



## CHAPTER 114

An Act to incorporate *Hôtel-Dieu de Sherbrooke*

[Assented to, the 24th of February, 1927]

**W**HEREAS Reverend P. A. Bégin, priest, Dolor Biron, parish priest, Edmond Chartier, parish priest, Anselme Bois, parish priest, and Messrs. Téléphore Bélanger, accountant, Gédéon E. Bégin, accountant, Joseph Emile Noël, surgeon, J. A. C. Ethier, physician, D. O. E. Denault, merchant, Georges Henri Denault, merchant, Adrien Bérubé, physician, P. P. Beaudry, physician, Stanislas Fortier, gentleman, C. Omer Biron, notary, Ovila Noël, physician, have, by their petition, represented that it is in the interest of the public in general to form and organize a corporation under the name of *Hôtel-Dieu de Sherbrooke*;

Whereas they have prayed to be incorporated with all the powers hereinafter mentioned and it is expedient to grant such prayer;

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

**1.** The members of the administration board hereinbefore mentioned and who signed the petition, and all other persons who may hereafter be elected members of the administration board, are incorporated under the name of "*Hôtel-Dieu de Sherbrooke*".

**2.** The *Hôtel-Dieu de Sherbrooke* shall have the right to acquire the moveable and immoveable property of the *Hôtel-Dieu de Sherbrooke Incorporé* and to assume all the liabilities of the latter corporation. Such acquisition shall be made by notarial deed and signed by all the parties concerned.

**3.** The corporation shall have perpetual succession.

of the corporation.

and shall have the powers, rights and privileges pertaining to ordinary civil corporations, and it may:

- a. Have a common seal and alter it at will;
- b. Appear before the courts;
- c. Accept, acquire and possess, in any way recognized by law, rights and moveable and immoveable property, provided the annual revenue from the immoveable property belonging to the corporation and possessed by it, for revenue purposes, does not exceed two hundred thousand dollars;
- d. Administer its property and draw the revenues therefrom, rent, sell, exchange, cede and alienate the same in any way whatsoever, or otherwise dispose of same;
- e. Borrow money on the credit of the corporation;
- f. Issue bonds or other securities of the corporation and give the same in guarantee or sell them at the price and amount considered advisable;
- g. Hypothecate, mortgage or pledge the moveable and immoveable property of the corporation to secure the payment of such loans or other securities or give part only of such guarantees for the same purposes; the whole subject to the provisions of section 3 of chapter 229 of the Revised Statutes, 1925.

Objects and purposes of the corporation.

**4.** The objects and purposes for which the corporation is created by this act are:

- a. To admit sick persons as pauper patients, subject to the restrictions and regulations which shall be established by the by-laws of the corporation;
- b. To receive, tend and lodge, subject to remuneration or gratuitously, the infirm, poor and destitute sick in accordance with the regulations which may be established by the said by-laws;
- c. To promote the surgical and medical sciences, establish and develop laboratories for clinics, experimenting and scientific research, or coöperate with any other corporation in establishing and developing such laboratories for clinics, experimenting or scientific research, and, subject to section 1 and following of chapter 212 of the Revised Statutes, 1925, respecting anatomy, to practise dissection on bodies for the instruction of surgeons and physicians;
- d. To train nurses and mothers' aids and grant them certificates of capacity as such, in the conformity with the law.

Administration of affairs.

**5.** The affairs of the corporation shall be managed by an administration board consisting of a president, a vice-

president, a general manager, a chief surgeon, a secretary, a treasurer and eleven councillors.

The members of the administration board shall be elected for a period of five years. Nevertheless the first chief surgeon and the first general manager appointed shall remain in office for a period of ten years, provided the administration board adopts a resolution to that effect, after which period they or their successors shall be elected or reelected only for a period of five years.

Election of members of administration board.

All the members of the council of administration shall be subject to reelection.

Reelection.

**6.** The administration board shall have power to elect life-governors in consideration of a fee of one hundred dollars and an additional contribution of at least ten dollars a year.

Life-governors.

**7.** The election of the members of the administration board shall take place at the general meeting and shall be by the members of the corporation.

Election.

In the event of the death or resignation of a member of the administration board, the latter may, at its discretion, appoint another eligible member of the corporation, to replace the deceased member or the member who has resigned, for the remainder of the term for which the latter was elected.

Replacement.

**8.** At all meetings of the corporation, whether general or special, the members of the corporation shall be entitled to vote in person or by proxy and all questions shall be decided by the majority of votes so given.

Vote.

**9.** The administration board shall, in all matters, have the necessary powers to manage the affairs of the corporation, and may make, or cause to be made, for the corporation, any contract which the latter is authorized to make; and may, from time to time, pass by-laws not contrary to this act, respecting the appointment, functions, duties, and dismissal of all physicians, surgeons, chemists, agents and servants of the corporation; the security, if need be, which they shall give to the corporation; the convening of general and special meetings of the administration board and of the corporation; the quorum and procedure at such meetings; the question and employment of funds and endowments; the imposition and recovery of penalties and confiscations which may be determined by the by-laws; the attendance of medical students at the hospital; the control, restrictions and rules to be observed in admitting patients;

Powers, etc. of the administration board.

the aid to be given to the sick outside of the establishment, and the conduct to be observed in all other private affairs of the corporation.

Rules and  
by-laws.

These rules or by-laws shall have the same force as if they were incorporated in this act; and copies thereof, under the seal and purporting to be signed by the secretary of the administration board shall be received as *prima facie* evidence thereof in any court of justice.

Investment  
of funds.

**10.** The administration board may, from time to time, invest the funds or monies belonging to the corporation, in accordance with the provisions of article 981*o* of the Civil Code.

Power to  
purchase.

**11.** The administration board shall have the power to acquire any other hospital or hospitals, institutions for incurables, sanatoria for the treatment of tuberculosis or other diseases, convalescent homes or any other institutions of like nature.

Annual  
statement  
transmitted  
to Lt.-Gov.  
in C.

**12.** The corporation shall transmit to the Lieutenant-Governor in Council, annually in the month of January, and whenever thereunto required, a statement of the property held by the corporation, the names of its officers and a copy of its rules and by-laws.

Rights of  
holders of  
bonds.

**13.** The holders of bonds of the *Hôtel-Dieu de Sherbrooke Incorporé* may exercise their rights against the property of the *Hôtel-Dieu de Sherbrooke*, and the acquiring of the property of the *Hôtel-Dieu de Sherbrooke Incorporé* by the *Hôtel-Dieu de Sherbrooke* shall in no way prejudice the rights of the said bondholders against the property of the *Hôtel-Dieu de Sherbrooke Incorporé* and its guarantors.

Corporate  
seat.

**14.** The corporate seat of the corporation shall be in the city of Sherbrooke.

Coming into  
force.

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