



CHAPTER 135

An Act to incorporate Slovak Evangelical Lutheran Congregation of the Unaltered Augsburg Confession of the Ascension

[Assented to, the 8th of April, 1938]

WHEREAS Joseph Fabry, minister; Koloman Skultety, fitter; John Stefik, labourer; Steve Klein, gentleman; Martin Vrtis, electrician; Jura Plesa, gentleman; Matej Elischer, shoe-presser; Andrew Klimo, moulder; George Vdovjak, cook; John Pavlus, janitor; Paul Dvorsky, labourer; Stefan Duga, labourer; Juraj Salaj, packer; Paul Placko, shoemaker; John Kostar, labourer; Andrew Kollar, grocer; John Duga, cook; Peter Gibel, labourer; Andrew Bartko, labourer; Michal Kis, grocer; Jan Comaj, labourer; Andrew Sabo, grocer; Adam Krukar, labourer; Michael Chochol, labourer; John Korchok, labourer; Jan Dubeci, labourer; Pavel Marko, gardener; Samuel Stefik, labourer; Tomas Dujka, carpenter; George Paska, painter, all of the city and district of Montreal, have, by petition, represented that they belong to the Christian religion and are adherents thereof, and that, for the purpose of Divine worship according to the tenets of the Slovak Evangelical Lutheran religion, it is expedient and in the interest of the petitioners that they should be incorporated in order that the corporation to be formed may, in its own name, acquire and possess property, moveable and immoveable, and do all acts that may be required for the purposes of its formation; 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:

- Incorporation.** **1.** Joseph Fabry, Koloman Skultety, John Stefik, Steve Klein, Martin Vrtis, Jura Plesa, Matej Elischer, Andrew Klimo, George Vdovjak, John Pavlus, Paul Dvorsky, Stefan Duga, Juraj Salaj, Paul Placko, John Kostar, Andrew Kollar, John Duga, Peter Gibel, Andrew Bartko, Michal Kis, Jan Comaj, Andrew Sabo, Adam Krukar, Michael Chochol, John Korchok, Jan Dubeci Pavel Marko, Samuel Stefik, Tomas Dujka, George Paska, and all other persons who may become members, are hereby constituted a corporation under the name of "Slovak Evangelical Lutheran Congregation of the Unaltered Augsburg Confession of the Ascension", with its principal place of affairs in the city of Montreal.
- Name.**
- Rights.** **2.** The corporation shall have and exercise all rights belonging to ecclesiastical corporations, and the right to render mutual assistance to the members of such corporation, and, in such case, the provisions of the Quebec Insurance Act shall apply to the said corporation, *mutadis mutandis*.
- Powers.** **3.** The corporation may have, hold and possess, and may acquire by purchase, gift, will or otherwise, any immoveable property in or near the city of Montreal that may be required for a church or place of worship, or for a house for the residence of the minister or officiating minister, or for a cemetery or a burial ground, or for any purpose of the said corporation, and may at any time sell the said property, or any part thereof, and acquire other immoveable property in lieu of the same, provided always that the use of the said land for a cemetery shall be governed by the laws respecting cemeteries and subject to section 9 of this act, and provided further that the immoveable property held by the said corporation shall not exceed on the whole a quantity of ten arpents in superficial extent, and the annual revenue or value thereof shall not exceed the sum of one hundred thousand dollars. Furthermore, the corporation shall not establish a cemetery or place of burial or a crematory in any municipality, without previously obtaining the consent of such municipality set forth in a by-law.
- Making of by-laws.** **4.** The corporation is authorized to make by-laws for the regulation and government of the said corporation, and shall have the power to amend and repeal the whole or any part of such by-laws as may be expedient, provided always that none of such by-laws be inconsistent with the laws of the Province of Quebec.

5. The corporation shall keep, according to law, either in the French or English language, registers of acts of civil status, and may, from time to time according to the laws, usage and custom, appoint a minister or officiating minister and may remove him and appoint another, or others, in his place, and the minister or officiating minister of the said corporation is hereby authorized and empowered to keep registers of acts of civil status, and to exercise in relation thereto all other civil powers appertaining to ministers of religious congregations.

Keeping of registers of acts of civil status.

The minister must be a British subject; and, in case the minister be not a British subject, the said registers of acts of civil status may be kept by the secretary of the congregation, who must be a British subject.

British subject.

6. The corporation may at any time sell, lease, exchange, hypothecate or alienate its property, or any part thereof, and acquire other immoveable property in lieu thereof, and the said corporation shall have the power, for the purposes of the congregation as an ecclesiastical corporation, to draw, make, accept and endorse all bills of exchange, promissory notes and other negotiable instruments under the signature of its officers or others, as may be determined by its board of directors.

Power to dispose of property.

7. In the event of the corporation receiving, by gift or will, any immoveable property in excess of that which it is hereby authorized to possess, the said gift or legacy shall not on that account be void, but the said corporation shall be bound, within three years from the date of its entry into peaceful possession of the said gift or legacy, to sell and dispose of the said immoveable property, or part of it, or some other of its immoveable property, in such manner that the immoveable property shall not exceed in annual value the sum of one hundred thousand dollars.

Disposal of excess property.

8. The corporation shall, whenever required so to do by the Provincial Secretary, transmit to the Lieutenant-Governor in Council a statement showing its immoveable property, the names of its officers and the situation of its principal place of affairs, and a certified copy of its rules and by-laws.

Transmitting of statement to Lt.-Gov. in C.

9. Nothing in this act shall have the effect of withdrawing the corporation from being governed by the provisions safeguarded.

Provisions safeguarded.

sions of the charter, by-laws and regulations of any municipality where the said corporation may exercise its powers, nor by the provisions of the Quebec Public Health Act.

Coming into
force.

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