

1937

## c 376 Mining Schools Act

Ontario

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## CHAPTER 376.

## The Mining Schools Act.

Interpretation "union municipality."

**1.** In this Act "union municipality" shall mean a municipality composed of two or more townships. R.S.O. 1927, c. 341, s. 1.

By-laws for establishment of mining schools.

**2.**—(1) The council of any city, town, village, township or union municipality may by by-law provide for the establishment within such city, town, village, township or union municipality, or elsewhere, of a mining school, and may by the by-law provide for the levying of a special annual rate upon the whole of the rateable property thereof for any term not less than ten nor more than thirty years for the establishment or maintenance of such school or both, or for the leasing of buildings or land, or for the purchase of land and erection of buildings, or for the purchase and maintenance of machinery, furnaces and scientific apparatus, and all other things necessary for the treatment of any ore or other mineral in Ontario, and of all the appliances necessary for the treatment of such ores or minerals by reduction, smelting and other works as well as all appliances, works, methods and systems necessary for the separation, amalgamation, manufacture or other treatment of the metals thereby produced, and for the maintenance of the necessary teaching staff.

Assent of electors.

(2) No such by-law shall be finally passed until it has first received the assent of a majority of the electors of the municipality in the manner provided by *The Municipal Act* with respect to money by-laws. R.S.O. 1927, c. 341, s. 2.

Rev. Stat. c. 266.

Establishment of schools in portions of municipalities.

**3.**—(1) In case a petition is presented from any township forming part of a union municipality to the council of such union municipality praying for the passing of a by-law for any or all of the purposes mentioned in section 2, such council shall submit a by-law for the assent of the electors of such township in accordance with the prayer of the petition.

Council to pass by-law on assent of electors.

(2) Upon the assent of a majority of the electors of such township being obtained to the passing of the by-law, the council shall pass the same and levy and collect a special annual rate upon the whole of the rateable property within such township for any term of years not less than ten nor more than thirty years for any of the purposes in Section 2 mentioned. R.S.O. 1927, c. 341, s. 3.

4.—(1) Subject to the assent of the electors being first obtained as provided by section 2, the council of any city, town, village, township or union municipality may pass a by-law providing for the granting of aid by ways of bonus to any such school now or hereafter established either in any township forming part of such municipality or elsewhere.

Aid to mining schools from municipalities.

(2) If debentures are issued for the bonus or for raising money to pay the same such debentures shall not be payable within any period less than ten years nor more than thirty years after the issue thereof. R.S.O. 1927, c. 341, s. 4.

Term of debentures.

5. The council of any county may by by-law passed by the votes of two-thirds of the whole number of members thereof, grant aid to the extent of \$10,000 to any mining school now or hereafter established for any or all of the purposes mentioned in section 2. R.S.O. 1927, c. 341, s. 5.

Aid from counties.

6. Every school so established or aided shall be under the management and control of a board of trustees who shall be elected annually, one by each of the cities, towns, villages, townships or union municipalities granting such aid, and the trustees shall be a body corporate under the name of "The Board of Trustees of the Mining School of \_\_\_\_\_," and all the school land, buildings and property belonging thereto shall be vested in such corporation, and when any county council makes a grant such council shall be entitled to appoint one of the trustees of the board. R.S.O. 1927, c. 341, s. 6.

Board of trustees.

7. Every school so established shall be conducted in accordance with the regulations of the Department of Education, and every teacher or instructor employed therein shall, before entering upon his duties, obtain a certificate or permit from the Minister of Education. R.S.O. 1927, c. 341, s. 7.

Schools to be subject to regulations of Education Department.

8. If any such school is established or aided by one municipality only or one portion of a municipality, such municipality or the township granting such aid shall elect three trustees for the purposes mentioned in section 6, and where two municipalities or two townships forming a part thereof grant such aid, each of such municipalities or of such townships shall elect two trustees. R.S.O. 1927, c. 341, s. 8.

Number of trustees.

9.—(1) If at any time a school established under this Act is abandoned or if the trustees of any such school refuse or neglect to comply with a regulation of the Department of Education the Minister of Education may by an order in

Where school abandoned or departmental regulations violated.

writing signed by himself authorize the council or councils granting aid to such school to cease to collect or levy the rates hereinbefore provided for, and may direct the council to cease to pay over to the trustees of such school any sums in the hands of the council payable to the board.

Levying of rates not affected.

(2) This section shall not affect in any way the levying of rates for the payment of debentures issued under the provisions of this Act. R.S.O. 1927, c. 341, s. 9.

Application of railway aid clauses of Municipal Act.

Rev. Stat. c. 266.

**10.** Except where inconsistent with this Act the provisions of *The Municipal Act* with regard to granting aid by any municipality or portion of a municipality to a railway shall apply to the by-law which may be passed under this Act. R.S.O. 1927, c. 341, s. 10.

Election and powers of trustees.

**11.** The members of a board of trustees shall be elected in the manner provided for the election of municipal councillors within the municipality establishing such a school or granting such aid, and the trustees shall, in so far as the same are applicable with regard to the management and control of the mining school, possess the same powers and be subject to the same provisions of law as public school trustees. R.S.O. 1927, c. 341, s. 11.

Act to be read with Municipal Act.

Rev. Stat. c. 266.

**12.** Except where inconsistent therewith this Act shall be read and construed as if it formed part of *The Municipal Act* and shall apply to municipalities formed under section 24 of that Act. R.S.O. 1927, c. 341, s. 12.