



CHAPTER 152

An Act to incorporate Congregation Beth Achnesses Nusoch Hoari

[Assented to, the 15th of March, 1933]

WHEREAS Sam Yaphe, Hile Sacharen, Nathan Weinstein, Issak Herman, Morris Kunin, Hyman Isaac Lavut, Jack Halicman, Morris Shuster, Ralph Kantorovitch, Max Margolis, Nathan Pisanevsky, all merchants, of the city and district of Montreal, have, by petition, represented that they belong to the Jewish religion and are adherents thereof, and that, for the purpose of Divine worship according to the tenets of the Jewish 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:

1. Sam Yaphe, Hile Sacharen, Nathan Weinstein, Issak Herman, Morris Kunin, Hyman Isaac Lavut, Jack Halicman, Morris Shuster, Ralph Kantorovitch, Max Margolis, Nathan Pisanevsky, and all other persons who may become members, are hereby constituted a corporation under the name of "Congregation Beth Achnesses Nusoch Hoari", with its principal place of affairs in the city of Montreal.

2. The corporation shall have and exercise all the rights belonging to ecclesiastical corporations.

Rights of
corporation.

Holding,
etc., of
property.

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 synagogue or place of worship, or for a house for the residence of the rabbi or officiating minister, or for a cemetery or a burial ground outside the limits of the city of Montreal, 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, subject to section 10 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.

Consent for
cemetery.

4. The corporation shall not establish a cemetery or burial ground within the limits of a municipality without having previously obtained the consent of the said municipality, expressed by by-law.

Making, etc.
of by-laws.

5. The corporation is authorized to make by-laws for the regulation and government of the said corporation, and 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.

Keeping of
registers of
acts of civil
status.

6. 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 rabbi or officiating minister, and may remove him and appoint another, or others, in his place, and the rabbi 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.

Powers of
the cor-
poration.

7. 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 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, for the purposes of the corporation.

8. 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 ten 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 immoveables in certain case.

9. 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 statement showing its moveable and 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.

Statement to Lt.-Gov. in Council.

10. 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 exercise its powers, nor by the provisions of the Quebec Public Health Act.

Provisions safeguarded.

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

Coming into force.