



CHAPTER 109

An Act respecting the administration of certain property of
the Union of Municipalities of the Province of Quebec

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

WHEREAS the Union of Municipalities of the Province Preamble.
of Quebec has, by its petition, represented:

That the Union of Municipalities of the Province of Quebec was incorporated by letters patent dated the 14th of June, 1924, for the purpose of protecting and defending the interests of the various municipalities as members thereof;

That, since its incorporation, the Union of Municipalities of the Province of Quebec has accumulated a reserve capital and that it owes no sum to any person whatsoever;

That it is expedient to permanently create with the sums so placed in reserve and those which may be so placed in future, a fund, the capital whereof would be inalienable and unseizable, and to provide for the administration of such fund; and

Whereas it is expedient to grant the prayer to that effect contained in the said petition;

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

1. The Union of Municipalities of the Province of Quebec, incorporated by letters patent dated the 14th of June, 1924, is maintained as a corporation under the name of *L'Union des Municipalités de la Province de Québec*, (Union of Municipalities of the Province of Quebec), and from the date of the coming into force of this act, as regards anything not otherwise provided for in this act, shall be

governed by Part III of the Quebec Companies' Act (Revised Statutes, 1925, chapter 223) and by the provisions of the said Quebec Companies' Act and of any other act to which the said Part III refers.

Composi-
tion of cor-
poration.

2. The corporation shall consist of: (a) the following founders: Joseph Beaubien, of Outremont; Alexander Thurber, of Longueuil; Telesphore Damien Bouchard, of St. Hyacinthe; Peter William McLagan, of Westmount; Joseph Aquila Leclair, of Verdun; James Ballantyne, of Montreal West, and Ernest Boivin, of Granby; (b) of the municipalities which seek admission by a resolution of their council.

Powers.

3. The Union of Municipalities of the Province of Quebec may carry out all the purposes enumerated in the said letters patent and exercise all the powers conferred upon it by the said letters patent.

Annual
general
meeting.

4. The annual general meeting of the members shall be held, each year, at such place and time as shall be fixed by the executive committee, for the purpose of receiving the report of the directors and electing a board of directors for the ensuing year, and transacting such other business of interest to the corporation as may be submitted to the meeting.

Representa-
tion by
delegates.

5. A member-municipality shall be represented by delegates, the number of whom must not be greater than the number of the members of its council.

Procedure,
etc., at spe-
cial or
general
meeting.

6. Every special or general meeting shall consist of the founder members or of the delegates of the municipalities appointed by resolution of the council. Every delegate shall be entitled to one vote. No vote shall be given by proxy. The officers and directors of the corporation shall be elected from among the founder members and delegates holding the office of mayor, alderman or councillor. Only delegates appointed by members of the corporation having satisfied their obligations, that is to say not being in arrears in the payment of their contribution, shall be entitled to vote at the meeting.

Administra-
tion.

7. The affairs of the corporation shall be managed by a board of directors consisting of officers and directors.

Officers.

8. The officers of the corporation shall be a president and three vice-presidents.

9. The president and the three vice-presidents shall be elected at the annual meeting of the members of the corporation.

Election of president, etc.

10. The number of directors shall be not less than eight nor more than fifteen, exclusive of ex-presidents who become, *ipso facto*, directors of the corporation on the expiration of their term of office.

Number of directors.

11. Five directors shall retire each year, but they are eligible for reëlection.

Yearly retirement.

12. The directors must, at the first meeting of the board of directors held after the annual election, appoint, from amongst themselves, an executive committee of ten persons, including the president and the three vice-presidents *ex-officio*. Such committee shall transact the business of the corporation. Former presidents shall form part of the executive committee, in addition to the ten persons above mentioned.

Appointing of executive committee.

13. No remuneration shall be paid to any officer or director, except to the secretary-treasurer engaged by the executive committee.

Salary to secretary-treasurer.

14. A fund for the benefit of the Union of Municipalities of the Province of Quebec is hereby created, known under the name of "Endowment Fund of the Union of Municipalities of the Province of Quebec" and the executive of the said Union, must, within thirty days after the coming into force of this act, pay into such fund, out of the accumulated reserves which it now has in hand, a sum of twenty thousand dollars in securities or in money.

Creation of "Endowment Fund".

15. Each year, the executive of the Union of Municipalities of the Province of Quebec may appropriate a portion of its net annual profits to the accumulation of such fund provided that it be authorized by the members at their annual meeting and that the corporation owe no sum to any person whatsoever.

Part apportionment of net annual profits.

16. The Endowment Fund of the Union of Municipalities of the Province of Quebec shall be administered by a joint-committee, composed of three directors of the Union of Municipalities of the Province of Quebec appointed by the executive and of two representatives of a trust company regularly carrying on business in the Province of Quebec,

Administration of Endowment Fund.

Proviso. who may elect officers and decide from time to time upon the investment of the sums so placed in reserve, provided, however, that they be invested in the manner provided by Article 981*o* of the Civil Code.

Capital and revenues from Endowment Fund.

17. The capital and interest of the sums so deposited in the Endowment Fund shall be inalienable and unseizable; the committee in charge of such fund must, however, hand over each year to the executive of the Union of Municipalities of the Province of Quebec the revenues produced by the said fund to be applied to the yearly expenses. The annual general meeting of the Union of Municipalities may, however, but only on the affirmative vote of not less than four-fifths of the delegates present and entitled to vote, enact that a sum which shall never exceed one-tenth of the accumulated capital may be taken from such fund to be applied to pay a debt remaining in abeyance because all the other liquid resources have been exhausted. The total of the sums thus voted may, at no time, exceed ten per cent of the largest capital which shall have been accumulated.

By-laws for management of Fund.

18. The Union of Municipalities of the Province of Quebec may, from time to time, adopt by-laws concerning the management of such fund, the conditions required to vary the proportion of annual profits which must be set aside for its accumulation, and the amount which it must attain.

Deposit of certain sums.

19. The sums so set aside as an endowment fund must be deposited with a trust company in regular business in the Province of Quebec, but shall be administered by the committee mentioned in this act.

Endowment Fund and dissolution of corporation.

20. In the event of the dissolution of the Union of Municipalities of the Province of Quebec, abandonment of its charter, or discontinuance of its affairs for any reason whatsoever, the sums accumulated in the Endowment Fund at that time cannot be disposed of otherwise than by an act of the Legislature.

Coming into force.

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