



CHAPTER 104

An Act to incorporate *L'Institut des Sœurs de Ste. Marthe de St. Hyacinthe*

[Assented to, the 11th of March, 1926]

WHEREAS Léocadie Quintin, in religion Sister du Cœur de Jésus; Clara Cabana, in religion Sister Marie de Cléophas; Elise Boudreault, in religion Sister Ste. Hélène; Clémence Jean, in religion Sister St. Rémi, and Joséphine Boudreault, in religion Sister St. André, all five now residing at St. Hyacinthe, members of *L'Institut des Sœurs de Ste. Marthe de St. Hyacinthe*, a religious community having its chief establishment in the city and district of St. Hyacinthe, have, by their petition, represented:

That *L'Institut des Sœurs de Ste. Marthe de St. Hyacinthe* was duly established as a religious community with the approval of His Lordship the Bishop of St. Hyacinthe;

That the object of the said Institute, of which they are members, is to accomplish and do material and spiritual charitable works, by founding orphanages, asylums and educational establishments, by devoting itself to instruction and all kinds of educational work, and by attending to the material welfare of bishoprics, seminaries, colleges and other religious houses;

That this petition has been approved by His Lordship the Bishop of St. Hyacinthe;

That the said community desires to obtain civil recognition and to be legally incorporated for the above purposes;

That said community has prayed for the passing of an act to define its rights and powers, particularly as to the corporate rights of the community, its objects and mission, internal government and legal capacity to adopt by-laws, to contract, to acquire moveable and immoveable property and the same to alienate, hypothecate and pledge generally, to borrow on the credit of such corporation and contract

loans by issuing bonds guaranteed on its moveable and immoveable property, present and future, by hypothec, mortgage or pledge, if necessary, with power to grant such hypothec, pledge or mortgage to trustees representing the creditors, by means of one or more deeds of trust, or in any other manner, and to secure all powers generally possessed by religious corporations and all those granted by law to ordinary civil corporations, with special power and authority to establish religious houses, orphanages, asylums and educational buildings, to devote itself to instruction and educational work generally, to undertake the material care of bishoprics, seminaries, colleges and other religious houses, to have a cemetery on the property of its mother-house for the burial of its deceased members and of all persons connected with the undertaking, whom it deems itself morally or otherwise obliged to place in such cemetery; and

Whereas 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:

Incorporation.

1. Léocadie Quintin, in religion Sister du Cœur de Jésus; Clara Cabana, in religion Sister Marie de Cléophas; Elise Boudreault, in religion Sister Ste. Hélène; Clémence Jean, in religion Sister St. Rémi and Joséphine Boudreault, in religion Sister St. André, all five now residing at St. Hyacinthe, members of *L'Institut des Sœurs de Ste. Marthe de St. Hyacinthe*, and all others now members of the said community and those who shall hereafter form part of the said community or corporation hereinafter mentioned, in accordance with its rules, constitution and by-laws, are incorporated under the name of "*L'Institut des Sœurs de Ste. Marthe de St. Hyacinthe*".

Name.

Perpetual succession.

2. The said corporation shall, under such name, have perpetual succession.

Principal seat.

3. The principal seat of the corporation shall be in the city of St. Hyacinthe, but any other place in the Province may be chosen for such principal seat by by-law of the corporation approved by the Lieutenant-Governor in Council and published in the *Quebec Official Gazette*.

Powers, rights and privileges.

4. The corporation 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 as plaintiff or defendant, and transact or compromise;

c. Accept, acquire and possess, according to law, rights and moveables and immoveables, provided the annual revenue from the immoveables belonging to the corporation and possessed by it, for revenue purposes, does not exceed one hundred thousand dollars;

d. Administer its property and draw the revenues thereof, exploit, 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 or mortgage its immoveables and pledge the moveables and immoveables of the corporation for the purpose of such loans and to assure the payment of such bonds or other securities or give a part only of these guarantees for the same object; and constitute the above-mentioned hypothec, mortgage or pledge, by a deed of trust in favour of trustees representing the creditors or in any other way;

h. Adopt, for its organization and management, for the administration of its property and the employment of its funds, and generally for all purposes cognate to its object, intent and mission, for the realization of its undertaking, for the carrying out of its aims and the exercise of its powers, the by-laws and regulations, which it may think proper, and repeal, amend and change the same, provided they contain nothing contrary to the laws of this Province.

5. The said corporation may also:

Additional powers.

a. Establish, wherever it may deem useful and expedient in the Province of Quebec for the carrying out of its foundation, object, intent and mission, religious houses, novitiates, orphanages, asylums and educational buildings;

b. Devote itself to instruction and educational work in the fullest meaning of the words;

c. Undertake and look after the material welfare of bishoprics, seminaries, colleges and other religious houses;

d. Subject to the laws of the Province and the control of the ecclesiastical authorities, engage in occupations which are calculated to aid in its maintenance, and, especially, may receive women who wish to live in its houses and may give lessons.

6. The said corporation may establish a cemetery on the property of its mother-house, for the burial of the mortal remains of its deceased members or of any persons whom the said corporation deems itself morally or otherwise obliged to bury in such cemetery, upon conforming to the Power to establish cemetery.

conditions and formalities of health laws and regulations in force.

Adminis-
trative
council.

7. The corporation shall be directed and administered by an administrative council composed of the superioress and four assistants chosen and appointed by the General Chapter of the Community.

Corporate
action and
representa-
tion.

8. For the purposes of this act or of anything done under its authority, the corporation shall be represented and act in its corporate name through its superioress and depositary, or through two other nuns authorized to that effect by resolution of the council of the said community.

Annual
statement
to Lt.-Gov.
in Council.

9. 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.

Coming into
force.

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