



CHAPTER 90

An Act to amend the Quebec Insurance Act

[Assented to, the 4th of April, 1930]

HIS MAJESTY, with the advice and consent of the Legislative Council and of the Legislative Assembly of Quebec, enacts as follows:

1. The Quebec Insurance Act (Revised Statutes, 1925, R. S., c. 243, chapter 243) is amended by inserting therein, after section ^{s. 61a, added.} 61 thereof, the following section:

“61a. The convening of the members for an annual or ^{Convening} special general meeting shall be made by means of a notice ^{of members.} published and posted up, at least five clear days before the meeting, at the door of the parish church, on a Sunday or feast day, in each parish in which there are members.”

2. Section 132 of the said act is amended:

R.S., c. 243,
s. 132, am.

a. By inserting therein, after the word: “premiums”, in the fifth line of the first paragraph thereof, the words: “or receiving commissions or other remuneration”;

b. By inserting therein, after the word: “any”, in the sixth line of the said first paragraph of the English version thereof, the word: “insurance”.

3. Section 134 of the said act, as amended by the act ^{Id., s. 134,} 18 George V, chapter 75, section 6, is again amended: ^{am.}

a. By replacing the first paragraph thereof, by the following paragraphs:

“134. An agent’s license may be issued to any person ^{Application} upon application fyled with the Superintendent of Insur- ^{for license.} ance in such form as may be prescribed, stating the applicant’s qualifications, the kind or kinds of insurance he

wishes to carry on, his responsibility and knowledge of the business of insurance.

Recommendation.

His application must be accompanied by a recommendation signed by the authorized representative:

- a. Of a registered life insurance company, if the agent wishes to transact life insurance only; or
- b. Of a registered life insurance company, and of a registered insurance company other than a life insurance company, transacting one of the classes of insurance mentioned in the application, if the agent wishes to transact life insurance and one or more other classes of insurance; or
- c. Of a registered insurance company, other than a life insurance company, transacting one of the classes of insurance mentioned in the application, if such application does not include life insurance."

b. By replacing the words: "of the firm or officers", in the fifth line of the second paragraph thereof, as replaced by the act 18 George V, chapter 75, section 6, by the words: "or employees or officers of the firm".

R. S., c. 243, s. 135, am.

4. Section 135 of the said act, as replaced by the act 18 George V, chapter 75, section 7, is amended:

a. By replacing the words: "licensed company", in the first line thereof, by the words: "registered company and every licensed agent if requested so to do";

b. By adding thereto, after the word: "its", in the fourth line thereof, the words: "or his";

c. By adding thereto, after the word: "it", in the sixth line thereof, the words: "or he".

Id., s. 141, am.

5. Section 141 of the said act is amended by replacing the words: "licensed by this Province", in the second line thereof, by the words: "registered with the Provincial Treasurer".

Id., s. 215a, replaced.

6. Section 215a of the said act, as enacted by the act 16 George V, chapter 61, section 1, and amended by the act 18 George V, chapter 75, section 15, is replaced by the following:

Reciprocal insurance.

"**215a.** Notwithstanding any law to the contrary, it shall be lawful for persons, firms, companies and corporations to exchange, enter into and carry out reciprocal contracts of indemnity or inter-insurance to provide indemnity against loss by fire, water, tornado, sprinkler leakage,

explosion, loss or damage to property resulting from an earthquake or lightning, or loss of use or occupancy caused by fire, or against any losses of a similar nature."

7. The French version of section 217 of the said act is amended by inserting therein, after the word: "ans", in the third line of paragraph 1 thereof, the words: "pour une somme". R. S., c. 243, s. 217, Fr. version, am.

8. The said act is amended by inserting therein, after section 217 thereof, the following sections: Id., s. 217a, 217b, added.

"**217a.** Nothing contained in section 217 shall apply to any contract of insurance: Insurance affecting children.

a. Upon the life of a child, which limits the amount payable, in the event of the death of a child at an earlier age than ten years, to the premiums that have been paid, with interest at the rate provided for in the contract but not exceeding six per cent per annum.

b. Upon the life of the parent, or guardian or benefactor of a child, which limits the amount payable, in the event of the death of a child at an earlier age than ten years, to the premiums that have been paid, with interest at the rate provided for in the contract but not exceeding six per cent per annum.

"**217b.** Notwithstanding any law to the contrary, a minor of the full age of fifteen years may insure his life for the benefit of his lawful heirs or any one or more of them." Minor's insurance for heirs.

9. Section 240 of the said act is amended: R. S., c. 243, s. 240, am.

a. By replacing the word: "The", in the first line of the first paragraph thereof, by the words: "To the exclusion of motor vehicle insurance contracts, the";

b. By replacing clause 11 of the Conditions of the Policy therein contained by the following:

"11. The company shall make good: loss caused by the explosion of natural or coal gas, in a building not forming part of gas works, and all other loss caused by fire resulting from an explosion, and all loss caused by lightning, even if it does not set fire." Explosion loss. Lightning.

10. The said act is amended by inserting therein, after section 240 thereof, the following: R.S., 243, s. 240a, added.

"**240a.** On and after the 4th of April, 1930, no motor vehicle insurance contract shall be executed or renewed except by an insurance policy approved by the Superintendent of Insurance as to its form and policy conditions." Insurance on motor vehicles.

R. S., c. 243,
s. 254, am.

11. Section 254 of the said act is amended:

a. By replacing the word: "four", in the third line of the first paragraph thereof, by the word: "twelve";

b. By replacing the words: "amount of the policies of each company in force", in the first and second lines of the second paragraph thereof, by the words: "premiums written by each company as shown".

Id., s. 278,
Fr. version,
am.

12. The French version of section 278 of the said act is amended by adding after the word: "sur", in the first line of paragraph 5 thereof, the words: "toutes licences et".

Coming into
force.

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