L. S.

BRITISH COLUMBIA.

ANNO TRICESIMO UNO

VICTORIÆ REGINÆ.

* *

No. 9.

An Ordinance in Aid of the Trustees' Relief Act.

[1st *May*, 1868.]

WHEREAS an Act of the Imperial Parliament was passed in the Session of Parliament, holden in the 10th and 11th years of the Reign of Her present Majesty Queen Victoria, Chapter 96, entitled "An Act for better securing Trust Funds and for the relief of Trustees;" **Preamble.**

And whereas it is expedient more fully to enact and apply the same in all parts of the Colony of British Columbia;

Be it enacted by the Governor of British Columbia, with the advice and consent of the Legislative Council thereof, as follows:

I. "The Trustees' Relief Ordinance 1866," is hereby repealed, save as to all rights acquired and acts lawfully done thereunder. **Repeal of "Trustees' Relief Ordinance, 1866."**

II. The said first above recited Act of the 10th and 11th years of the Reign of Her Majesty Queen Victoria, Chapter 96, hereinafter called the said "Trustees' Relief Act," shall be and have the force of Law, and shall be deemed to have been so in force within the former Colony of British Columbia since the 19th day of November, A. D. 1858, and in the whole Colony of British Columbia since the coming into operation of "The English Law Ordinance, 1867." **Trustees' Relief Act to have force from 19th November, 1858.**

III. The Judge or Judges of the Supreme Court of Civil Justice of British Columbia on the mainland, shall as and from the 19th day of November, 1858, and the Judge or Judges of the Supreme Court of Civil Justice in Vancouver Island, shall as and from the coming into operation of the said "English Law Ordinance, 1867," be deemed to have had, and to have been competent to exercise within their respective jurisdictions, all the jurisdiction and powers conferred by the said "Trustees' Relief Act," upon the High Court of Chancery, the Lord Chancellor, and the Master of the Rolls in England respectively. **Confirms the jurisdiction of the Supreme Court under the Statute.**

IV. All payments and transfers heretofore made by order of any such Supreme Court, or purporting, or intended to have been so made to or through any Person, Company, or Bank, under the said "Trustees' Relief Act," or by virtue of any local Law or Proclamation of either the formerly separate Colony of British Columbia before Union, or of the United Colony of British Columbia since the coming into operation of "The English Law Ordinance, 1867," in relation to such Act, shall be deemed to have been lawfully made within the said "Trustees' Relief Act." **Confirms past payments and transfers.**

V. All payments and transfers which by the said "Trustees' Relief Act" ought in cases within the jurisdiction of the High Court of Chancery in England to be made at the Bank of England, may in cases within the jurisdiction of any or either of such Supreme Court or Courts of the United Colony of British Columbia be made or deposited in the name or to the account of the person Acting as Accountant General for the time being of such Court, at the Treasury of the Colony. **Provides for future payments and transfers.**

VI. The

Treasurer's receipt a good discharge.

VI. The receipt of the Treasurer of the said Colony, or any person acting as such Treasurer for the time being, shall be and be deemed to be in all cases within the jurisdiction of any, or either of such Supreme Court or Courts, as full and complete a discharge for the money therein specified to be received as the receipt of a Cashier of the Bank of England, in cases within the jurisdiction of the High Court of Chancery in England.

Invests Judge of Supreme Court with powers of Accountant General.

VII. All duties which in England may be performed by the Accountant General, may in this Colony be performed by the Judge of the Supreme Court in this Colony, within or in relation to whose jurisdiction such duties may be performed, but no fees shall be taken in respect thereof.

Short Title.

VIII. This Ordinance may be cited for all purposes as "The Trustees' Relief Ordinance, 1868."

Passed the Legislative Council the 27th day of April, A. D. 1868.

CHARLES GOOD, *Clerk of the Council.*

WILLIAM A. G. YOUNG, *Presiding Member.*

Assented to, in Her Majesty's name, this 1st day of May, 1868.

FREDERICK SEYMOUR,
Governor.

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