



CHAPTER 93

An Act to incorporate The Saint Nicholas Russian Orthodox Church of Montreal

[Assented to, the 29th of April, 1941]

WHEREAS the Reverend George Burdikoff, Boris Preamble.

L. Kouterov, Valentine Zoukim, Philip Harit, John Zuke, Timothy Burdikoff, John Burdikoff and Gregory Mazur, all of the city of Montreal, in the Province of Quebec, have, by their petition, represented that they are adherents of the Russian Orthodox Church; that for the purpose of divine worship according to the tenets of the religion of the said Church, it is expedient and in the interest of the petitioners that they be incorporated in order that the corporation to be formed may, in its own name, acquire and possess property, moveable and immoveable, and that its clergy be empowered to perform the ceremonies of baptism, marriage and burial and to keep registers of acts of civil status and certify extracts therefrom; and

Whereas it is expedient to grant their prayer;

Therefore, His Majesty, with the advice and consent of the Legislative Council and of the Legislative Assembly of Quebec, enacts as follows: .

1. The Rev. George Burdikoff, Boris L. Kouterov, Valentine Zoukim, Philip Harit, John Zuke, Timothy Burdikoff, John Burdikoff and Gregory Mazur, and all other persons who may become members, are constituted a corporation under the name of "The Saint Nicholas Russian Orthodox Church of Montreal". Incorporation. Name.

2. All property, moveable and immoveable, real and personal, now held in trust for the said corporation under the name of The Saint Nicholas Russian Ortho- Transfer of property.

dox Church of Montreal shall be and the same is hereby transferred to and vested in the said corporation.

Rights and obligations of the corp.

3. The said corporation shall have and exercise all the rights belonging to ecclesiastical corporations, and shall be subject to all obligations enacted by law.

Power to acquire immoveables, etc.

4. The said corporation may, for the attaining of its objects, acquire property, moveable and immoveable, provided that the value of the immoveable property held by it at any time shall not exceed one hundred thousand dollars, and at any time may sell, lease, exchange, hypothecate or alienate such property or any part thereof; and the said corporation shall have power, for the purposes of the said corporation, to draw, make, accept and endorse bills of exchange, promissory notes and other negotiable instruments under the hand of its officers or others, as may be determined by the board of trustees.

Board of trustees.

5. The corporation shall be administered by a board of trustees, under the chairmanship of the rector of the said church, composed of church-wardens, a secretary and a treasurer, and of not more than six nor less than two members. The officers and members of the said board, except the chairman, shall be elected annually at the annual general meeting of the congregation of the said church. The said board shall have the same powers and duties, not incompatible with the provisions of this act, as a board of directors of a company incorporated by letters-patent, provided, however, that the board shall have power to act only by a majority of its members; the said board is authorized to adopt by-laws for the regulation and government of the said corporation, and for charitable purposes, with power to amend and repeal the whole or any part of the said by-laws as the board may deem expedient; provided always that none of its by-laws be inconsistent with this act, or with the laws of this Province, and provided further that the said by-laws, unless ratified at the next annual meeting of the corporation or at a special meeting held for the purpose, shall from and after the date of the said meeting cease to have effect.

By-laws.

Object of the corporation.

6. The object for which the corporation is formed is, in addition to the powers hereby given, to worship Almighty God according to the faith, doctrines, teach-

ings, usages and rites of the Russian Orthodox Eastern Church.

7. The corporation shall have a corporate seal, Seal. which shall be used, together with the requisite signatures of its executive officers, to authenticate all official documents.

8. As soon as possible after the coming into force of this act, a meeting of the members of the corporation shall be held in the city of Montreal for the purpose of electing a board of trustees. ^{First meeting.}

9. The date of the annual meeting of the corporation, the term of office of the trustees and the manner of their re-appointment may be determined by by-laws at the first annual general meeting or at any subsequent general meeting. ^{Organization.}

10. The corporation may keep, either in French or English, according to law, registers of acts of civil status and the minister in charge of the congregation shall have authority and power to keep registers of acts of civil status and to exercise in relation thereto all other civil powers appertaining to a minister of a congregation and the prothonotary of the Superior Court or any public officer authorized to authenticate registers of civil status shall authenticate registers for use by the said church when furnished with a certificate, signed by the secretary of the said church, attesting the election of its president and the appointment of his deputy for the aforesaid purpose. ^{Registers of civil status.}

11. When any such register is kept, as aforesaid, all acts of civil status recorded therein shall be signed by the officiating minister and by the president or his deputy and any marriage or baptism solemnized and any interment made by the said officiating minister, and so recorded, shall have the same legal effect as if the register had been kept by a minister legally authorized. ^{Signature of acts of civil status.}

12. Nothing in this act shall have the effect of withdrawing the corporation from being governed by the provisions of the charter, by-laws and regulations of any municipality where the said corporation may exer- ^{Provisions safeguarded.}

cise its powers or by the provisions of the Quebec Public Health Act.

Head office. **13.** The head office of the corporation shall be in the city of Montreal.

Annual report. **14.** The corporation shall, annually, in the month of January, and whenever required so to do by the Provincial Secretary, transmit to the Lieutenant-Governor in Council a detailed statement of its immovable property, a copy of its regulations and by-laws and the names of its officers.

Coming into force. **15.** This act shall come into force on the day of its sanction.