

13. The present officers and directors of the King Edward Sick Benefit Association of Montreal shall be constituted members of the corporation to be formed, and shall be entitled to all the rights, privileges and benefits to be conferred by the act of incorporation, as well as all other persons who shall become members of the present corporation.

14. Nothing in this act shall have the effect of taking the corporation out of the control of the provisions of the charter, laws and by-laws of the municipalities in which the said corporation intends to exercise its rights or of the provisions of the Quebec Public Health Act.

15. The corporation shall transmit to the Lieutenant-Governor in Council, when thereunto required by the Provincial Secretary, a detailed statement of its moveable and immoveable property, the names of its officers and a certified copy of its rules and regulations.

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

CHAP. 151

An Act to provide for the amalgamation of the Montreal General Hospital and the Western Hospital of Montreal

[Assented to, 25th of February, 1921]

WHEREAS the Montreal General Hospital and the Western Hospital of Montreal have, by their petition, represented:

That the Montreal General Hospital was incorporated under and by virtue of certain letters patent of His late Majesty George IV, duly issued on the 30th of January, 1823, under the great seal of the then Province of Lower Canada, which charter was amended by the acts 22 Victoria, chapter 116, and 9 Edward VII, chapter 131;

That the said letters patent and the said acts 22 Victoria, chapter 116, and 9 Edward VII, chapter 131, were replaced by the act 1 George V (1st session), chapter 96, which has been since amended by the acts 7 George V, chapter 104, and 8 George V, chapter 135;

That the Western Hospital of Montreal was incorporated by the act 37 Victoria, chapter 40, which has since been amended by the act 7 Edward VII, chapter 122;

That the said Montreal General Hospital and the said Western Hospital of Montreal are desirous of being amalgamated into one corporation to be known as "The Montreal General Hospital";

That this amalgamation is necessary in order to provide for the more efficient and economical administration of the two hospitals, to create a union of interest in the care of the sick and in similar activities throughout the city of Montreal;

That for this reason it is expedient that a new corporation be constituted to be substituted for the corporations heretofore existing under the names of the Montreal General Hospital and the Western Hospital of Montreal, such new hospital to be known as "The Montreal General Hospital";

Whereas it is expedient to grant said petition;

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

Provisions replaced.

1. The said acts 37 Victoria, chapter 40, 7 Edward VII, chapter 122, 1 George V (1st session), chapter 96, 7 George V, chapter 104, and 8 George V, chapter 135, are replaced by the present act.

Corporation created and substituted for others.

2. The corporation hereby constituted is substituted to all intents and purposes for the two corporations which existed under the acts repealed by the foregoing section, and succeeds to them in all their rights, privileges, powers and obligations, and all their property and assets are hereby vested in the corporation hereby constituted, and the corporation hereby constituted shall be held to have assumed all their obligations or liabilities of every kind and nature.

Name.

3. The present life governors of the Montreal General Hospital and the present governors for life of the Western Hospital of Montreal and all other persons who shall hereafter be elected life governors of the corporation hereby constituted shall be and are constituted a corporation under the name of "The Montreal General Hospital"; and all persons who shall after the date of the coming into force of this act be elected life governors must qualify therefor by payment of a fee, subject to a further contribution on their part of an annual fee, the amount of such fee for qualification and the amount of such annual contribution for life governors to be decided by the board of management of the corporation, which board is granted the necessary powers for that purpose.

Qualification of future life governors.

4. The said corporation shall have a perpetual succession and may have a common seal with power to change, alter, break and renew the same as often as they deem proper; and the said corporation may under the said name contract and be contracted with, sue and be sued, implead and be impleaded, prosecute and be prosecuted in all courts and places whatsoever in this Province. Powers.

5. The said corporation shall have the right to take, hold, possess and use all immoveable property, and all money or moveable property which may legally have been or may be hereafter given, granted, purchased, appropriated, devised or bequeathed in any manner whatsoever for, to or in favour of the Montreal General Hospital or the Western Hospital of Montreal, for the purposes for which the said corporation is hereby created, and upon such terms and conditions not inconsistent with the purposes hereof as the donor or testator thereof may impose, provided the net annual revenue from the immoveables it may hold in the Province for revenue purposes only, not including the immoveables they already possess or those that they may acquire in place of the latter, or with the proceeds of the same, shall not exceed three hundred thousand dollars. Powers.

In the event of the said corporation acquiring by legacy, gift or otherwise, any immoveable property over and above what it is authorized to hold, such acquisition shall not be null on that account, but the said corporation shall be bound, within ten years from the coming into possession of the said property, to sell or alienate the same or any other of its properties so as not to exceed the amount above specified.

The said corporation shall have the power to sell and convey, let or lease the immoveable and moveable property appertaining to it.

The said corporation shall also have the power to borrow money for the purposes of the hospital and to issue bonds, debentures or debenture stock therefor, and to hypothecate, mortgage or pledge any property, moveable or immoveable, which it may own, to secure such loans, bonds, debentures or debenture stock.

6. The intents and purposes for which the said corporation is hereby created are declared to be,— Objects.

the admission and care of sick and injured persons, subject to such limitations and charges as may be hereafter determined upon and settled by the by-laws of the said corporation;

the admission and care of sick and injured persons as pauper patients, subject to such limitations and regulations as may be determined by the said by-laws;

the granting of relief to persons requiring the same by reason of accident;

the giving of medical advice and medicine and treatment to the poor, subject to such limitations and regulations as may be determined by the said by-laws;

the giving of instruction in medicine, surgery and nursing;

the establishment or acquisition and the carrying on of homes for incurables, and for aged and infirm persons, and sanatoria for the treatment of tuberculosis and other diseases, and convalescent homes and nurses' residences and homes, and nurses' clubs and any other institutions of a similar nature.

Board of management.

7. The affairs of the corporation shall be managed by a board of management which shall be composed of the president, the two vice-presidents, the secretary and the treasurer and fifteen life governors, who shall all be elected at a general meeting of the corporation to be held after the sanction of this act; the said president, vice-presidents, secretary and treasurer being elected for a term ending one year after the first annual meeting of the corporation; the said governors being elected five for a term of one year after the first annual meeting, five for a term of two years after the first annual meeting and five for a term of three years after the first annual meeting, and thereafter the five senior members shall retire annually and five be elected to replace them, the retiring members being eligible for re-election.

Vacancies, how filled.

8. In case of death, resignation or disqualification of an officer or a member of the board of management, it shall be in the discretion of the board of management to name another qualified member of the corporation to serve in his stead for the unexpired remainder of the term for which he was elected.

Officers to be elected.

9. The corporation shall at every annual meeting, except the first annual meeting, elect from the qualified members of the corporation,—

- a. a president;
- b. two vice-presidents;
- c. a treasurer;
- d. a secretary;
- e. a board of management.

10. At all meetings of the said corporation, whether the same be general or special, every member thereof who has paid up to and including the previous year's subscription shall be entitled to one vote; said vote shall be given in person, and all questions shall be determined by the majority of votes so given.

Each member to have one vote.

11. The said board of management shall have full power in all things to administer the affairs of the corporation, including the appointment and removal of the medical and surgical staff and all other officers, agents and servants of the corporation, and may make or cause to be made for the corporation any description of contract which the corporation may by law enter into; and may from time to time make by-laws not contrary to law nor to this act to regulate the appointment, functions, duties and removal of all physicians, surgeons and apothecaries and all agents, officers and servants of the said corporation; the security, if any, to be given by them to the corporation; the time at which and place where the annual meetings of the corporation shall be held; the calling of meetings regular and special of the board of management and of the corporation; the quorum and the procedure in all things at such meetings; the management and disposition of the funds and charities; the imposition and recovery of all penalties and forfeitures admitting of regulation by by-law; the attendance of students in medicine and surgery at the hospital; the appointment and removal of surgical and other instructors; the government, limitations and rules to be observed in the admission of sick and injured persons; the granting of relief to outdoor patients, and the conduct in all other particulars of the affairs of the corporation;—and may from time to time repeal, amend or re-enact such by-laws; but every such by-law and every repeal, amendment and re-enactment thereof, unless in the meantime confirmed at a general meeting of the corporation duly called for that purpose, shall only have force until the next annual meeting of the said corporation, and in default of confirmation thereat shall at and from that time only cease to have effect; and such by-laws, rules and regulations shall have the same force and effect as if they were embodied in this act, and copies thereof under the seal and purporting to be signed by the secretary or treasurer of the said corporation shall be received as *prima facie* evidence thereof in all courts of justice.

Powers of board.

12. The board of management may from time to time invest any funds or money appertaining to the corporation

Investment of funds.

in the bonds or stock of any legally constituted corporation or of any government or municipal or school corporation, or in mortgages and hypothecs upon any immoveable property; but the provisions hereof shall not prevent them from accepting and taking the personal security hereinbefore provided for.

Power of
amalgama-
tion etc.

13. The corporation shall have the power to absorb, amalgamate with or purchase any other hospital or hospitals as well as institutions for the care of incurables, aged or infirm, sanatoria for the treatment of tuberculosis or other diseases, convalescent homes, nurses' residences and homes and nurses' clubs or any other institution of a similar nature.

Name of
"Western
Hospital"
still may be
used.

14. Until the corporation hereby constituted otherwise decides, the buildings heretofore known as "The Western Hospital of Montreal" shall continue to be known by such name, and the said corporation may apply such name to any buildings substituted therefor on the same site and to any other buildings erected on or adjacent to the same site, and may continue to apply the said name thereto until the said corporation otherwise decides; and while such use is made of such name no other person or corporation shall be entitled to make use of such name nor of any name similar thereto.

Statement
to Lt. Gov.
in C.

15. The corporation shall transmit to the Lieutenant-Governor in Council, when thereunto required by the Provincial Secretary, a detailed statement of its moveable and immoveable property, the names of its officers and a certified copy of its rules and regulations.

Coming
into force.

16. This act shall come into force on the date fixed by proclamation of the Lieutenant-Governor in Council, which proclamation shall be issued only on the joint request of the two hospitals to be amalgamated, but in the meantime and from time to time the life governors and the governors for life of the two hospitals may meet and elect the officers and the board of management of the new corporation, which officers and board of management shall hold office for one year from the first annual meeting of the new corporation after the coming into force of this act, and in the meantime the board of management so elected may take all the necessary steps for the purposes of the organization of the new corporation, so that the same may commence operations immediately on the coming into force of this act, including, but without in any way restricting the

generality of the foregoing, the enactment of by-laws which shall take effect on the coming into force of this act, the appointment of the medical and surgical staff and of other officers, agents and servants of the corporation to take office upon the coming into force of this act, and all other steps which may be necessary for the proper carrying out of the organization of the new corporation.

C H A P. 152

An Act to incorporate "*L'Orphelinat Apostolique de la Malbaie*"

[Assented to, 19th of March, 1921]

WHEREAS Mesdames Marie Calixte Boily, in religion Preamble.

Sister Marie de l'Eucharistie; Sara Brassard, in religion Sister Marie Salomé; Odile Tremblay, in religion Sister Marie du Calvaire; Eugénie Martin, in religion Sister Marie de Ste Germaine; Rose Anna Roy, in religion Sister Marie de Ste Anne; all of the village of Malbaie, have by their petition represented:

That *l'Orphelinat Apostolique de la Malbaie* was founded for the purpose of receiving, rearing and educating orphans;

That this institution has received the approval of the Roman Catholic religious authority of the diocese of Chicoutimi;

That it has become necessary, in order to assure the permanence and the future proper administration of the work above mentioned, to confide it to a regularly organized corporation;

That the persons above mentioned represent the interests in connection with this work, and have, by their petition, prayed for an act to incorporate them for such purpose, under the name of "*L'Orphelinat Apostolique de la Malbaie*", with the rights, powers and privileges hereinafter set forth; 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:

1. Mesdames Marie Calixte Boily, in religion Sister Corporation
 Marie de l'Eucharistie; Sara Brassard, in religion Sister created.
 Marie Salomé; Odile Tremblay, in religion Sister Marie
 du Calvaire; Eugénie Martin, in religion Sister Marie de
 Ste. Germaine; Rose Anna Roy, in religion Sister Marie