



## CHAPTER 106

An Act respecting the parish of Notre-Dame de Lourdes

*[Assented to, the 20th of April, 1934]*

**WHEREAS** the rector and churchwardens of the new Preamble. parish of Notre-Dame de Lourdes, in the diocese of Joliette, have, by their petition, represented:

That, in order to erect the buildings required for worship, the rector and churchwardens of the new parish of Notre-Dame de Lourdes, in the diocese of Joliette, had to contract a debt of fifty-two thousand dollars;

That a loan for this amount was effected in accordance with the provisions of the law;

That provision was made for the reimbursement of such loan by means of annuities distributed over a period of fifty years;

That it would be prejudicial to the Catholic ratepayers of the said parish to apportion the whole of the said sum on the immoveables belonging to them, situated in the said parish;

That such an apportionment would greatly reduce the credit of each ratepayer in the said parish;

That it would be very costly to submit a new apportionment every year, to the formalities prescribed by chapter 197 of the Revised Statutes of Quebec, 1925:

That the said parish, besides its ordinary revenues every year, can count upon an extraordinary and varying revenue from organizations, gifts and other sources, and it is impossible to determine beforehand the amount which it will need every year to pay off the annuities due and the interest and costs occasioned by such loan;

That it is expedient, in the interest of the ratepayers of the said parish, to authorize the rector and churchwardens of the said parish to prepare, at least once a year, and when-

ever necessary, an apportionment which shall not be subject to the homologation of the civil commissioners for the erection of parishes; 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:

Yearly act of apportionment.

**1.** The *fabrique* of the parish of Notre-Dame de Lourdes, may make every year, for a period not exceeding fifty years, an act of apportionment or assessment on all land within the limits of the parish, belonging to Roman Catholics, to levy a sum sufficient to pay the principal, then matured, interest and sinking-fund or annuities, as the case may be, of the loan mentioned in the preamble to this act, and also the costs occasioned by such apportionment, by negotiating the loan, and by the passing of this act.

What apportionments to represent.

**2.** The amount of the apportionment thus imposed together with the amount of apportionment previously imposed shall be the first charge and the first privileged debt on the land subject thereto, under section 69 of the Parish and Fabrique Act (Revised Statutes, 1925, chapter 197), but the property-owners shall be bound and the land shall be affected only to the extent of the payments due on such apportionment.

Proviso.

Yearly, in certain case.

**3.** Such act of apportionment may be made every year when the ordinary and extraordinary revenues are insufficient to make the payments of the annuities due, interest and costs. Such apportionment may be for the whole sum required or merely for a portion, when monies from other sources have served to pay and discharge a portion of the debt.

Basing on valuation roll.

**4.** The act of apportionment shall be based on the valuation roll of the parish of Notre-Dame de Lourdes in force at the time of its preparation and it shall not be submitted to the approval of the civil commissioners appointed and acting under the Parish and Fabrique Act.

Drawing up, etc.

It shall be drawn up and prepared by the churchwarden in charge of accounts or any other person specially appointed and entrusted with the task by the acting churchwardens.

**5.** The act of apportionment shall be deposited on or before the 1st of October of each year in the office of the *fabrique*, where the interested parties may take cognizance thereof at the hours specified by the churchwardens. It shall be homologated by them on such day and at such hours as they shall fix by public notice posted and read at the door of the parish church at least eight days before. Such homologation shall have the same effect as the homologation by the civil commissioners acting under the Parish and Fabrique Act. Such apportionment shall, however, take effect only after being approved by the Ordinary of the diocese

**6.** The sum to be levied every year under such act of apportionment shall be exigible and payable at the date fixed by the board of churchwardens, and any sum not paid within thirty days of its maturity shall bear interest at the rate of six per cent per annum.

**7.** This act shall not be interpreted as repealing or restricting the general power of the *fabrique* to contract debts, or the powers, privileges and attributes conferred upon such *fabrique* by the general or special acts affecting it.

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

