



## CHAPTER 139

An Act to repeal the act 3 Edward VII, chapter 94 (1903), and to apportion the undertaking of the Mutual insurance association of the bishoprics and educational and charitable institutions of the Province of Quebec between The *Fabriques* of Montreal Mutual Assurance and *L'Assurance Mutuelle des Fabriques de Québec* and to amend the powers of both the latter corporations

[Assented to, the 28th of April, 1939]

**W**HEREAS the *Fabriques* of Montreal Mutual Assurance, Preamble. *L'Assurance Mutuelle des Fabriques de Québec* and the Mutual insurance association of the bishoprics and educational and charitable institutions of the Province of Quebec have, by their joint petition, represented:

That the Mutual insurance association of the bishoprics and education and charitable institutions of the Province of Quebec was incorporated by an act of this Legislature, assented to the 25th of April, 1903, 3 Edward VII, chapter 94;

That *L'Assurance Mutuelle des Fabriques de Québec* was incorporated by the act 16 Victoria, chapter 149, amended by the acts 9 George V, chapter 122; 15 George V, chapter 125, and 1 George VI, chapter 142;

That the *Fabriques* of Montreal Mutual Assurance was incorporated by the act 16 Victoria, chapter 149, amended by the acts 18 Victoria, chapter 60; 35 Victoria, chapter 18; 41 Victoria, chapter 50; 57 Victoria, chapter 76, and 20 George V, chapter 143;

That these three corporations carry on, on the whole, the same kind of insurance with the same kind of insured;

That the Mutual insurance association of the bishoprics and educational and charitable institutions of the Province of Quebec wishes to discontinue its business and abandon its charter, The *Fabriques* of Montreal Mutual Assurance and *L'Assurance Mutuelle des Fabriques de Québec* being willing to accept its members and its property and to discharge its debts; and

Whereas the petitioners have prayed for the passing of an act for the above purposes and 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:

Provisions  
repealed, etc.

**1.** The act 3 Edward VII, chapter 94, is repealed and the Mutual insurance association of the bishoprics and educational and charitable institutions of the Province of Quebec, hereinafter called the Bishoprics Mutual Assurance, is dissolved.

Apportion-  
ment of  
members and  
property.

**2.** The members and the property of the Bishoprics Mutual Assurance are consequently apportioned between The *Fabriques* of Montreal Mutual Assurance and *L'Assurance Mutuelle des Fabriques de Québec*, to which they shall be respectively attributed, as follows:

a. All the members of the Bishoprics Mutual Assurance whose insured property is situated in the territorial division of the ecclesiastical province of Montreal and of the dioceses of Ottawa and Pembroke, shall become regular members of The *Fabriques* of Montreal Mutual Assurance; and, likewise, all the members of the said Bishoprics Mutual Assurance whose insured property is situated in the territorial division of the ecclesiastical province of Quebec, shall become regular members of *L'Assurance Mutuelle des Fabriques de Québec*;

b. All the property of the Bishoprics Mutual Assurance which is presently held and administered by its Montreal board of directors shall be attributed to The *Fabriques* of Montreal Mutual Assurance; and all that which is in a like manner held and administered by its Quebec board of directors shall be attributed to *L'Assurance Mutuelle des Fabriques de Québec*.

Duties and  
obligations.

**3.** In consideration of the provisions of the preceding section, The *Fabriques* of Montreal Mutual Assurance and *L'Assurance des Fabriques de Québec* shall, but each only for the affairs of the territorial division which concern it:

a. Discharge the debts of the Bishoprics Mutual Assurance and assume all its obligations;

b. Maintain in force, until the 1st of January, 1940, and honour, on the same footing as those issued by themselves respectively, the policies of the Bishoprics Mutual Assurance, upon the following conditions:

i. Without additional assessment for the current year, the policies in force on the 31st of December, 1938;

ii. At the rates in force on the day of their issue, the policies issued between the 1st of January, 1939, and the coming into force of this act;

c. Replace, upon application made prior to the 1st of January, 1940, the said policies of the Bishoprics Mutual Assurance by their own policies, upon the terms and conditions of their own regulations;

d. Pay, if they should occur, the losses for which the Bishoprics Mutual Assurance would have been held responsible under the terms of the policies issued by it.

4. a. The present secretaries of the Montreal and Quebec boards of directors of the Bishoprics Mutual Assurance shall, within sixty days from the coming into force of this act, draw up and certify three originals of a statement showing:

Statement to be made by secretaries.

i. The names and address of the insured in Bishoprics Mutual Assurance who are thus transferred to The *Fabriques* of Montreal Mutual Assurance, with the amount of insurance held by each insured; and the names and address of the insured in the said Bishoprics Mutual Assurance who are similarly transferred to *L'Assurance Mutuelle des Fabriques de Québec*, with the amount of insurance held by each insured;

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ii. The details of all the property, including the reserve fund, respectively attributed to The *Fabriques* of Montreal Mutual Assurance and *L'Assurance Mutuelle des Fabriques de Québec*, as well as all the debts and obligations debited to each corporation;

b. The *Fabriques* of Montreal Mutual Assurance and *L'Assurance Mutuelle des Fabriques de Québec* shall each receive one original of the said statement and the third original shall be forwarded to the Superintendent of Insurance of the Province of Quebec.

Originals.

Powers  
vested.

**5.** The *Fabriques* of Montreal Mutual Assurance and *L'Assurance Mutuelle des Fabriques de Québec* are vested with all the powers necessary for the purposes hereof.

Coming into  
force.

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