



## CHAPTER 98

### An Act to incorporate Stanley Presbyterian Church

[Assented to, the 24th of March, 1926]

**W**HEREAS Reverend Allan S. Reid, clergyman, Montreal; James Wilson, chief clerk, Montreal; William H. Norkett, superintendent, Montreal; J. Edgar Gatehouse, merchant, Westmount; Ernest J. Scott, merchant, Westmount; John G. Pelton, manager, Westmount; Fred. A. Vass, manager, Westmount; Andrew Cross, manager, Montreal; Bryce D. Mitchell, merchant, Montreal West; E. A. de Rostaing, accountant, Montreal, and James Muir, gentleman, Westmount, have, by their petition, set forth that they are members of "Stanley Presbyterian Church", which owns and possesses a church building and dependencies situate on the southeast corner of Victoria and Westmount Avenues, in the city of Westmount, in the Province of Quebec;

Whereas at an annual meeting of the congregation of the said Church duly called and held in the church premises on the 18th day of February, 1925, it was unanimously decided and resolved to apply for an act of the Legislature of the Province of Quebec incorporating the present members in good standing of the said congregation and, all others who may hereafter become members, a body politic and corporate; and

Whereas it is expedient to pass an act for the above purposes;

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

**1.** The several persons hereinbefore named, together with the present members in good standing of Stanley Presbyterian Church and all other persons who may hereafter become members in good standing of the said

Incorporation.

Name.	Stanley Presbyterian Church, are constituted a body politic and corporate under the name of "Stanley Presbyterian Church" and shall have perpetual succession and the right to sue and be sued before the courts by its corporate
Corporate seat.	name, with its corporate seat in the city of Westmount, in the Province of Quebec, together with the following rights, powers and privileges which are hereby given and vested in the said corporation:
Rights, powers and privileges.	<p><i>a.</i> Notwithstanding the mortmain laws in force in the Province of Quebec, to acquire, hold and possess by purchase, donation, exchange, legacy or other title, such property, moveable and immovable, as may be necessary for the uses of the congregation, or otherwise, and to dispose of, alienate or hypothecate the same, provided that the annual value of immoveables owned by the corporation shall not exceed the sum of seventy-five thousand dollars;</p> <p><i>b.</i> To contract and be contracted with relative to its funds and property and the business and purposes for which it shall be constituted, including the right to borrow moneys for the purposes of the corporation;</p> <p><i>c.</i> To make and sign all bills of exchange, promissory notes and other instruments of a negotiable nature as may be necessary for the purposes of the corporation;</p> <p><i>d.</i> To found, maintain, conduct and contribute to schools, colleges or other institutions for the advancement of learning and religious and benevolent and charitable institutions, projects and funds;</p> <p><i>e.</i> To adopt such by-laws, rules and regulations for the government and administration of the affairs of and membership in the Church as shall be agreed upon by the members thereof, in accordance with the rules and forms of procedure of the Presbyterian Church in Canada, or such other rules and forms of procedure as may be decided on at a congregational meeting called for the purpose, and the doctrine and standards of the Church shall be those of the Presbyterian Church in Canada as same existed prior to the passing of the act 14-15 George V, chapter 100, of the Statutes of Canada, provided always that in voting upon all questions concerning or affecting the property rights of the corporation hereby created, only members in full communion who have been in good standing for at least one year shall be entitled to vote and no resolution in any way alienating, conveying, hypothecating or affecting the immovable property of the corporation hereby created shall be binding or acted upon unless and until adopted by the affirmative vote of at least sixty per cent of the members present and qualified to vote at a meeting duly called for the purpose.</p>

f. To keep, according to law, either in the French or English language, registers for acts of civil status.

**2.** No one shall be eligible for a call to the pastorate of the congregation but a minister in good standing of a church known by the name of Presbyterian, which holds the same doctrine as the congregation of the corporation formed by this act. <sup>Eligibility to pastorate.</sup>

**3.** The corporation shall forthwith be vested with all the property now belonging to the said congregation of the Stanley Presbyterian Church and more especially with the church property and dependencies and their contents, the immoveable property of the said Church, the title whereof is in the names of the trustees of the said Church, being more particularly described as follows: <sup>Vesting of property.</sup>

“An emplacement at the southeast corner of Westmount Avenue and Victoria Avenue in the city of Westmount; containing a total width of one hundred and thirty-seven feet and six-tenths of a foot in front on Westmount Avenue, and a width of one hundred and thirty-seven feet and one-tenth of a foot in rear, by a depth of one hundred and forty-three feet and three-tenths of a foot, and a superficial area of nineteen thousand six hundred and eighty-five feet, English measure, and more or less; composed of the whole of subdivision numbers ninety-nine (99), one hundred (100) and one hundred and one (101) and part of subdivision number one hundred and two (pt. 102) of lot number two hundred and seventeen (217) of the official plan and book of reference of the parish of Montreal. The portion of said subdivision number one hundred and two (102) containing a width of eighteen feet and three-tenths of a foot in front and in rear by a depth of one hundred and thirty-seven feet and two-tenths of a foot in the northwest line and one hundred and thirty-seven feet and one-tenth of a foot in the southeast line, and is bounded in front by Victoria Avenue, and in rear by part of subdivision eight (8) of lot number two hundred and eighteen (218), on one side to the northwest by said subdivision numbers ninety-nine (99), one hundred (100) and one hundred and one (101), and on the other side to the southeast by the residue of the said subdivision number one hundred and two (102). With the church and its dependencies thereon erected and with all permanent fixtures, fittings and appliances therein”. <sup>Description.</sup>

**4.** All debts or liabilities at any time before the coming in force of this act legally contracted by said Stanley Presbyterian Church or the trustees thereof in their said quality are and shall be assumed and be payable by the corporation. <sup>Assumption of debts.</sup>

Registra-  
tion.

**5.** A notice on behalf of the corporation signed by the chairman of the board of managers, or any member of the said board, addressed to the registrars of any registration division, in which the immoveable properties affected by this act may be situated, shall be valid and sufficient for all registration purposes and shall authorize said registrars to make all necessary entries relating thereto with respect to the transfer of the immoveable properties authorized by this act.

Power of  
majority of  
members to  
exercise any  
right, etc.,  
vested in  
corporation.

**6.** Subject to the provisions of paragraph *e* of section 1 hereof a majority of members of the congregation present at any duly called meeting of the corporation shall have full power and authority to exercise any right, power or privilege of the corporation, provided the purpose of the meeting shall have been specified in the notice calling the meeting. Notice of general meetings of the corporation shall be duly given if announced from the pulpit at two church services on the Sabbath immediately preceding.

Notice of  
general  
meetings.

Coming into  
force.

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