



CHAPTER 109

An Act to incorporate "New Beth Jehuda Synagogue"

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

WHEREAS Samuel Guttman, Solomon Weiser, Philip Fainer, William Ziff, Morris Mendelsohn, Aaron Darabaner, Abraham Marcovitch, Nathan Ship, Sam Sternklar, Elias Herscovitch, Joseph Lonn, Jacob Rosenberg, Solomon Schlosberg, Abraham Cohen, Sam Pollack and Joseph Spier, all merchants, of the city and district of Montreal, have, by petition, represented that they belong to the Jewish religion and are adherents thereof, and that, for the purpose of divine worship according to the tenets of the Jewish religion, it is expedient and in the interests of the petitioners that they should be incorporated in order that the corporation to be formed may, in its own name, acquire and possess property, moveable and immoveable, and do all acts that may be required for the purposes of its formation; and

Preamble.
Fainer, William Ziff, Morris Mendelsohn, Aaron Darabaner, Abraham Marcovitch, Nathan Ship, Sam Sternklar, Elias Herscovitch, Joseph Lonn, Jacob Rosenberg, Solomon Schlosberg, Abraham Cohen, Sam Pollack and Joseph Spier, all merchants, of the city and district of Montreal, have, by petition, represented that they belong to the Jewish religion and are adherents thereof, and that, for the purpose of divine worship according to the tenets of the Jewish religion, it is expedient and in the interests of the petitioners that they should be incorporated in order that the corporation to be formed may, in its own name, acquire and possess property, moveable and immoveable, and do all acts that may be required for the purposes of its formation; and

Whereas it is expedient to grant their prayer;

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

1. Samuel Guttman, Solomon Weiser, Philip Fainer, William Ziff, Morris Mendelsohn, Aaron Darabaner, Abraham Marcovitch, Nathan Ship, Sam Sternklar, Elias Herscovitch, Joseph Lonn, Jacob Rosenberg, Solomon Schlosberg, Abraham Cohen, Sam Pollack and Joseph Spier and all other persons who may become members are hereby constituted a corporation under the name of "New Beth Jehuda Synagogue", with its principal place of affairs in the city of Montreal.

2. All property, moveable and immoveable, which may be held in trust for the said corporation should be, and the same is hereby transferred and vested in the said corporation.

moveable
property.

tion, and the corporation shall have and exercise all rights belonging to the said corporation, and shall be subject to all obligations contracted by it.

Rights of
corporation.

3. The corporation shall have and exercise all the rights belonging to ecclesiastical corporations, with the right to render mutual assistance to the members of such corporations. For the purposes of mutual assistance, all the provisions of the Quebec Insurance Act shall apply *mutatis mutandis*.

Mutual
assistance.

Power to ac-
quire im-
moveable
property,
etc.

4. The corporation may have, hold and possess, and may acquire, by purchase, gift, will or otherwise, any immoveable property in or near the city of Montreal that may be required for a synagogue or place of worship, or for a house for the residence of the rabbi or officiating minister, or for a cemetery or a burial ground outside the limits of the city of Montreal, or for any purpose of the said corporation, and may at any time sell the said property, or any part thereof, and acquire other immoveable property in lieu of the same, provided always that the use of the said land for a cemetery shall be governed by the laws respecting cemeteries, subject to section 10 of this act, and provided further that the immoveable property held by the said corporation shall not exceed on the whole a quantity of ten arpents in superficial extent, and the annual revenue or value thereof shall not exceed the sum of one hundred thousand dollars.

Cemetery.

The corporation, however, shall not establish a cemetery or burial place within the limits of a municipality without having previously obtained the consent of such municipality, set forth in a by-law.

Power to
make by-
laws.

5. The corporation is authorized to make by-laws for the regulation and government of the said corporation, and to amend and repeal the whole or any part of such by-laws as may be expedient, provided always that none of such by-laws be inconsistent with the laws of the Province of Quebec.

Power to
keep regis-
ters of civil
status.

6. The corporation shall keep, according to law, either in the French or English language, registers for acts of civil status, and may, from time to time, according to the laws, usage, and custom, appoint a rabbi or officiating minister, and may remove him and appoint another, or others in his place, and the rabbi or officiating minister of the said corporation is hereby authorized and empowered to keep registers for acts of civil status, and to exercise in relation

thereto all other civil powers appertaining to ministers of religious congregations.

7. The corporation may at any time sell, lease, exchange, hypothecate or alienate its property, or any part thereof, and acquire other immoveable property in lieu thereof, and the said corporation shall have the power to draw, make, accept and endorse all bills of exchange, promissory notes and other negotiable instruments, for the purposes of the congregation, under the signature of its officers or others, as may be determined by its board of directors.

Power to sell, etc., properties.
Power to draw, etc., bills of exchange, etc.

8. In the event of the corporation receiving, by gift or will, any immoveable property in excess of that which it is hereby authorized to possess, the said gift or legacy shall not on that account be void, but the said corporation shall be bound, within three years from the date of its entry into peaceful possession of the said gift or legacy, to sell and dispose of the said immoveable property, or part of it, or some other of its immoveable property, in such manner that the immoveable property shall not exceed in annual value the sum of one hundred thousand dollars.

Sale of surplus properties.

9. The corporation shall, in the month of January of each year and whenever required so to do by the Provincial Secretary, transmit to the Lieutenant-Governor in Council a statement showing its moveable and immoveable property, the names of its officers and the situation of its principal place of affairs, and a certified copy of its rules and by-laws.

Annual statement to Lt.-Gov. in Council.

10. Nothing in this act shall have the effect of withdrawing the corporation from being governed by the provisions of the charter, by-laws and regulations of any municipality where the said corporation may exercise its powers, nor by the provisions of the Quebec Public Health Act.

Provisions applicable.

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

Coming into force.

