



## CHAPTER 122

### An Act to amend the act to erect the parish of Saint-Jean-Baptiste de Québec

[Assented to, the 19th of February, 1932]

**W**HEREAS the *curé* and churchwardens of *l'Œuvre et Preamble.*  
*fabrique* of the parish of Notre-Dame de Québec and  
the *curé* and churchwardens of *l'Œuvre et fabrique* of the  
parish of Saint-Jean-Baptiste de Québec have, by their  
petition, represented:

That provision was made by chapter 44 of the Statutes of the Province of Quebec, 49-50 Victoria, assented to on the 21st of June, 1886, intituled: "An Act to erect the parish of Saint-Jean-Baptiste de Québec", for the erection of the parish of Saint-Jean-Baptiste de Québec, the partition of certain property which had belonged to the parish of Notre-Dame de Québec and the general attributing of the proportions of the assets and liabilities of the *fabrique* of Notre-Dame de Québec between the said *fabrique* of Notre-Dame de Québec and the *fabrique* of Saint-Jean-Baptiste de Québec, erected by the said act;

That it was enacted by section 8 of the said act that the cemetery of Notre-Dame de Belmont was to be the joint property of both *fabriques* in the proportion of two-thirds for that of Saint-Jean-Baptiste and one-third for that of Notre-Dame de Québec, and that the said cemetery was to be managed by a committee composed of the four churchwardens in office in each of the parishes, which committee was alone to be authorized to make the necessary expenses for the said cemetery;

That, under the said section 8, the said committee did not constitute a corporation but was formed only as the joint mandatary of the two owners of the said cemetery, to wit: the present petitioners;

That, by law, the powers of the said committee are necessarily restricted to the powers of a mandatary and that on account of the special provisions of the laws of this Province respecting *fabriques* it has become very difficult to manage the said cemetery and collect its revenues;

That they deem it to their interest that the powers of the said committee be extended and that it be incorporated with all the powers of civil corporations and more particularly the powers of *fabriques* in accordance with the various provisions of general law respecting cemeteries, interments and disinterments, and

Whereas it is expedient to grant the prayer 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:

49-50 Vict.,  
c. 44, s. 8,  
replaced.

**1.** Section 8 of the act 49-50 Victoria, chapter 44, is replaced by the following:

Property  
rights in  
N. D. de  
Belmont  
cemetery.

“**8.** The cemetery of Notre-Dame de Belmont shall be the joint property of both *fabriques*, in the proportion of two-thirds for that of Saint-Jean-Baptiste and one-third for that of Notre-Dame; and the said cemetery shall be managed by a committee composed of the *curés* in office of each of the said parishes, of three churchwardens of the parish of Saint-Jean-Baptiste de Québec, and of two churchwardens of the parish of Notre-Dame de Québec, appointed by the said *fabriques* respectively, which committee shall, for the purposes of the said management solely, including the concessions in the cemetery, constitute a corporation having its corporate seat at Quebec, under the name of “Corporation of Notre-Dame de Belmont Cemetery”, with all the powers of civil corporations, and, in addition, the rights and privileges of *fabriques* under the general laws with regard to the management of cemeteries and the interment and disinterment of bodies.”

Management  
by  
committee.  
Composition.

Incorporation.

Name.

Powers, etc.

Succession.

**2.** The Corporation of Notre-Dame de Belmont Cemetery shall succeed to the rights and obligations of the *fabriques* of Notre-Dame de Québec and Saint-Jean-Baptiste de Québec in connection with the concession of lots in the cemetery, subject, nevertheless, to the rights of the present grantees against the said *fabriques*.

Coming into  
force.

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