectfully submitted.

CHARLES BANCROFT, D.D.,  
Chairman.

Montreal, Sept. 19th, 1868.

Moved by Rev. Canon BANCROFT, seconded by Canon ANDERSON,

That the rules of the House be suspended to admit of the adoption of the Report of the Committee on Canons.—*Carried.*

Moved by Rev. Canon BANCROFT, seconded by the Hon. E. HALE,

That the Report of the Committee on Canons just read, be adopted.—*Carried.*

## UNFINISHED BUSINESS.

The nine Canons on discipline sent down by the HOUSE OF BISHOPS were taken up.

Moved by Mr. SCOTT, seconded by Rev. Canon BOND,

That the nine Canons sent down by the House of Bishops be referred to the Committee on Canons, to be reported on next session.—*Carried.*

The Canon sent down by the BISHOPS, for the appointment of a Missionary Bishop, was taken up.

Moved by the ACRHDEACON OF TORONTO, seconded by Rev. Canon ANDERSON,

That this House thank the House of Bishops for their Message on the subject of the appointment of a Missionary Bishop,—



that they are deeply impressed with the importance of this subject, but that considering the small attendance of members in the House at this late period of the session, they do not feel that they would be justified in going into the details of the proposed Canon. This House, however, willingly concurs with the Upper House as to the expediency of petitioning the great Church Societies in the Mother Country for aid, with a view to the early election, in such manner as the Synod may determine, of a Clergyman to be consecrated as our first Missionary Bishop,—and begs to inform the Upper House that they have referred the proposed Canon to the Committee on Canons, to report at the next session of the Synod.—*Carried.*

MESSAGE CONCERNING AMENDMENTS TO CANON ON THE TEMPORALITIES OF THE CHURCH.

The PROLOCUTOR read the following Message:—

The President of the House of Bishops informs the Prolocutor that they consent to the withdrawal of their amendment to Clause 2 of the Church Temporalities Canon, expressed in these words, “not having sub-let their pews or the sittings therein.”

They also agree to the insertion of the words, “in these Provinces,” instead of “this Ecclesiastical Province,” in Clause 22.

Moved by Hon. J. H. CAMERON, seconded by the ARCHDEACON OF TORONTO,

That the amendments made by the House of Bishops to the Canon on the Temporalities of the Church, as sent down by them, and as amended in conference, be now concurred in.—*Carried.*

Moved by Hon. J. H. CAMERON, seconded by the ARCHDEACON OF TORONTO,

That a message be sent to the House of Bishops, informing that House that this House has concurred in the amendments agreed to in conference, on the Canon respecting the Temporalities of the Church.—*Carried.*

Moved by Rev. Canon BOND, seconded by Rev. H. F. DARNELL,

That the Upper House be respectfully informed that this House will be ready for prorogation at 3 o'clock, P.M.—*Carried.*

Moved by the ARCHDEACON OF ONTARIO, seconded by Rev. J. W. MARSH,

That the fourth clause of the Constitution be amended in as far as it provides that "the Synod shall meet on the second Wednesday of September, in every third year or oftener, at the discretion of the Metropolitan," by substituting the words "third Wednesday" for "second Wednesday."—*Carried.*

Moved by Mr. W. R. DAVIS, seconded by Rev. H. CAULFEILD,

That the thanks of this Synod are due, and are hereby tendered to the proprietors of the Montreal *Herald, News and Witness*, for the free distribution of their respective journals to the members of this House while in session assembled, and that the Secretary be requested to forward a copy of this resolution to each of the gentlemen referred to.—*Carried.*

Moved by Rev. Canon BANCROFT, seconded by Dr. SMALLWOOD,

That the thanks of this House are due, and are hereby tendered to the President and members of the Natural History Society of this City, for their kindness in allowing the Provincial Synod the use of their rooms during a portion of its session.—*Carried.*

Moved by Rev. H. HOLLAND, seconded by Rev. Dr. BALCH,

That, in view of the amount and importance of the unfinished business now before this House, and which must be postponed to a future session, this House begs respectfully to represent to the House of Bishops that, in the opinion of this House, a meeting of this Provincial Synod should be held within a year from the present time.—*Lost.*

Moved by Rev. Canon ANDERSON, seconded by Rev. Dr. BALCH,

That the thanks of this Synod are due, and are hereby tendered to the Grand Trunk Railway Company, to the Great Western Railway Company, to the Ottawa River Navigation Company, and to the Richelieu Navigation Company, for their kindness in reducing their ordinary rates of charge, in favour of the members attending this Synod.—*Carried.*

Moved by Rev. H. CAULFEILD, seconded by Rev. W. BLEASDELL,

That the thanks of the Synod are due, and are hereby tendered to the members of the Church in the City of Montreal,



for their hospitality shown to the members of this Synod.—  
*Carried.*

The minutes of the day were read and confirmed.

The HOUSE then adjourned to meet again at 3 p. m.

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#### AFTERNOON SESSION.

The LOWER HOUSE re-assembled at 3 p. m.

#### MESSAGE FROM THE HOUSE OF BISHOPS CONCERNING AMENDMENT OF 4TH ARTICLE OF THE CONSTITUTION.

The PROLOCUTOR read the following message :

The presiding Bishop informs the Prolocutor that the House of Bishops concurs in the amendment to the fourth article of the Constitution, whereby the word "third" is substituted for the word "second," before the word "Wednesday."

BENJ. HURON.

Sept. 19, 1868.

Moved by Mr. THOMAS SIMPSON, seconded by Rev. Canon BOND,

That the thanks of this House be given to the Prolocutor for his able, dignified, impartial and courteous conduct in the Chair during this session. Carried unanimously.

A MESSAGE having been sent down announcing that the HOUSE OF BISHOPS was ready to receive the LOWER HOUSE, the PROLOCUTOR pronounced the benediction, and

The HOUSE proceeded to the Chamber of the UPPER HOUSE, where

The PRESIDENT promulgated the schedule of business done during the Session, and declared the SYNOD prorogued.

JAMES BEAVEN, D. D.,  
Prolocutor.

CHARLES HAMILTON, M. A.,  
Clerical Secretary ;

M. H. GAULT,  
Lay Secretary.

## UPPER HOUSE.

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MONTREAL, *Sept. 10th*, 1868.

The HOUSE OF BISHOPS met in the Vestry of the CATHEDRAL OF CHRIST'S CHURCH, on Thursday, the 10th of September.

### PRESENT :

The Right Reverend the LORD BISHOP OF QUEBEC.

The Right Reverend the LORD BISHOP OF TORONTO.

The Right Reverend the LORD BISHOP OF HURON.

The Right Reverend the LORD BISHOP OF ONTARIO.

The See of Montreal having become vacant, as well as the office of METROPOLITAN, it was moved by the BISHOP OF ONTARIO, seconded by the BISHOP OF TORONTO,

That the Lord Bishop of Huron be the President of this House.—*Carried.*

The LORD BISHOP OF HURON took the Chair, and Prayers were read.

The Rev. J. ELLEGOOD, M. A., Incumbent of the Church of St. James the Apostle, was appointed SECRETARY to the UPPER HOUSE, and took his seat accordingly.

The BISHOPS proceeded to the LOWER HOUSE, and the PRESIDENT having announced his election, requested them to elect their PROLOCUTOR, when the HOUSE OF BISHOPS returned to the Cathedral Vestry.

The LAY SECRETARY of the LOWER HOUSE announced that a PROLOCUTOR had been chosen, and requested permission for him to be presented.

The PRESIDENT having granted permission, the Very Reverend the DEAN OF MONTREAL, accompanied by the mem-



bers of the LOWER HOUSE, entered, and presented to the HOUSE OF BISHOPS the Rev. JAMES BEAVEN, D. D., as PROLOCUTOR of the LOWER HOUSE.

The PROLOCUTOR then retired, followed by the members of the LOWER HOUSE.

The proceedings of the UPPER HOUSE are not open to the public, but the results as on previous occasions will appear in the MESSAGES transmitted to the LOWER HOUSE, and in the closing address of the PRESIDENT, which was as follows:—

*Reverend Brethren,*

*And Brethren of the Laity :*

At the close of the fourth session of the Provincial Synod, it is my duty, as presiding Bishop, to state how the several matters stand which have been brought before this House, and to certify, in writing, as to what business, having received the sanction of the both Houses, has been passed by the Synod. The business, then, which having been brought before the Upper House, and which having been concurred in by that and the Lower House, I hereby declare to have passed the Synod, is as follows :

1. A resolution on Ritual.
2. A communication to the general Convocation of the Church of the United States on the rights and privileges conferred on American clergy.
3. Confirmation of the canon on nomination and election of Bishop of Montreal and Metropolitan.
4. An address to the Legislature of the Dominion on an asylum for inebriates.
5. Canon on the "Temporalities" of the Church.
6. The appointment of a chairman of the Joint Committee on Psalmody and Hymn book.
7. A resolution substituting the third Wednesday in September for the second Wednesday, as the day of meeting of the Provincial Synod.

When I consider the great disadvantage under which the Synod has labored, through the loss it has sustained in the removal of our late esteemed and lamented Metropolitan, who so ably presided over all former meetings of the Provincial Synod, I am deeply thankful that we have been enabled to transact so much important business, which I may hope will, with the Divine blessing, be conducive to the best interests of the Church, both spiritual and temporal, in this Province, for all time to come.

Let us, my beloved brethren, ever pray that the Holy Spirit may continually direct and guide us, individually and collectively, even to the end.

I have now only to declare that the Synod is prorogued.

BENJ. HURON,  
President.



# APPENDIX.

(A)

ACTS OF THE PROVINCIAL LEGISLATURE.

19-20 Vict., Chap. 121.

An Act to enable Members of the United Church of England and Ireland in Canada to meet in Synod.

PROCLAIMED, MAY 28TH, 1857.

**W**HEREAS doubts exist whether the members of the United Church of England and Ireland in this Province have the power of regulating the affairs of their Church, in matters relating to discipline, and necessary to order and good government, and it is just that such doubts should be removed, in order that they may be permitted to exercise the same rights of self-government that are enjoyed by other religious communities: Therefore, Her Majesty, by and with the advice and consent of the Legislative Council and Assembly of Canada, enacts as follows:

I. The Bishops, Clergy and Laity, Members of the United Church of England and Ireland in this Province, may meet in their several Dioceses, which are now, or may be hereafter constituted in this Province, and in such manner and by such proceedings as they shall adopt, frame constitutions and make regulations for enforcing discipline in the Church, for the appointment, deposition, deprivation, or removal, of any person bearing office therein, of whatever order or degree, any rights of the Crown to the contrary notwithstanding, and for the convenient and orderly management of the property, affairs, and interests of the Church in matters relating to and affecting only the said Church, and the officers and members thereof, and not in any manner interfering with the rights, privileges, or interests of other religious communities, or of any person or persons not being a member or members of the said United Church of England and Ireland; provided always, that such constitutions and regulations shall apply only to the Diocese or Dioceses adopting the same.

II. The Bishops, Clergy, and Laity, members of the United Church of England and Ireland in this Province, may meet in General Assembly within this Province, by such representatives as shall be determined and declared by them in their several Dioceses; and in such General Assembly frame a constitution and regulations for the general management and good government of the said Church in this Province; provided always, that nothing in this act contained shall authorize the imposition of any rate or tax upon any person or persons whomsoever, whether belonging to the said Church or not, or the infliction of any punishment, fine or penalty, upon any person other than his suspension or removal from an office in the said Church, or exclusion from the meetings or proceedings of the Diocesan or General Synods; and provided also, that nothing in the said constitutions or regulations, or any of them, shall be contrary to any law or statute now or hereafter in force in this Province.

22 Vict., Chap. 139.

An Act to explain and amend the Act intituled: 'An Act to enable the Members of the United Church of England and Ireland in Canada to meet in Synod.'

Assented to August 16th, 1858.

WHEREAS doubts exist whether in the Act passed in the Session held in the nineteenth and twentieth years of Her Majesty's Reign, intituled, "An Act to enable the Members of the United Church of England and Ireland in Canada, to meet in Synod," sufficient provision is made for the representation of the Laity of the United Church of England and Ireland in the Synods by the said Act authorized to be held, and it is expedient that such doubts should be removed: Therefore, Her Majesty, by and with the advice and consent of the Legislative Council and Assembly of Canada, enacts as follows:

I. For all the purposes of the aforesaid Act, the Laity shall meet by representation; and until it shall be otherwise determined by the Synod in each Diocese, one or more delegates (not exceeding three in any case,) may be elected at the annual Easter meetings in each parish, mission or cure within the Diocese, or in cases where there may be more than one congregation in any parish, mission, or cure, then in each such congregation, or at meetings to be specially called for the purpose by each Clergyman having a separate cure of souls; and all laymen within such parish, mission, or cure, or belonging to such congregation, of the full



age of twenty-one years, who shall declare themselves in writing at such meetings to be members of the United Church of England and Ireland, and to belong to no other religious denomination, shall have the right of voting at such election. Each delegate shall receive from the Chairman of the meeting a certificate of his election, which he shall produce when called upon so to do, at the Synod; and the first meeting of such Synod shall be called by the Bishop of the Diocese at such time and place as he shall think fit: provided always, that no business shall be transacted by the Synod of any Diocese unless at least one-fourth of the Clergy of such Diocese shall be present, and at least one-fourth of the Congregations within the same be represented by at least one delegate.

II. All proceedings heretofore had in any Diocese under the aforesaid Act, which have been conformable to the provisions of this Act, shall be held to be valid, as if the same had taken place after the passing of this Act.

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( B )

DECLARATION.

We, the Bishops of the United Church of England and Ireland within the Province of Canada, together with the Delegates from the Clergy and Laity of the Diocesan Synods, now assembled in the first Provincial Synod under Royal and constitutional authority, and intending, under God's blessing and guidance, to consider and determine upon such matters as shall appear necessary for the welfare of the Church in this Province, desire to express our most humble and hearty thanks to Almighty God, that it has pleased him in his Providence to set over us a Metropolitan, and thus to enable us, as in the ancient days, to assemble as one body, under the direction of his Holy Spirit, whose aid we now invoke, in the name of his only begotten Son, for the consolidation and advancement of his kingdom in this Province.

Before entering on the business for which we are at present assembled, we desire publicly to declare the principles upon which we propose to proceed.

We desire the Church in this Province to continue, as it has been, an integral portion of the United Church of England and Ireland.

As members of that Church, we recognise the true Canon of Holy Scripture, as set forth by that Church, on the testimony of the Primitive

Catholic Church, to be the rule and standard of Faith: we acknowledge the Book of Common Prayer and Sacraments, together with the Thirty-nine Articles of Religion, to be a true and faithful declaration of the doctrines contained in Holy Scripture; we maintain the form of Church government by Bishops, Priests and Deacons, as Scriptural and Apostolical; and we declare our firm and unanimous resolution, in dependence on Divine aid, to preserve those doctrines and that form of government, and to transmit them to our posterity.

In particular we maintain the ancient doctrine of our Church, that the Queen is rightfully possessed of the chief government and supremacy over all persons within her dominions, whether ecclesiastical or civil, as set forth in the 37th of the Articles of Religion: and we desire that such supremacy should continue unimpaired.

It is our earnest desire and determination to confine our deliberations to matters of discipline, to the temporalities of the Church, and to such regulations of order, or modes of operation, as may tend to her efficiency and extension: and we desire no control or authority over any but those who are or shall be members of the same church.

We conceive that the following, or such like objects may fitly come under our consideration, and lead to action on our part:

1. To form a Constitution for this Synod, and to regulate the time and place of the meetings, and the order and manner of its proceedings.
2. To provide for the proper exercise of ecclesiastical discipline, in regard to both Clergy and Laity, by modifying and enacting Canons, and by establishing and ordering a Court of Appeal.
3. To provide, with consent of the crown, (when needed) fit regulations for the appointment of Bishops, Priests and Deacons, in accordance with the Canons of the Universal Church.
4. To provide, with the consent of the Crown, for the division of the Province into new Dioceses, as occasion may require.
5. To procure from the Colonial Legislature any laws or modifications of laws, which the circumstances of the Church may require.
6. To promote the further consolidation and united action of the whole of the Dioceses of British North America.

Proceeding upon these principles, which, as we humbly thank God, were, under His good guidance, first among the Colonial Churches, publicly set forth amongst ourselves, and have been sustained by the acceptance of our brethren through a large part of the Colonial Dominions of our beloved Queen, we firmly rely and depend upon His continued bless-



ing and guidance; and we humbly pray that He, who is the God of unity and peace, may ever be with us, and so chasten our affections, purify our motives, and guide our judgment, that we may be enabled to contribute to the efficiency, concord and stability of the church in this land.

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(C)

CONSTITUTION OF THE PROVINCIAL SYNOD, AS ADOPTED  
BY THE LOWER HOUSE, WITH AMENDMENTS AGREED  
UPON BY THE UPPER HOUSE.

1. The Provincial Synod shall consist of the Bishops of the United Church of England and Ireland, having Sees within the Province of Canada, or executing by due authority the Episcopate as assistant or Missionary Bishops therein, and of Delegates chosen from the Clergy and from the Laity.

2. The Bishops shall deliberate in one House, and the Delegates from the Clergy and Laity in another, and each House shall hold its sittings either in public or in private, at its own discretion.

3. The Clerical and Lay Delegates shall consist of twelve of each Order from each Diocese.

4. The Synod shall meet on the 3rd Wednesday of September in every third year, or oftener, at the discretion of the Metropolitan; or on the requisition of any two Bishops, or of the Bishop and half the Delegates of each order in any Diocese.

5. In a vacancy of the Metropolitan See, a meeting may be called at the appointed period, or on either of the above requisitions, by the Senior Bishop of the Church in Canada.

6. A quorum of the Synod shall consist of not less than a majority of the Bishops and not less than one-fourth of the members of each Order of the Lower House.

7. The Metropolitan, or some Bishop appointed by him, shall be the President of the Upper House; and in the vacancy of the See the House of Bishops shall elect one of their own number to preside.

8. The Lower House shall be presided over by their Prolocutor, to be chosen *viva voce* on motion of any member of that House.

9. Each House shall appoint a Secretary or Secretaries, who shall keep regular accounts of all proceedings in their own House, shall record them in books provided for the purpose, shall preserve memorials and

other documents under the direction of the President and Prolocutor, shall attest all public Acts of the Synod, and deliver over all records and documents to their successors.

10. The expenses of the Synod shall be provided for, and its financial concerns managed by a Committee of the Lower House, after a manner to be approved by both Houses.

11. Each House shall establish its own order of proceeding and rules of order, and may publish such of its proceedings as may appear advisable.

12. The Upper House shall propose to the Lower any business they may desire to have treated of or decided; and it shall be incumbent on the Lower House to take up and dispose of such business in preference to any other.

13. The Upper House may direct the Lower to appoint a Committee to report to the Upper on any subject, on which they may desire the judgment of the Lower, or to appoint their portion of a joint-committee; or may summon the Lower to a conference.

14. Messages from the Upper House shall be delivered by an officer of the Upper to the Secretary of the Lower, by whom they shall be communicated to the Prolocutor, who shall communicate them to the House.

15. The Lower House may present to the Upper any matter which they conceive to be a grievance or to require amendment, even when they have no proposition to make on the same; and the Upper House shall thereupon place it in order for consideration, with a view of providing a remedy; and shall, before the conclusion of the session, declare to the Lower House the result.

16. The Prolocutor shall have the right of admission personally or by Committee to the Upper House, to communicate the desire or decisions of his House; and in such case he shall ascertain by message when he or the Committee can conveniently be received in the Upper House, and act accordingly.

17. It shall be competent to the Lower House to request a joint-committee or conference on any special object, beyond those submitted to it by the Upper House, or to propose for discussion any specific measure; to which request an answer shall be given: but it shall be at the option of the Upper House to accede to their request or not.

18. When either House shall desire a conference with the other, or a joint-committee, the reason for either shall be agreed to by the House desiring it, and communicated in writing to the other; the Prolocutor



personally or by committee in either case proceeding to the Upper House either to deliver or to receive such reasons.

19. When either House shall have come to a decision upon any subject in which the other House is concerned, it shall communicate its decision to the other.

20. If the Lower House should not concur in a decision of the Upper, they shall, in stating their non-concurrence, state their reason; and may either propose an amendment, or request the Upper House to suggest an amendment to meet their reason or request a conference.

21. If the Upper should not concur in a resolution or decision of the Lower, they may, in stating their non-concurrence, either state their reasons or not; and may either propose an amendment or request the Lower House to prepare an amendment, or appoint a conference, to which the Lower House shall always give attention.

22. The conference may be either by deputation from both Houses, or by deputation from the Lower House, or by open conference, as the Upper House may think fit; and the place shall be appointed by the President.

23. No proposition shall be considered as sanctioned by the Provincial Synod, until it has received the separate sanction of both Houses, which shall be declared by the President in writing.

24. Committees, whether of either House, or of the two Houses, may hold their meetings either during recesses in the session, or during the prorogation of the Synod.

25. No alteration of the Constitution or Canons shall come into operation, until it has been confirmed at a second session of the Provincial Synod.

26. Each meeting of the Synod shall be preceded, or commenced by Morning Prayer and a Sermon, if so ordered by the Metropolitan, and on the first day of such meeting the Holy Communion shall be administered.

27. The business of each day shall be commenced by prayer for the Divine guidance and blessing, according to a form authorized by the House of Bishops.

28. The election of the Clerical and Lay Delegates shall be certified under the hand and seal of the Bishop of the Diocese which they represent, or, in the absence of the Bishop, the Chairman of the Synod, and such certificate shall be final and conclusive, which certificate shall be forwarded by the Secretaries of the Diocesan Synod to the Secretaries of the Lower House of the Provincial Synod, within fourteen days after said election.

## (D)

## CANON I.

FOR THE NOMINATION AND ELECTION OF A BISHOP OF  
MONTREAL AND METROPOLITAN.

1. Whenever the See of Montreal becomes vacant, it shall be the duty of the Very Rev. the Dean of Montreal, or in case of his death or absence from the Province, of the Senior Archdeacon of the Diocese of Montreal to notify the fact of such vacancy immediately to the Senior Bishop of the Church in Canada, who shall thereupon at once summon a special meeting of the House of Bishops to be held in Montreal two months from the date of said notice, for the purpose of nominating two or more persons to be presented to the Diocesan Synod of Montreal, for the choice of one of them as the Bishop of the Diocese of Montreal.

2. That the House of Bishops at said special meeting shall nominate at least two persons to be presented to the Diocesan Synod of Montreal, in order that such Diocesan Synod may choose one of such persons to be Bishop of the said Diocese, and the House of Bishops shall continue such nominations until the Diocesan Synod of Montreal shall make choice of one of such persons as Bishop of Montreal.

3. That in the event of the Diocesan Synod of Montreal rejecting the canon for the election of a Bishop, which gives the nomination of the Bishop to the House of Bishops; then and in such case, on the occurrence of a vacancy in the See of Montreal, the Bishop of Montreal for the time being shall not, as Bishop of Montreal, be the Metropolitan Bishop, but the election of a Metropolitan Bishop shall in such case be vested in the House of Bishops, who shall and may proceed to such election at such time and place within this Province as the Senior Bishop of the Church in Canada may determine, but within three months after such vacancy has taken place, and on one month's notice given by him to the other Bishops of the House of Bishops; and each Bishop so elected Metropolitan shall have all the power, privileges, and authorities conferred by the Canons of this Synod upon a Metropolitan Bishop.

## CANON II.

ON SUBMISSION OF CLERGY TO THE CANONS OF THE  
PROVINCIAL AND DIOCESAN SYNODS.

No Bishop within this Province shall hereafter grant his license to any clergyman to the cure of souls until such clergyman has first sub-



scribed and declared his submission to the Canons of the Provincial Synod, and of the Synod of the Diocese of such Bishop, in the following form :

I, A. B., do willingly subscribe to and declare that I assent to and abide by the Canons which have been, or shall be, from time to time, passed by the Provincial Synod, or the Synod of the Diocese of—.

#### CANON III.

##### ON THE POWERS OF THE METROPOLITAN.

1. The Metropolitan shall have precedence of all the other Bishops of the Canadian Dioceses, and the said other Bishops shall be his Suffragans.

2. The Metropolitan shall preside over the House of Bishops, and shall convene the Provincial Synod and be the President thereof.

3. Upon a memorial signed by two-thirds of the Clerical and Lay Members of any Diocesan Synod, certified to be such by the Clerical and Lay Secretaries of such Diocesan Synod, requesting the Metropolitan Bishop to exercise visitatorial power in such Diocese, the said Metropolitan Bishop shall have full power and authority to visit such Diocese, and the Bishop thereof, and during such visitation, to inhibit the exercise of all or of such part or parts of the ordinary jurisdiction of such Bishop, as to him the Metropolitan Bishop shall seem expedient, and during the time of such visitation to exercise by himself, or his commissaries, such powers, functions, and jurisdiction in and over the said Diocese, as the Bishop thereof might have exercised, if he had not been inhibited from exercising the same.

#### CANON IV.

##### ON THE TRIAL OF A BISHOP.

*Offences for which a Bishop may be tried.*

1. (A) Crime or immorality.
2. Advisedly holding and teaching, whether publicly or privately, any doctrine contrary to that held by the Canadian Branch of the United Church of England and Ireland.
3. Wilful violation of the constitution or canons of the Provincial Synod.
4. Wilful violation of the constitution or canons of the Diocese to which he belongs.

1. (B.) All charges against a Bishop shall be made in writing, and shall be signed by seven male communicants in good standing, of whom three at least shall be Priests.

*Action on Rumours.*

2. Whenever a Bishop of this Church shall have reason to believe that there are in circulation rumours, reports or charges affecting his moral or religious character, he may, if he please, if acting in conformity with the written advice and consent of any two of his brother Bishops, demand of the Metropolitan, or if the Metropolitan be the Bishop affected by such rumour, then of the Bishop senior by consecration, to convene a Board of Inquiry in the mode hereinafter set forth.

3. Accusers may choose a lay advocate in preparing proofs and charges, &c., or they may prepare such charges themselves, and in either case the grounds of accusation must be set forth with reasonable certainty of time, place, and circumstance.

*Charges to whom to be delivered.*

4. Charges prepared in either of the modes mentioned, shall be delivered to the Metropolitan, if he be not the accused; if he be the accused, the charges shall be delivered to the Bishop senior by consecration.

5. Accusers must give security for costs in the sum of one thousand dollars.

*Board of Inquiry how constituted.*

6. The Metropolitan or senior Bishop, as the case may be, shall appoint the Deans, Archdeacons, and Chancellors of the different Dioceses of the Province as a Board of preliminary inquiry, the majority of whom shall form a quorum.

*Notice to Members.*

7. The Metropolitan or senior Bishop, as the case may be, shall give notice thereof to said Board, and direct them to attend at the time and place designated by him, and organize the Board; and it shall be the duty of each member so notified to attend. The place of meeting must be within the Diocese of the accused. The Metropolitan or Senior Bishop shall send at the same time a copy of the charges to the senior dignitary of the Board.

8. The sittings of the Board shall be private.

9. The Rules of evidence adopted by the Board shall be those of the Civil Courts of this Province; but two witnesses shall be necessary to the proof of any charge.

*Presentment.*

10. If the majority of the Board present shall be of opinion that there are sufficient grounds to put the accused Bishop upon his trial, they shall direct the Chairman to prepare a presentment, to be signed by such of the Board as agree thereto.



11. The Chairman shall transmit to the Bishop from whom they received the charges the presentment thus signed; and the Bishop shall send to the accused Bishop a copy of the same.

12. If a majority of the Board present shall be of opinion that there is not sufficient ground to put the accused Bishop on his trial, in such case the charges, together with the certificate of the Metropolitan, or senior Bishop by consecration, of its refusal to make a presentment, shall be prepared in duplicate, one to be sent to the Secretary of the Provincial Synod, to be deposited amongst the archives of the Synod, and the other to the Members of the Diocesan Synod of the Diocese where the Bishop has been so charged. No proceedings to be had thereafter by way of presentment on such charges, except upon affidavits of two male communicants of the Church, of good standing, of their discovery of new testimony as to the facts charged, and setting forth what such testimony is, which affidavits shall be transmitted to the Chairman of the Court of Inquiry, who shall decide whether they afford ground for a second investigation; and in case he decides that such second investigation is necessary, he shall notify the Metropolitan, or senior Bishop by consecration, as the case may be, who shall direct an inquiry as hereinbefore ordered; and if he decides it to be unnecessary, he shall notify the same to the Metropolitan, or senior Bishop by consecration, as the case may be.

*Limitations of Time.*

13. No presentment shall be made in any case unless the alleged offence shall have been committed within two years next before the day on which the charges were delivered to the Metropolitan, or senior Bishop by consecration, except the charge be of such a nature that it would subject the accused to indictment before the civil courts.

*Trial.*

14. When a presentment shall have been made by the Board of Inquiry, or the majority thereof, it shall be the duty of the Bishop forthwith to give to the accused written notice to attend at the place appointed for the trial.

15. The Court shall be formed of the Bishops of the Province, the majority of whom must be present, excluding the accuser, if he be a Bishop, and the accused.

16. The Bishop to whom the presentment was made shall communicate to every Bishop that he is to attend as a member of the Court; he

shall also appoint the time and place for the assembling of the Court; the time shall be within two calendar months of date of such notice, and the place shall be within the Diocese of the accused Bishop. The Bishop to whom the presentment has been made shall inform the accused Bishop, by written notice to be left at his usual place of residence, of the time and place appointed for the meeting, and summon him then and there to appear and answer.

17. The Bishops shall appoint a legal assessor at the time of trial.

18. If the accused refuse or neglect to appear, then the Court shall proceed *ex parte* to pronounce him in contumacy, and pronounce judgment in the case.

19. Accused may have counsel, the number of which is to be regulated by the Court.

20. The decision of the Court on all the charges shall be reduced to writing, and signed by those who assent to it, who must form a majority of the Court.

21. Sentence of the Court, if the accused be found guilty, shall be either admonition, suspension for a definite period, deprivation, or degradation.

22. The judgment of the Court to be communicated to every Ecclesiastical authority within this Province, to the Provincial Synod, and to the Synod of the Diocese of the accused Bishop; and such Diocesan Synod shall forthwith proceed to enter and record such judgment. A full record of its proceedings shall be kept by every Court.

23. The assessors of the Court shall have no vote in any case whatever.

24. A charge for erroneous doctrine may be made against any Bishop of this Church or by any other Bishop in communion with this Church, not under suspension, deprivation, or degradation.

25. In case of a charge of erroneous doctrine made by a Bishop as aforesaid, if the Bishop accused be afterwards put upon his trial, the Court shall be composed of all the Bishops except the accuser and accused; three Bishops must be present, and the consent of the majority shall be necessary to a conviction.

#### CANON V.

#### COURT OF APPEAL OF THE METROPOLITAN.

##### HOW CONSTITUTED.

The House of Bishops, presided over by the Metropolitan, or President of the Upper House, or Senior Bishop in their absence, with two or



more assessors to be, from time to time, nominated by the said House of Bishops, shall be the Court of Appeal from the judgment of any Diocesan Court.

Three Bishops shall constitute a quorum of the Court of Appeal, and the decision of the majority of the Bishops sitting in Appeal shall bind, and in the event of an equality of votes the decision of the Court appealed from shall stand affirmed.

The Bishop of any Diocese, who has given any judgment either alone or in any Diocesan Court in, or is a party, to any case, shall not sit in Appeal in such case.

#### OFFICERS OF THE COURT.

There shall be a Registrar of the Court of Appeal, and such other officers as the Court may deem necessary to be appointed from time to time by the Metropolitan.

#### WHEN APPEAL SHALL LIE.

An Appeal shall lie to the Court of Appeal, in all cases adjudged by any Diocesan Court, on behalf of any party to the case or proceeding in the Diocesan Court.

There shall be no appeal for any error or defect in form in any proceeding or judgment in a Diocesan Court.

An Appeal shall lie to the Court of Appeal from the judgment or decision of the Bishop of any Diocese.

#### PROCEEDINGS OF THE COURT.

The Court of Appeal may sit in any Diocese, at such times and places as the Court shall, from time to time, order and direct.

The Appellant shall give notice of Appeal to the Respondent, and the Bishop of the Diocese, in the Court of which the judgment appealed from is given, within one calendar month after such judgment.

The Appellant shall give to the Respondent, within two calendar months after such judgment is given, a bond with sufficient securities, to be approved by the Registrar of the Court of Appeal, in the sum of \$400, to secure the Respondent for the costs of appeal, in case the appeal is dismissed.

Every Appeal shall be prosecuted to a hearing by the Appellant within one year after such judgment given, if the Court of Appeal shall sit

within such period of one year, and if the Court of Appeal shall not so sit, then at the first sitting of the Court of Appeal, after such year shall have expired.

The Appellant shall, within three calendar months after such judgment, bring into the Court of Appeal and file with the Registrar thereof, a transcript of all the proceedings and judgments appealed from, certified to be correct by the Registrar of the Diocesan Court, or the Bishop of the Diocese, whose judgment is appealed against.

If any of the proceedings in the next preceding four sections are not taken within the times respectively limited therefor, the Appeal shall be considered dismissed, and the judgment appealed from shall stand.

The Appellant shall give the Respondent one calendar month's notice in writing of the hearing of the Appeal.

The Court of Appeal shall make such rules and orders, as to the forms of procedure and practice, fees and costs, as such Court shall from time to time deem necessary.

#### CANON VI.

#### OF THE TEMPORALITIES OF THE CHURCH.

#### PREAMBLE.

WHEREAS the Bishops, Clergy and Laity of the United Church of England and Ireland, in the Provinces of Ontario and Quebec, assembled in Provincial Synod or general Assembly, have power and authority under an Act passed by the Legislature of Canada, intituled "An Act to make further provision in relation to the Temporalities of the United Church of England and Ireland in this Province," Chap. 15, 29-30 Vic., to repeal, change, alter and amend by any by-law or canon, any portion of the Acts therein recited, subject to certain reservations in the said Act made.

From and after the approval by the Governor in Council, and the publication in the Official Gazette, as in said Act provided, the following canon is substituted for the said Acts.

#### TITLE TO SITE OF CHURCH AND BURIAL GROUNDS.—PROVISO.

1. From and after the passing and confirmation of this canon, the soil and freehold of all Churches of the communion of the said United Church of England and Ireland in the Provinces of Ontario and Quebec, now erected, or hereafter to be erected, shall be in the Parson or other Incumbent thereof, for the time being, but the soil and freehold of the



church-yards and burial grounds attached or belonging thereto respectively shall be in the Incumbent for the time being and the Churchwardens ; but the possession of the said churches, church-yards and burying grounds shall be in the Incumbent for the time being and the Churchwardens to be appointed as hereinafter mentioned, by whatever title the same may now be held, whether vested in trustees for the use of the church, or whether the legal estate remains in the Crown, by reason of no patent having been issued, though set apart for the purposes of such church, church-yard or burying-ground : provided always, that nothing in this section contained shall extend to affect the tenure of any Parsonage or Rectory now established by Letters Patent, or of any Proprietary Chapel ; nor the rights of any other Church or body of Christians to any landed property or church now erected, but that the same shall remain as if this canon had not been passed. And provided also that no Churchwarden or Churchwardens shall permit the church or church-yard or burying-ground to be used for the purpose of holding Divine Service or for interment, without the consent of the Incumbent thereof.

#### WHO SHALL BE MEMBERS OF VESTRY.

2. All pew-owners and pew-holders in such churches, being members of the United Church of England and Ireland, and all such members holding sittings therein under the authority of the Incumbent and the Churchwardens, in writing, shall form a vestry, for the purposes in this canon mentioned and declared ; provided always, that no such person shall be allowed to vote at any vestry meeting who shall not have held a pew or sitting in the church thereof for six months previous to such meeting, or who shall not have paid all arrears of rent or dues that may have been rated or assessed by the Vestry on his pew or sitting.

#### CHURCHWARDENS OF CHURCHES WHICH HAVE HAD NO VESTRY.

3. The Incumbent of any church, which has never had a vestry, shall have the power to appoint two churchwardens, who shall have all the authorities and powers conferred by this canon until Easter next following their appointment or until a vestry shall be established, in accordance with the provisions of this canon, and churchwardens duly nominated and elected for such church.

#### ANNUAL ELECTION OF CHURCHWARDENS.

4. A meeting of such vestry shall be holden on Monday in Easter week, in each and every year, after notice thereof given during Divine

Service on Easter Sunday, for the purpose of appointing Churchwardens for the ensuing year, and for the transaction of other business connected with the temporalities of the church ; and at such meeting one Churchwarden shall be nominated by the Incumbent of the rectory, parish or mission to which the said church belongs, and the other shall be elected by a majority of those present, and entitled to vote at such vestry meeting, as aforesaid. In case of the Incumbent, if present at such vestry meeting, declining or neglecting to nominate a Churchwarden, or in case of said Incumbent being absent from such vestry, and neglecting by writing under his hand to appoint a Churchwarden, then both the Churchwardens for the current year shall be elected by the members of the vestry present ; and in case the members of such vestry shall neglect at such vestry meeting to elect a Churchwarden, then both such Churchwardens for the current year shall be nominated by the Incumbent ; provided that in any case where there are more churches than one in the parish or mission, the Incumbent shall hold such meeting for the out-stations at any time during the Easter week, after giving notice thereof on some previous Sunday.

#### QUALIFICATION OF CHURCHWARDENS.

5. No person shall be eligible to the office of Churchwarden except a member of the United Church of England and Ireland, of the full age of twenty-one years, being also a member of such vestry.

#### FILLING UP OF VACANCIES IN THE OFFICE OF CHURCHWARDENS.

6. If from any cause an annual vestry meeting shall not have been held on Monday, or any other day in Easter week, the nomination and election of Churchwardens, and the transaction of other business as aforesaid, notice being given, may take place at any subsequent vestry meeting, to be called in manner herein provided ; and in case of the declining to accept office, deprivation of office, resignation in writing to the Incumbent, or change of residence to ten or more miles from the church of which he was chosen Churchwarden ; or of incapacity to act, or of the death of either or both of said Churchwardens, a vestry meeting shall be thereupon called within one month, in the manner provided for in this canon, for the nomination by the Incumbent, or for the election by the said vestry, as the case may be, of a new Churchwarden, in the place of the one whose office was vacated from any of the causes aforesaid.



## CHURCHWARDENS, PERIOD OF OFFICE.

7. The Churchwardens shall hold their office for one year from the time of their appointment, or until the nomination or election of their successors.

## THE INCUMBENT AND CHURCHWARDENS TO BE A CORPORATION.

8. The Incumbent and Churchwardens being a corporation, shall as such use the name and style of The Incumbent and Churchwardens of the Church (designating the church) at \_\_\_\_\_ and shall represent the interests of such church and the members thereof, and shall and may, in such corporate name, sue and be sued, answer and be answered unto, in all manner of suits and actions whatever, and may prosecute indictments, presentments, and other criminal proceedings for and in respect of such churches, churchyards and burying-grounds attached or belonging thereto respectively, and all matters and things appertaining thereto; and the Incumbent and Churchwardens, as such corporation, shall, if required, make and execute leases to pew-holders, and grant certificates to those who shall have rented sittings. And for the purposes of this canon, every Clergyman licensed by the Bishop to any sole charge, shall be deemed to be the Incumbent or Parson of all churches in the District specified in his license.

## VESTRIES AND CHURCHWARDENS OF FREE CHURCHES.

9. In all churches in which the pews and sittings are free, the members of the Congregation of each such church shall have power and authority to constitute and form a vestry and elect churchwardens in the manner provided by clauses 2, 3 and 4 of this canon, and such vestry shall consist of such members being of the full age of twenty-one years, as shall declare themselves in writing on or before Ash Wednesday in each year in a book to be kept for that purpose by the Congregation to be members of the United Church of England and Ireland in Canada, and habitually attending worship in such church, to be contributors to the funds of such church and not to be in arrears with respect to such contributions; and the Incumbent and Churchwardens of such churches shall be invested with all powers and be subject to all the obligations now conferred and imposed upon Churchwardens by this Canon.

## CHURCHWARDENS TO LEASE AND RENT PEWS AND SITTINGS.

10. It shall be the duty of the Incumbent and Churchwardens from time to time to lease and rent pews and sittings in churches, where such

pew and sittings are not held in freehold, upon such terms as may be settled and appointed at vestry meetings, to be holden for that purpose, as hereinafter provided; and all pews and sittings shall be subject to such annual rent and other dues as may from time to time be rated and assessed in respect thereof at such vestry meetings.

#### SALE OF PEWS.

11. From and after the passing of this canon, no sales of pews shall take place in any Church in these Provinces. But in the case of the absolute purchase of a pew in any church, as aforesaid, before the passing of this Act, the same shall be construed as a freehold of inheritance, not subject to forfeiture by change of residence, or by discontinuing to frequent the same, and the same may be bargained, sold and assigned, to any purchaser thereof, being a member of the United Church of England and Ireland; and such purchaser, provided the same shall have been duly assigned and conveyed to him, shall hold the same subject to the annual rent-charge or other dues rated and assessed, and which may from time to time be rated and assessed in respect thereof.

#### PEW-HOLDERS SECURED IN QUIET POSSESSION.

12. Any pew-holder, whether by purchase completed before the passing of this canon, or by lease, and any person renting a pew or sitting, shall, during their rightful possession of such pew or sitting, have a right of action against any person injuring the same, or disturbing him or his family in the possession thereof.

#### CHURCHWARDENS SHALL ACCOUNT TO VESTRY.—AUDITORS APPOINTED.

13. All Churchwardens, appointed as aforesaid, shall, yearly and every year, render in writing a just, true and perfect account at the annual vestry meeting or at an adjourned meeting to be held within a fortnight after the said annual meeting, fairly entered in a book or books, to be kept for that purpose, signed by the said Churchwardens, (which book or books, shall be the property of the vestry) of all sums of money by them received, and of all sums rated or assessed by the vestry and remaining unpaid, or otherwise due and not received, and also of all goods, chattels, and other property of such church or parish in their possession as such Churchwardens, and of all moneys paid by such Churchwardens so accounting, and of all other things concerning their said office; which said account, and book or books, shall have been referred to two or more auditors, appointed by the annual vestry meeting. In case of



the appointment of a new Churchwarden or Churchwardens, the Churchwardens then retiring from office shall pay and deliver over unto such succeeding Churchwarden the book or books, and all sums of money, goods, chattels and other things, which shall be in their possession; and the said book or books shall be carefully preserved by such Churchwardens, and they shall and are hereby required to permit any member of such vestry, as aforesaid, to inspect the same at all reasonable times. In case any retiring Churchwarden or Churchwardens shall make default in rendering a correct account as aforesaid, or in delivering over such books, money, goods or other things as aforesaid, it shall be in the power of the succeeding Churchwardens, to take proceedings at law or in equity for such default. Provided always that the same process may be enforced against any Churchwarden or Churchwardens removed or become incapable of acting, from any of the causes before mentioned in this canon or against the representatives of any deceased Churchwarden.

#### SPECIAL VESTRY MEETINGS MAY BE CALLED.

14. It shall be in the power of the Incumbent to call a special vestry meeting whenever he shall think proper to do so, giving at least two days notice thereof, on the Lord's day during Divine Service, and also specifying the business for which such special meeting is called; and it shall, moreover, be his duty to call such special meeting upon application being made to him in writing by the Churchwardens, or by at least six members of such vestry as aforesaid; and in case, upon such written application being made as aforesaid, such Incumbent shall refuse or neglect to call such meeting, or to give such notice, then one week after such demand made, it shall be in the power of said Churchwardens, or of any six of any such members of the vestry, to call the same by notice, to be affixed on the outer church-door (or church-doors, where more than one) at least one week previous to such intended meeting.

#### CHAIRMAN AND SECRETARY OF VESTRY MEETING.

15. At all vestry meetings the Rector or Incumbent of the church shall preside as chairman, and, in his absence, the curate, or assistant minister, or in the absence of both the incumbent and assistant minister, such person as the majority present at such meeting shall name; and the vestry clerk, when there is one, and present, or in case there be no vestry clerk, or he be absent, then such person as the chairman shall name shall be secretary of such vestry meeting, and the proceedings of

such vestry meeting shall be entered in a book to be kept for that purpose, and preserved in the custody of the Churchwardens; and such minutes shall be signed by such Incumbent or other person presiding as chairman; and such minutes, so entered and signed, or a copy thereof duly certified by the Incumbent for the time being, shall be PRIMA FACIE evidence of the matters and things therein set forth, and that such meetings were regularly and legally held under the requirements of this canon without proof of the signature of such Incumbent being required to be made.

#### VESTRY TO REGULATE RENT-CHARGE AND PEW-RENTS.

16. The rent charge to be paid on pews holden in freehold which shall have been acquired before the passing of this Canon, and the rent to be paid for pews and sittings in pews leased or rented, shall be regulated by the majority of the members present at any lawful vestry meeting as aforesaid, and in the case of a vacant charge such pew-rent shall be regulated before the appointment of a clergyman; and no alteration shall be made without the consent of two-thirds of the members of the vestry present, nor at the Annual Easter Vestry Meeting, without public notice thereof given at the time such meeting is called.

#### APPOINTMENT OF SUBORDINATES BY INCUMBENT AND CHURCHWARDENS.

17. The clerk of the church, the organist, the vestry clerk, the sexton and other subordinates, servants of the church, shall be nominated, removed and appointed by the Incumbent and the Churchwardens for the time being, and their salary and wages shall be brought into the general account to be rendered as aforesaid by such Churchwardens; but choristers or members of Church choirs shall be appointed and removed by the Incumbent.

#### CERTAIN FEES TO BE REGULATED BY SYNOD AND VESTRY.

18. The fees for the registration of baptisms, and fees on marriages, burials, and other services of the church, shall be regulated by the respective Diocesan Synods; and the charges payable for burial plots, and on breaking the ground in cemeteries or church-yards for the purpose of burying the dead, and all matters of like nature therewith connected, shall be regulated by the vestry of the church to which the cemetery or church-yard belongs.

#### VESTRY MAY MAKE NECESSARY BY-LAWS.

19. It shall be in the power of the members of such vestry, at such vestry meeting as aforesaid, to make by-laws for the regulation of their



proceedings, and for the management of the temporalities of the church, parish or mission, to which they belong, and to alter or repeal the same; provided the said by-laws are not repugnant to this canon, nor contrary to the canons of the Provincial Synod, or of the Synod of the Diocese in which said church, parish or mission is situated.

#### CERTAIN ENDOWMENTS AND TRUSTS AUTHORIZED.

20. Any devise, bequest, deed or conveyance of land, or of personalty, that may be made to any Bishop of the said Church in Canada, and to his successors, for the endowment of his See, or for the general uses of the said church, as such Bishop shall appoint, or otherwise, or for the use of any particular church then erected, or thereafter to be erected, or for the endowment of a parsonage, rectory, living, parish or mission, or for other uses or purposes appurtenant to such church in general, or to any particular church, parish or mission, to be named in any such devise, bequest, deed or conveyance, and any such devise, bequest, deed or conveyance, to any parson, or rector, or incumbent and his successors, for the endowment of such parsonage, rectory, living, parish or mission, or for other uses or purposes appurtenant thereto, shall be valid and effectual to the uses and purposes in such devise, bequest, deed or conveyance to be mentioned and set forth, the Acts of Parliament, commonly called the Statutes of Mortmain, or other acts, laws, or usages, to the contrary thereof notwithstanding; provided always, that in order to the validity of any such devise, bequests, deeds and conveyances, the same shall be made and executed six months at least before the death of the person devising, bequeathing or conveying the same; and, in case of real estate, shall be registered not later than six months after his decease.

#### ERECTION AND ENDOWMENT OF CHURCHES.—LAY PRESENTATION.

21. In the event of any person or persons, body or bodies politic or corporate, desiring to erect and found a church or churches, and to endow the same with a sufficiency for the maintenance of such church and of Divine Service therein, according to the rites of the said United Church of England and Ireland, it shall and may be lawful for him or them to do so, upon procuring the license of the Bishop, under his hand and seal, for that purpose; and thereupon, after the erection of a suitable church and the appropriation by the founder thereof of such church so erected, and of lands and hereditaments or other property, adequate to

the maintenance thereof and of an Incumbent, and adequate to the usual and ordinary charges attendant upon such church, such provision being made to the satisfaction of the Bishop, such founder, his heirs or assigns being members of the said United Church of England and Ireland, or such body politic or corporate, as the case may be, shall have the right of presentation to such church, according to the rules and canons of the Provincial Synod, or of the canons of the Synod of the Diocese in which such endowment may have been made. Provided always, that if a founder, his heirs or assigns, shall cease to be a member of the United Church of England and Ireland, the right of presentation shall lapse to the Bishop of the Diocese.

#### SYNODS MAY FIX SYNOD-DUES PAYABLE BY PARISHES.

22. The Synod of each Diocese in these Provinces, as aforesaid, shall have authority to fix the Synod dues or apportionment which shall be paid by each parish or mission within such diocese, towards defraying the expenses of such Synod.

#### NO SPIRITUAL JURISDICTION OR RIGHTS CONFERRED BY THIS CANON.

23. Nothing in this Canon contained shall extend, or be construed to extend in any manner, to confer any spiritual jurisdiction or ecclesiastical rights whatsoever upon any Bishop or Bishops, or other ecclesiastical person of the said church, in Canada.

#### POWER TO ADMINISTER AND SELL LANDS, &c.

24. The Bishops of the said Church in the said Provinces of Ontario and Quebec, for the time being, shall severally have the administration of all lands and personalties vested in them respectively, or their or his predecessors in office, or conveyed to them or him for the endowment of their or his See, or for the general uses of the said Church, or for the use of any particular Church or Chapel then erected, or thereafter to be erected, or for the endowment of any Parsonage, Church, Chapel or living, or for other uses or purposes appurtenant to such United Church in general, or to any particular Church or Parish, and shall have power to sell, alien and transfer any lands or personalty vested in, or conveyed to them, or any of them as aforesaid, for the general uses or purposes of the said See or of the said Church, by and with the consent of the Synod or Church Society of the Diocese interested, and shall also have power,



by and with the consent and participation of the Incumbent and Churchwardens of the Parish wherein the same may be situate, to sell, alien and transfer any land or personalty vested in or conveyed to them or any of them as aforesaid, for the endowment of any Parsonage or living, or for the uses or purposes appurtenant to any particular Church, Chapel or Parish; and the Parson or other Incumbent of any Parsonage, Church, Chapel or living, to whom any lands or personalty shall have been or may be conveyed for the endowment of such Parsonage, Church, Chapel or living, or for other uses or purposes appurtenant thereto, shall have power to sell, alienate or transfer the same, by and with the consent and participation of the Bishop of the said Church in the Diocese in which such Parsonage, Church, Chapel or living, shall be situate for the time being, and by and with the consent of the Synod or Church Society of the Diocese interested, provided always that the price or consideration of such sale, alienation or transfer, be applied to the uses and purposes for which the land or personalty so sold, alienated or transferred was conveyed; and provided also, that such sale, alienation or transfer be not inconsistent with, or contrary to the conditions of the deed of conveyance to the said United Church, or to any Bishop thereof, or to such Parson or Incumbent, as the case may be, of the land or personalty so to be sold, alienated or transferred.

#### CHURCH, INTERPRETATION OF WORD.

25. The word "Church," wherever it occurs in this Canon, shall be held to include every description of Church or Chapel.

[ACT 29-30 VICT., CAP. XV.]

An Act to make further provision in relation to the Temporalities of the United Church of England and Ireland, in this Province.

[Assented to 15th August 1866.]

WHEREAS it is desirable to provide that the Act passed by the Parliament of Upper Canada in the third year of Her Majesty's reign, chaptered seventy-four, and intituled: "An Act to make provision for the management of the Temporalities of the United Church of England and Ireland, in this Province, and for other purposes therein mentioned," and also the Act of the Parliament of this Province, passed in the sixth year of Her Majesty's reign, chaptered thirty-two, 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 Quebec, in this Province, and for other purposes therein mentioned, and also the Act of the Parliament of this Province, passed in the session thereof held in the fourteenth and fifteenth years of Her Majesty's reign, chaptered one hundred and seventy-six, 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 ;" may be altered and amended from time to time, and the Provincial Synod of the United Church of England and Ireland, in Canada, have, by their petition, prayed that power may be given to the said Synod to make such alterations in the said Acts, as may from time to time be found necessary for the better and more uniform regulation and management of the Temporalities of the said Church in this Province, and it is expedient that the prayer of the said petition be granted : Therefore, Her Majesty, by and with the advice and consent of the Legislative Council and Assembly of Canada, enacts as follows :

1. The Bishops, Clergy and Laity of the United Church of England and Ireland in Canada, assembled in Provincial Synod or General Assembly, under the provisions of the Act passed in the session held in the nineteenth and twentieth years of Her Majesty's reign, chapter one hundred and forty-one, section two, shall have power and authority from time to time by any By-law or Canon by them adopted, to make such repeal, change, alteration and amendment of and in all or any of the clauses or provisions in all or any of the said Acts in the Preamble of this Act mentioned, as they shall deem advisable and necessary for the better and more uniform regulation and management of all or any of the temporalities of the said United Church of England and Ireland in this Province ; and every such Canon or By-law shall have effect accordingly ; Provided always, that the proviso to the sixteenth section of the Act firstly, and the proviso to the eighteenth section of the Act thirdly in the Preamble of this Act mentioned, and also the eighteenth sections of the Acts firstly and secondly and the twenty-second section of the Act thirdly in the Preamble of this Act mentioned, shall not, nor shall either of them be, in any manner varied, altered or repealed, by any such Canon or By-law, as aforesaid ; and provided also that such Canon or By-law shall be approved by the Governor in Council, and before such approval, shall be published for three months in the Official Gazette.

2. This Act shall be a Public Act.



## [ACT 3 VICT., CAP. 74.]

XVI. And be it further enacted by the authority aforesaid, That any deed or conveyance of land, or of personalty that may be made to any Bishop of the said Church, in the said Province, and to his successors, for the endowment of his See, or for the general uses of the said Church, as such Bishop may appoint or otherwise, or for the use of any particular Church then erected, or thereafter to be erected, or for the endowment of a Parsonage, Rectory or Living, or for other uses or purposes appurtenant to such Church in general, or to any particular Church or Parish to be named in such deed, and any such deed or conveyance to any Parson or Rector, or other Incumbent and his successors, for the endowment of such Parsonage, Rectory or Living, or for other uses or purposes appurtenant thereto, shall be valid and effectual to the uses and purposes in such deed or conveyance to be mentioned and set forth, the Acts of Parliament commonly called the Statutes of Mortmain or other Acts, laws or usages, to the contrary thereof notwithstanding: Provided always, that in order to the validity of such deeds and conveyances, the same shall be made and executed six months at the least before the death of the person conveying the same, and shall be registered not later than six months after his decease.

## [ACT 14 &amp; 15 VICT., CAP. 176.]

XVIII. And be it enacted, That any deed or conveyance of land, or of personalty, that may be made to any Bishop of the said Church, in the said Diocese of Montreal, and to his successors, for the endowment of his See, or for the general uses of the said Church, as such Bishop may appoint, or otherwise, or for the use of any particular Church or Chapel then erected, or thereafter to be erected, or for the endowment of a parsonage or living, or for other uses or purposes appurtenant to such United Church in general, or to any particular Church, Chapel, or Parish to be named in such deed, and any such deed or conveyance to any Parson or other Incumbent and his successors, for the endowment of such parsonage, rectory or living, or for other uses or purposes appurtenant thereto, shall be valid and effectual to the uses and purposes in such deed or conveyance to be mentioned and set forth, the Acts of Parliament commonly called the Statutes of Mortmain, or other Acts, Laws or usages to the contrary thereof notwithstanding: Provided that all such deeds of real estate (except leases for a term not exceeding nine years) shall be duly registered according to law within six calen-

dar months after the making and execution thereof, otherwise the same shall be void and of none effect; and that such registration, within the said term of six months, shall not give any greater effect in other respects to any such deed, than is by law given to the registration of any other deed of real estate in Lower Canada.

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[ACT 3 VICT., CAP. 74.]

XVIII. And be it further enacted, by the authority aforesaid. That nothing in this Act contained shall extend, or be construed to extend in any manner, to confer any Spiritual jurisdiction or ecclesiastical rights whatsoever upon any Bishop or Bishops, or other Ecclesiastical person of the said Church, in the said Province of Upper Canada.

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[ACT 6 VICT., CAP. 32.]

XVIII. And be it enacted, that nothing in this Act contained shall extend or be construed to extend in any manner to confer any spiritual jurisdiction or ecclesiastical rights whatsoever, upon any Bishop of Bishops, or other ecclesiastical person of the said church, in the said Diocese of Quebec.

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[ACT 14 & 15 VICT., CAP. 176.]

XXII. And be it enacted, That nothing in this Act contained shall extend or be construed to extend in any manner to confer any spiritual jurisdiction or ecclesiastical rights whatsoever, upon any Bishop or Bishops, or other ecclesiastical person of the said Church, in the said Diocese of Montreal.

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(E)

PERMANENT ORDER OF PROCEEDINGS, AS ADOPTED BY  
BOTH HOUSES.

1. The Provincial Synod shall meet at the place of deliberation (notice being previously given by the Metropolitan or his deputy, of the time and place of meeting); the Bishops attired in their proper robes, and the Clergy in their gowns, cassocks, bands, and hoods; and shall proceed in procession to the Cathedral for Divine service, on which occasion the Holy Communion shall always be administered. The Litany shall be said by the junior Bishop; the Preacher shall be appointed by the



Metropolitan, and special prayer shall be made for the Synod. The collection shall be applied to the current expenses of the Synod, unless otherwise ordered by the Metropolitan.

2. At an appointed hour after Divine service the members of the Synod shall re-assemble at the place of deliberation, where, after the President has taken his seat, he shall inform the Lower House, with regard to their place of meeting, and direct them to elect their Prolocutor.

3. When the Prolocutor has been elected, he shall be conducted to the Upper House by the Chairman, accompanied at discretion by any members of the Lower House, and his election announced to the President.

4. The President shall then state to him the business which the Upper House desire to engage the attention of the Lower House, specifying, when necessary, the order in which they desire it to be taken up.

5. On his return, the Prolocutor shall first nominate his own deputy (in case of his absence) and then introduce to the House the business on which the Upper House desire them to engage themselves.

6. On every day of meeting after the first, the Synod shall meet at 9 a. m., and shall proceed at once, before any business is announced, to Morning Prayers at the Cathedral, or the place appointed, and after Prayers proceed to business.

7. Before the conclusion of the Session, the President, with the consent of the House of Bishops, shall issue a schedule, declaring the state in which each matter of business now stands, which has been brought before the Upper House, and promulgate it to the Lower House; reserving all unfinished business to the next Session, and proroguing the Synod.

8. The Prolocutor, in receiving the schedule of prorogation, shall, at the first opportunity, communicate it to his House, which shall not prolong its sittings beyond that day.

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( F )

ORDER OF PROCEEDINGS OF THE LOWER HOUSE.

1. After Prayer, the Clerical and Lay Secretaries shall call the roll of their respective orders.

2. The election of the new Secretaries shall be made by the Clergy and Laity respectively. A Treasurer and two Auditors shall also be appointed, all of whom shall hold their offices until their successors shall be appointed.

3. After this the order of business shall be as follows:—

(1) Reading, correcting and approving the minutes of previous meeting.

- (2.) Appointing Committees.
- (3.) Presenting, reading and referring memorials or petitions.
- (4.) Presenting reports of Committees, of Treasurer, or Auditors.
- (5.) Giving notice of motions.
- (6.) Taking up unfinished business.
- (7.) Consideration of motions.
- (8.) Orders of the day.
- (9.) Before the final adjournment of the Synod, reading, correcting and approving the minutes of the last day's proceedings.

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( G )

RULES OF ORDER.

1. The Lower House shall meet on the day and at the hour and place appointed by the Metropolitan or President, unless otherwise ordered by the House, and on each succeeding day at ten o'clock; and the mid-day adjournment shall be from one o'clock to 2.30 p.m.; and the business, except the work of Committees, shall conclude at six p.m., at which hour this House shall proceed to the Cathedral for Even Song. The clergy shall appear in gowns and bands. When the Prolocutor has taken the Chair, every member shall sit uncovered.
2. The Prolocutor shall preserve order and decorum, and shall decide all questions of order, subject to an appeal to the House, to be decided without debate; and when called upon to decide a point of order, he shall state the rule applicable to the case, without argument or comment.
3. When any member wishes to speak, he shall rise and address the Chair.
4. When two or more members rise at the same time, the Prolocutor shall name the party first to speak.
5. A member called to order whilst speaking, shall sit down, unless permitted to explain.
6. No motion or amendment shall be considered as before the House, unless seconded and reduced to writing.
7. No member, save the mover of a resolution, who, as mover, is entitled to reply, shall speak more than once, except by permission of the House.
8. A Member may rise to explain, if permitted by the Chair.
9. No original motion, except motions of course, shall be received without notice, except by permission of the House.



10. When a resolution has been moved and seconded, any Member may require the previous question to be put, whether the motion so made shall be put or not, and that question shall be decided without debate.

11. When a motion has been read to the House by the Prolocutor, it cannot be withdrawn without the consent of the House.

12. When a question is under debate, no motion shall be received by the Chair, unless to amend it or postpone it, or to lay it on the table, or for adjournment, or for the previous question, and no more than one amendment to a proposed amendment of a motion shall be in order.

13. A motion to adjourn shall always be in order.

14. Motions to adjourn or to lay on the table shall be decided without debate.

15. A motion to suspend a Rule of Order shall take precedence of all other motions, and shall be decided without debate; and no Rule of Order shall be suspended, except upon the vote of two-thirds of the Members present.

16. A Member, if not interrupting a speaker, may require any motion in discussion to be read for his information, at any time during the debate.

17. When amendments are made to any motion, the amendments and the original motion shall be put in order the reverse of that in which they were brought forward.

18. When a question is finally put by the Prolocutor, either an original motion or an amendment, no further debate shall be allowed; the Prolocutor first declaring that the question is finally put.

19. When the Prolocutor is putting a question, no Member shall rise from his seat; and every member present, when a question is put, shall be required to vote on the same, unless excused by the House.

20. In voting, those who vote in the affirmative shall first rise, and then those who vote in the negative; and in case of an equality of votes the question shall be decided by the casting vote of the Prolocutor, who may also vote on the motion.

21. When required by two Clerical and two Lay Delegates, the vote of the House upon any question may be taken by orders voting separately; and in that case a majority of both orders shall be necessary to an affirmative vote.

22. On a division, the names of those who vote for or against a question shall be recorded in the Minutes, if required by three Members.

23. A question being once determined shall not again be drawn into

discussion in the same Session, without the unanimous consent of the House.

24. Committees shall not be appointed without notice, excepting Standing Committees, Committees of the Prolocutor to the Upper House and Committees of course, such as those which follow upon the adoption of a resolution, which requires a Committee.

25. When a separate Committee of this House has been named, whose function is deliberative, the Prolocutor shall direct what number of its members do form a quorum, unless the quorum be fixed by the resolution under which the Committee is appointed.

26. When a Committee is appointed, the Mover of the resolution asking for the Committee shall be the Chairman of the Committee, or when a resolution is referred to a Committee, the Mover of the resolution shall be Chairman, unless the Committee has already been organized.

27. Reports of Committees shall be in writing, signed by the Chairman and shall be received in course, but a motion may be made for recom-mittal.

28. Motions with reference to Reports from Committees shall take precedence of other motions on the paper.

29. Whenever it shall happen that members appointed on Committees are not re-elected to the Provincial Synod, the Prolocutor may appoint others from the same diocese or dioceses to fill their place; and in order thereto a copy of the certified lists of clerical and lay delegates sent to the Secretaries shall be sent by them to the Prolocutor.

30. It shall be the duty of the Secretaries to arrange a list of all unfinished business, and all notices of motions sent to them by members to be brought before the Provincial Synod, according to the order in which they are received; and, under the direction of the Metropolitan, to cause a printed copy of the same to be sent to every member of the Synod twenty-one days before its meeting; which business and notices shall stand first on the order of the day.

31. A Standing Committee of one Clerical and one Lay Delegate from each Diocese shall be appointed on the first day of the meeting of the Synod, and such Committee shall arrange for each day the order of precedence of the several motions, of which notice has been given, and have them printed.

32. In any unprovided case resort shall be had to the Rules of Order of the House of Assembly in Canada for guidance.



## (I)

## OFFICE-BEARERS.

## President of Upper House.

THE RIGHT REV. BENJAMIN CRONYN, D.D., Lord Bishop of Huron.  
*Residence, London, Ontario.*

## Secretary of Upper House.

The REV. J. ELLEGOOD, M.A.,  
*Residence, Montreal.*

## Prolocutor of Lower House.

The REV. JAMES BEAVEN, D.D.,  
*Residence, Toronto.*

## Clerical Secretary of Lower House.

The REV. CHARLES HAMILTON, M.A.,  
*Residence, Quebec.*

## Pay Secretary of Lower House,

M. H. GAULT, Esq.,  
*Residence, Montreal.*

## Treasurer of Provincial Synod.

JAMES HUTTON, Esq.,  
*Residence, Montreal.*

(Who will receive the sums provided to be paid by the Diocesan Synods towards the expenses of the Provincial Synod.)

## Auditors.

M. H. SANBORN, Esq., *Sherbrooke.*  
EDWARD CARTER, Esq., *Montreal.*

(K)  
COMMITTEES.

FINANCE.

Rev. CHAS. HAMILTON,  
JAMES HUTTON,  
C. J. BRYDGES,

M. H. GAULT,  
Dr. SMALLWOOD.

ON CANONS.

Rev. Dr. BEAVEN,  
S. B. HARMAN,  
Ven. ARCHDEACON PATTON,  
J. HENDERSON,  
Rev. CANON BANCROFT, Chairman,  
E. CARTER,  
Rev. H. ROE,  
GEORGE IRVINE,

Rev. Dr. BOOMER,  
S. PRICE,  
Rev. Dr. BOSWELL,  
Ven. ARCHDEACON FULLER,  
Rev. Canon BOND,  
Rev. Canon BALCH,  
Rev. J. W. MARSH.

TO PREPARE PETITION TO GOVERNOR GENERAL TO ORDER  
ANNUALLY A DAY OF GENERAL THANKSGIVING.

J. A. HENDERSON,  
Rev. Dr. NICOLLS,

Rev. H. J. GRASSETT,  
Rev. Dr. SANDYS.

ON RELATIONS OF THE CHURCH IN THE COLONIES TO THE  
MOTHER CHURCH IN ENGLAND.

Rev. Dr. NICOLLS,  
Rev. H. ROE,  
Rev. Dr. BEAVEN,  
Rev. PROVOST OF TRINITY COLLEGE,  
The DEAN OF MONTREAL,  
Ven. ARCHDEACON OF MONTREAL,  
Rev. J. W. MARSH,  
Rev. Dr. BOOMER,  
Ven. ARCHDEACON OF ONTARIO,  
Rev. Dr. BOSWELL,

E. J. HEMMING,  
GEORGE IRVINE,  
Hon. J. H. CAMERON,  
Hon. G. W. ALLAN,  
E. CARTER,  
S. BETHUNE,  
S. PRICE,  
T. J. COTTLE,  
J. A. HENDERSON,  
Hon. Jas. PATTON.

ON PSALM AND HYMN BOOK.

The LORD BISHOP OF HURON.  
The LORD BISHOP OF ONTARIO.  
The LORD BISHOP OF QUEBEC.  
The LORD BISHOP OF TORONTO, Chairman.

Rev. Dr. NICOLLS,  
Rev. G. V. HOUSMAN,  
Rev. Dr. BEAVEN,  
Rev. A. PALMER,  
Ven. ARCHDEACON OF MONTREAL,  
Rev. CANON BANCROFT,  
Ven. ARCHDEACON OF ONTARIO,

Rev. T. A. PARNELL,  
W. PETRY,  
Dr. BOVELL,  
S. BETHUNE,  
W. B. SIMPSON,  
Rev. W. BETTRIDGE,  
Rev. E. ELWOOD.

ON INDIAN MISSIONS.

Rev. G. V. HOUSMAN,  
Rev. H. ROE,  
Rev. CANON ANDERSON,  
Rev. A. NELLES,  
Rev. S. GIVINS,

Rev. G. ANDERSON,  
Mr. Jas. HUTTON,  
Prof. WILSON,  
Mr. BEARD,  
Mr. L. ROBERTS.



## (L)

## LISTS OF THE CLERGY.

OCTOBER, 1868.

The following Lists of the Clergy have been received from the Secretaries of the several Diocesan Synods :—

## DIOCESE OF QUEBEC.

The Right Reverend JAMES WILLIAM WILLIAMS, D.D., Lord Bishop, (consecrated 1863,).....	Quebec.
Allen, Rev. A. A., B. A.....	Stanstead.
Allnatt, Rev. F. J. B.....	Drummondville.
Balfour, Rev. A. (retired).....	Lachine.
Ball, Rev. T. L.....	North Inverness.
Boydell, J., B. A., Curate St. Matthew's..	Quebec.
Burrage, Rev. H. G., M. A.....	Hatley.
Carr, J., B. A.....	Durham.
Chapman, Rev. T. S., M. A.....	Dudswell.
Dalziel, Rev. J., (retired).....	Portneuf.
Debbage, J. B., Curate St. Peter's.....	Quebec.
DeMouilpied, Rev. J.....	Malbay, Gaspé.
Fothergill, Rev. M. M., St. Peter's.....	Quebec.
Fortin, Rev. O.....	St. Francis.
Foster, Rev. J., B. A.....	Coaticook.
Hamilton, Rev. C., M.A., Bishop's Chaplain.....	Quebec.
Housman, Rev. G. V., M. A., Rector....	Quebec.
Innes, Rev. G. M., Assistant Minister, Cathedral.....	Quebec.
Jenkins, Rev. J. H., B.A.....	West Frampton.
Kemp, Rev. J., B. D.....	Compton.
Ker, Rev. M.....	Sandy Beach.
King, Rev. W.....	St. Sylvester.
Lyster, Rev. W. G., B. A.....	Cape Cove.
Merrick, Rev. W. C., B. A.....	Rivière du Loup (en haut.)
Milne, Rev. G., M. A., Rural Dean.....	New Carlisle.
Mitchell, Rev. R.....	Stoneham.
Mountain, Rev. A. W., M. A.....	St. Michael's, Quebec.

- Nicolls, Rev. J. H., D. D., Rural Dean,  
Principal, Bishop's College.....Lennoxville.
- Parker, Rev. G. H.....Kingsey.
- Parkin, Rev. E. C.....Eaton.
- Petry, Rev. H. J., B. A.....Danville.
- Plees, Rev. R. G., St. Paul's.....Quebec.
- Prideaux, Rev. W., M. A., Bishop's Col-  
lege.....Lennoxville.
- Reid, Rev. C. P., M. A.....Sherbrooke.
- Richardson, Rev. T.....Bury.
- Richmond, Rev. W., B. A., Grammar  
School.....Lennoxville.
- Richmond, Rev. J. P.....Gaspé Basin.
- Riopel, S., B. A., Curate St. Matthew's. Quebec.
- Roe, Rev. H., B. A., Examining Chap-  
lain of the Bishop.....Melbourne.
- Ross, Rev. E. G. W. (retired).....Rivière du Loup (en bas.)
- Scarth, Rev. A. C.....Lennoxville.
- Sewell, Rev. F. W., M. A., Holy Trinity.. Quebec.
- Short, Rev. R.....Montmorenci.
- Smith, Rev. F. A.....Leeds.
- Sykes, Rev. J. S., Port Chaplain.....Quebec.
- Tambs, Rev. R. C., Bishop's College...Lennoxville.
- Thornloe, Rev. J.....Georgeville.
- Tocque, Rev. P.....Hopetown.
- Torrance, Rev. J.....Three Rivers.
- Vial, Rev. W. S.....Quebec.
- VonIffland, Rev. A. A., B. A.....Valcartier.
- Wainwright, Rev. R.....St. Augustine River, Labrador.
- Walker, Rev. R. H., M. A., Rector  
Grammar School, Bishop's College. Lennoxville.
- Walters, Rev. J.....Magdalen Islands.
- Ward, Rev. B. G.....Lower Ireland.
- Wetherall, Rev. C., Chaplain to H. M.  
Forces.....Quebec.
- Woolryche, Rev. A. J., Secy. Church  
Society.....Levis.
- Wurtele, Rev. L. C.....Actonvale.



## DIOCESE OF TORONTO.

Rt. Rev. A. N. BETHUNE, D.D., D.C.L., Lord Bishop, (consecrated, 1867.).....	Toronto.
Very Rev. H. J. Grasett, B.D., Dean of Toronto.....	Guelph.
Ven. A. Palmer, M.A., Archdeacon of Toronto.....	Toronto.
Ven. T. B. Fuller, D.D., Archdeacon of Niagara.....	Toronto.
Rev. James Beaven, D.D.....	} Canons.
Rev. T. Bolton Read, D.D.....	
Rev. Edm'd Baldwin, M.A.....	
Rev. Henry Brent, M.A.....	
Rev. S F. Ramsay, M.A.....	} Hon. Canons.
Rev. William Ritchie, M.A.....	
Rev. H. Bath Osler.....	
Rev. Alex. Dixon, M.A.....	
Alexander, F.....	Guelph.
Alexander, J. Lynne.....	Stoney Creek.
Allen, T.W., M.A. Rector... ..	Cavan.
Ambery, J., M.A., (Prof. T.C.).....	Toronto.
Ardagh, S.B., M.A., (Rector).....	Barrie.
Arnold, Robert, A.B.....	Brampton.
Arthurton, S.L.....	Penetanguishene.
Badgley, C.H., M.A.....	Trinity Coll. School.
Baker, J.S. (Asst. St. James').....	Seymour.
Baldwin, E, M.A. (Asst. St. James,).....	Toronto.
Ballard, J.M., B.A.....	Ancaster.
Beaven, Jas., D.D., Univ. Col.....	Toronto.
Beck, J.W.R., M.A.....	Peterboro'.
Belt, W., M.A.....	Scarborough.
Bethune, C.J.S, M.A.....	Credit.
Bethune, F.A., B.A.....	Trinity Coll. School.
Boddy, S.J., M.A.....	Toronto.
Brent, Henry, M.A., (Rector).....	Newcastle.
Briggs, Solomon, M.A.....	Stayner.
Broughall, A.J., M.A. (St. Stephens)....	Toronto.
Bull, G.A., B.A.,.....	Barton.
Burham, Mark, A.B.....	Peterboro'
Burt, F.....	Minden.
Carry, J., B.D.....	Holland Landing.
Cartwright, C.E., M.A.....	Pine Grove.

Cartwright, T.S.	Hamilton.
Cayley, J.D., M.A.	Whitby.
Chance, Jas. (Ind. Miss)	Garden River.
Checkley, W.F., M.A.	Barrie.
Cleary, R.	Mono.
Clementi, Vincent, B.D.	North Douro.
Cooper, H.C., B.A., (Rector)	Etobicoke.
Cooper, H.D., B.A., (Miss)	Fergus.
Cooper, W.E., M.A.	Port Colborne.
Creighton, J.	Welland.
Dade, C., M.A.	Georgetown.
Darling, W.S., (Asst. Holy Trin.)	Toronto.
Davidson, J., M.A.	Tecumseth.
Davies, H.W., B.D.	Toronto.
Disbrow, N.	Omeme.
Dixon, Alex., B.A (Rector)	Port Dalhousie.
Ellerby, T.S.	Toronto.
Farrer, M.A.	Westwood.
Fidler, A.J., B.A.	Cookstown.
Fletcher, John, M.A.	Oakville.
Fletcher, Jos., B.A.	Penetanguishene.
Flood, John, (Rector)	Dunnville.
Fornari, R.S., B.A.	Uxbridge.
Forster, W.R.	Mount Forest.
Francis, John	St. Catharines.
Fuller, T. Brock, D.D., D.C.L.	Toronto.
Geddes, J.G., M.A., (Rector)	Hamilton.
Givins, Saltern, (Rural Dean)	Yorkville.
Grant, Wm.	Streetsville.
Grasett, H.J., B.D., (Rector)	Toronto.
Greene, T., LL.D., (Rector)	Wellington Sq.
Greenham, Henry, (Rector)	Fort Erie.
Groves, F. J. S.	Norval.
Hallen, Geo. B.A.	Penetanguishene.
Harris, R. H., B.A.	Craighurst.
Hebden, John, M.A.	Hamilton.
Henderson, Alex., B.A.	Orangeville.
Hill, Bold Cudmore, A.M.	York.
Hill, Geo., S.J., M.A.	Unionville.
Hilton, John	Brockton, Toronto.
Hodge, T. P. (Rector)	York Mills.
Holland, H., M.A. (Rector)	St. Catharines.



Hosken, B. S.	Fenelon Falls.
Houston, Stewart, M.A.	Waterdown.
Ingles, C. L., M.A.	Drummondville.
Johnson, W. A.	Weston.
Jones, W. (Prof. Trin. Col.)	Toronto.
Jones, C. G.	Whitby.
Lampman, A., B.A.	Perrytown.
Langtry, John, M.A.	Toronto.
Leeming, R. (Superan)	Dundas.
Lett, Stephen, LL.D.	Collingwood.
Logan, William, M.A.	Cartwright.
Maccarther, J. G.	Norval.
Magill, G. J., B.A.	Cobourg.
Middleton, I., B.A.	Streetsville.
Morgan, E., (Assistant)	Barrie.
Morton, J.	Kenwick.
McCaul, J., LL.D.	Toronto.
McCollum, J. H., M.A.	Aurora.
McLeary, J.	Mulmur.
McLeod, D. I. F., M.A.	Chippewa.
Mackenzie, J. G. D., M.A.	Hamilton.
MacMurray, W., D.D., D.C.L.	Niagara.
MacNab, Alex., D.D.,	Bowmanville.
Nesbitt, G., B.A.	Huston.
Neville, E., D.D.	St. Thomas, Hamilton.
O'Meara, F.A., LL.D. (Rector)	Port Hope.
Osler, Featherston L., M.A.	Dundas.
Osler, H. Bath.	Lloydtown.
Palmer, Arthur, M.A. (Rector)	Guelph.
Ramsay, Sep. F., M.A.	Newmarket.
Read, Thomas B., D.D., (Rector)	Grimsby.
Ritchie, William, M.A.	Georgina.
Robarts, T. T., M.A.	Thorold.
Ruttan, C.	Bradford.
Sanson, Alex.	Toronto.
Scadding, Henry, D.D.	Toronto.
Shanklin, Robert (Rector)	Thornhill.
Sims, Jabez, W.	Manitoulin Island.
Smithe, H. W.	Norwood.
Stennett, Walter, M.A. (Rector)	Cobourg.
Stewart, A., M.A.	Orillia.

Stimson, E. Rush, M.A.....	Toronto.
Strong, S. S., D.D, LL.D.....	Ottawa.
Thomson, C. E., M.A.....	Elora.
Tremayne, F., M.A.....	Milton.
Trew, A. G. L., B.A.....	Toronto.
Van Linge, J.....	Grantham.
Vicars, John, A.B.....	Lindsay.
Vicars, Johnston (Miss'y).....	Rockwood.
Webbe, H., LL.B., B.C.L.....	Georgetown.
Whitaker, G., M A. (Trin. Col).....	Toronto.
Williams, A., B.A.....	Toronto.
Wilson, John, M.A.....	Grafton.
Westney, W., B.A.....	Saltfleet.
Worrell, J. B.....	Oshawa.
Wray, H. B.....	Muskoka.

## DIOCESE OF MONTREAL.

Very Rev. Dean Bethune, } D.D., Rector.....	Christ Church Cathedral..	} Montreal.	
Rev. P. W. Loosemore, } Senior Canon.....			
Rev. L. P. W. Balch, D.D., } Second Canon.....			
Rev. E. Wood, M. A.....	St. John the Evangelist.		
Rev. R. W. Norman, M.A.			
Rev. C. A. Daniel, Asst..			
Rev. Canon Bancroft, D.D. } Rev. J. P. Dumoulin, Asst. }	Trinity Church....		
Rev. Canon Bond, M. A., } Rural Dean.....	St. George's.		
Rev. J. Carmichael, Asst. }			
Rev. W. B. Curran, B. A.,	St. Stephen's..		
Rev. M. S. Baldwin, M. A.,	St. Luke's....		
Rev. J. Ellegood, M. A... }	St. James'...		
Rev. W. Wright, M. D., } Asst.....			
Rev. J. A. McLeod, M. A.,	St. Thomas'...		
Rev. J. D. Borthwick, Hochelaga.....			
Rev. T. M. Bartlett, M. A.,	Chaplain to the Forces.....		



Abbott, Rev. C. P.	South Stukely.
Allen, Rev. J.	St. Vincent de Paul.
Anderson, Rev. Canon	Sorel.
Brathwaithe, Rev. F. G. C., M. A.	Onslow.
Brethour, Rev. W., M. A.	Ormstown.
Brown, Rev. W. R.	Aylwin.
Balfour, Rev. A., Asst.	Lachine.
Constantine, Rev. J., M. A.	Stanbridge East.
Codd, Rev. F.	Lachute.
Dart, Rev. Wm. J.	Laprairie.
DuVernet, Rev. E., M. A., Rural Dean	Hemmingford.
Darnell, Rev. H. F.	St. John's.
Davidson, Rev. J. B., M. A.	St. Armand East.
Davidson, Rev. J. C.	Cowansville.
Evans, Rev. H. J.	Christieville.
Early, Rev. W. T.	Huntingdon.
Fyles, Rev. T. W.	Iron Hill.
Fortia, Rev. A.	Ely and North Stukely.
Fortin, Rev. O., B. A., Asst.	Sorel.
Fulton, Rev. J., M. A.	Franklin.
Fessenden, Rev. E. F.	Bolton Centre.
Godden, Rev. T., B. A.	Mascouche.
Godden, Rev. J.	Dunham.
Gribble, Rev. J.	Portage du Fort.
Johnston, Rev. J.	Hull.
Jones, Rev. W.	Granby.
Jenkyns, Rev. E. S.	Potton.
Kaapche, Rev. C. J.	Thorne.
Lonsdell, Rev. R., M. A., Rural Dean	St. Andrews.
Lewis, Rev. B. P., B. A.	Sabrevois.
Lockhart, Rev. A. D.	Lacolle.
Lancaster, Rev. C., Asst.	St. Thomas.
Lindsay, Rev. D.	Waterloo.
Lindsay, Rev. B., M. A.	Knowlton.
Leach, Ven. Archd., D.C.L., LL.D.	Lachine.
Merrick, Rev. W. C., M. A.	Berthier.
Merrick, Rev. J.	Kildare.
Montgomery, Rev. H.	St. Armand West.
Mussen, Rev. T. W., B. A.	West Farnham.
Neve, Rev. F. S.	Grenville.

Pyke, Rev. Jas.....	Vaudreuil.
Robinson, Rev. F., M. A.....	Abbottsford.
Robinson, Rev. Geo. C.....	Clarendon.
Rollit, Rev. J.....	North Gore and Wentworth.
Roy, Rev. Ed., Asst.....	Sabrevois.
Shand, Rev. Alex.....	New Glasgow.
Seaborn, Rev. W. M.....	Rawdon.
Slack, Rev. G., M. A., Rural Dean.....	Bedford.
Smith, Rev. P. W.....	Aylmer.
Strong, Rev. S. S.....	Buckingham.
Seaman, Rev. J.....	North Wakefield.
Smith, Rev. J.....	Sutton.
Sutton, Rev. E. G.....	Edwardstown.
Taylor, Rev. A. O.....	Milton.
Townsend, Rev. Canon, M. A.....	Clarenceville.
Thorndyke, Rev. C. F.....	Chambly.
Wurtele, Rev. L. C.....	Upton.
Whitten, Rev. A. T.....	West Shefford.
Young, Rev. T. A., M. A.....	Coteau du Lac.

## DIOCESE OF HURON.

Appleby, T. H., M.A.....	Clarksburg.
Armstrong, D.....	Moore.
Brough, C. C., A.M., Archdeacon.....	London.
Bettridge, W., B.D., Canon & Rural Dean.....	Woodstock.
Boomer, M., LL.D., Rural Dean.....	Galt.
Bartlett, H.....	Princeton.
Bayly, B., A.B.....	London.
Belcher, S.....	Thamesford.
Brookman, W.....	London.
Brock, Isaac, M.A., Pricpl. Huron College.....	London.
Caulfeild, St. G., LL.D., Rural Dean.....	St. Thomas.
Caulfeild, H.....	Mitchell.
Chase, H. P.....	Munceytown.
Clotworthy, W.....	Mount Pleasant.
Cooper, R. S.....	Invermay.
Curran, J. P.....	St. Mary's.
Cordner, R.....	Paisley.
Daunt, W.....	Bayfield.
Davis, W.....	Birr.



Deacon, D.....	Port Rowan.
Des Barres, T. C., M.A.....	Eastwood.
Du Bourdieu, S.....	Clinton.
Duane, D.W.....	Onondaga.
Elliott, A.....	Tuscarora.
Elliott, F. G.....	Sandwich.
Elwood, C. L., A.M., Canon & Rural Dean.	Goderich.
Evans, W. B., B.A.....	Durham.
Falls, A. S., A.B.....	Adelaide.
Fauquier, F. D.....	South Zorra.
Gibson, J. C., B.A.....	Warwick.
Grasett, E, M.A.....	Simcoe.
Gunne, J.....	Florence.
Greene, W.....	Sombra.
Hellmuth, I., D.D., Dean.....	London,
Halpin, H., A.M., Huron College.....	London.
Harding, F.....	Aylmer.
Harris, S.....	Simcoe.
Hill, R., B.A.....	Flesherton.
Hincks, J. P.....	Ingersoll.
Hodgkin, J. I., M.D.....	Kincardine.
Hughes, T.....	Dresden.
Hutchinson, J.....	Kirkton.
Hill, J., B.A.....	Rond Eau.
Hansom, T.....	Woodstock.
Jamieson, A.....	Baby's Point.
Jessopp, H. B., M.A.....	Berlin.
Johnson, C. C.....	Seaforth.
Jones, W. H., M.A.....	Tilsonburg.
Killogg, S. B.....	On leave.
Kennedy, J., M.A.....	Tyrconnell.
Keys, G.....	Exeter.
Low, G. J.....	London.
Logan, W.....	Millbank.
Mack, F.....	Amherstburg.
Marsh, J. W., M.A, Sec. Church Society.	London.
Mulholland, A. H. R., Rural Dean.....	Owen Sound.
Mulholland, J. G., A.M.....	Simcoe.
Mellish, H. F.....	Haysville.
Miller, A. E.....	Listowell.

Murphy, W.....	Wingham.
Nelles, A., Canon.....	Brantford.
Newman, E. E.....	Delaware.
Padfield, J.....	Burford.
Patterson, E., M.A.....	Stratford.
Patterson, R. S.....	Stratford.
Peake, C.....	Norwich.
Revell, H., A.M. (Superannuated).....	Woodstock.
Rally, W. B., M.A.....	New Hamburg.
Roberts, R. J., A.B.....	Newport.
Salter, G. J. R., M.A., Rural Dean.....	Sarnia.
Sandys, F. W., D.D., Archd. & Rural Dean.....	Chatham.
Sanders, T. E.....	Lucan.
Schulte, J., D.D.....	Port Burwell.
Smythe, J., M.A.....	London.
Softley, E.....	Walkerton.
Smith, J., W.P.....	Belmont.
Sweatman, A., M.A.....	London.
Starr, R.H., M.A.....	London.
Tibbitts, W., M.D.....	Port Dover.
Townley, A., D.D.....	Paris.
Usher, J.....	Branford.
Watson, T.....	Meaford.
Wilson, R.J., D.D.....	Morpeth.
Wood, W.....	St. Williams.
Wright, J. T.....	Wardsville.

## DIOCESE OF ONTARIO.

The Right Rev. JOHN TRAVERS LEWIS, D.D., LL.D., Lord Bishop.....	Kingston.
Very Rev. Jas. Lyster, LL.D., Dean.....	Kingston.
Ven. H. Patton, D.C.L., Archdeacon.....	Cornwall.
Anderson, G. A., M.A.....	Tyendinaga.
Armstrong, J. G., M.A.....	Hawkesbury.
Auston, H., B.A., Curate.....	Cornwall.
Baker, E. H. M.....	Hillier.
Beaven, E. W., M. A.....	Iroquois.
Bleasdell, W., M.A.....	Trenton.
Bogert, J. J., M.A., Rector.....	Napanee.
Boswell, E. J., D.C.L.....	Prescott.



Bousfield, T.	Kingston.
Bower, E. C.	Barriefield.
Brown, C.	Ashton.
Burke, J. W., B.A.	Almonte.
Bond, W., B. A.	Roslyn.
Bell, C. R.	Douglas.
Carroll, J.	Gananoque.
Cooke, A. W.	North Augusta.
Denroche, C. T.	Arnprior.
Dobbs, F. W.	Portsmouth.
Emery, C. P.	Pakenham.
Fleming, W., M.A.	Osgoode.
Forest, C., M.A.	Merrickville.
Fisher, A.	Finch.
Garrett, R.	Osnabruck.
Godfrey, Jas., B.A.	Huntley.
Grier, J., M.A., Rector.	Belleville.
Grout, G. W. G., M. A.	Stirling.
Gribble, J.	Horton.
Harding, R., Rector.	Adolphustown.
Harper, W. F. S., Rector.	Bath.
Harris, Jas., on leave.	Kemptville.
Henderson, W., M.A.	Pembroke.
Higginson, G. N., M.A.	New Edinburgh.
Jones, S., B.A., Christ Church.	Belleville.
Jones, T. B., LL.D., St. Albans'.	Ottawa.
Jones, K. L., B.A.	Madoc.
Kirkpatrick, F. W., M.A.	Wolfe Island.
Lyster, Jas, LL.D., Rector.	Kingston.
Lauder, J. S., M.A., Christ Church.	Ottawa.
Lewis, R., M.A., Rector	Maitland.
Loucks, E., Rector.	Morrisburgh.
Lewin, W., B. A.	Shannonville.
Macaulay, W., Rector	Picton.
May, J., M.A.	March.
Morris, J. A.	Nepean.
Morris, E., Retired.	Carleton Place.
Mulkins, H., Chap. Prov. Penitentiary.	Kingston.
Mulock, J. A., St. Paul's.	Kingston.

Merritt, D. P., B. A. ....	North Gower.
Moffat, W. B., Assistant, St. James'.....	Kingston.
Nesbitt, A. C. ....	Franktown.
O'Loughlin, A. J. ....	Sydenham.
Patton, Hy., D. C. L., Rector.....	Cornwall.
Parnell, T. A., Clerical Sec. of Synod....	Kingston.
Pettit, C. B., M. A., Rector.....	Richmond.
Plees, H. E., B. A. ....	Carrying Place.
Preston, J. A., M. A., Rector.....	Carleton Place.
Phillips, T. D. ....	Ottawa.
Rogers, R. V., M. A., St. James'.....	Kingston.
Rawson, C. W., B. A., Curate.....	Picton.
Stannage, J., Rector.....	Kemptville.
Stanton, T., B. A. ....	Clark's Mills.
Stephenson, R. L., M. A., Rector.....	Perth.
Stephenson, F. L., B. A. ....	Newboro'.
Spencer, A., Curate.....	Kemptville.
Shortt W. ....	Amherst Island.
Street, C. F., M. A., Curate, Christ Church.	Ottawa.
Tane, F. R. ....	Brockville.
Taylor, Thos., M. A., Retired.....	Richmond.
Tighe, S., B. A. ....	Milford.
White, G. W., M. A. ....	Smith's Falls.
Wilson, H., B. A., Curate.....	Kingston.
Windsor, S. B., M. A., Chap. to the Forces.	Kingston.

## DEACONS.

McMoline, J. K., M. A. ....	Lanark.
Garrett, T., B. A. ....	Cumberland.
Mockridge, C. H., B. A. ....	

## ( XI )

## UNFINISHED BUSINESS STANDING OVER FOR 5TH SESSION.

1. Further Consideration of Report of Committee on Canons.
2. Motion of Dean of Ontario, concerning Marriage Licences.
3. Motion of Rev. W. Bleasdel, concerning Reports of Births, Marriages and Deaths, required of Clergy without Compensation.
4. Motion of Rev. H. Holland, concerning Expediency of applying for an Act to Explain and amend 19 and 20 Victoria, Cap. 121.



5. Motion of Rev. H. Holland, that the Metropolitan should convene and preside over Meetings of Diocesan Synods for election of Bishops.
6. Motion of Rev. W. Bleasdel, concerning the appointment and duties of an Executive Committee.
7. Motion of Rev. Dr. Beaven concerning second Form of Prayer for the Governor General.
8. Motion of Rev. H. Holland, concerning the position of the unbeneficed Clergy.
9. Motion of Rev. H. Holland, concerning the collection and printing of Canons in Appendix.
10. Motion of Rev. Dr. Nicolls, concerning knowledge of Hebrew as a qualification of all Candidates for the Priesthood.
11. Confirmation of amendment of Article 28 of Constitution.
12. Nine Canons on Discipline, sent down from the House of Bishops.
13. Canon with reference to a Missionary Bishop.
14. Motion of Rev. H. Holland, with reference to the Resolutions and the address of the Bishops assembled at the Lambeth Conference.
15. Motion of Rev. H. Holland, with reference to amendment of No. 30 of the Rules of Order.
16. Motion of Rev. H. Holland, containing two amendments of No. 31 of the Rules of Order.
17. Motion of Rev. H. Holland, containing an amendment of No. 32 of the Rules of Order.
18. Motion concerning reduction of assessment from each Diocese to expenses of Provincial Synod.
19. Motion containing amendment of 12th Article of the Constitution.