

Deposit
of roll.

8. Such assessment roll shall be deposited, on or before the first day of November of each year, at the secretary's office, where the interested parties may have communication of the same at the hours appointed by the trustees. It shall be homologated by the trustees on the day and at the hour fixed by them, by notices read publicly and posted at the parish church doors, at least eight days beforehand, and such homologation shall have the same effect as the homologation by the civil commissioners acting in accordance with article 4335 of the Revised Statutes, 1909.

Homologation.

When
amounts to
be due and
payable.

9. The amount to be levied every year shall be due and exigible on the first day of December of each forthcoming year; the first payment shall be exigible on the first day of December, 1921.

Discount
for prompt
payment.

10. Payments made within fifteen days of their becoming due shall benefit by a rebate of three per cent if the trustees deem it advisable; and all payments not made within thirty days from their becoming due shall bear interest at six per cent per annum.

Interest.

Interpre-
tation.

11. Nothing in this act shall be interpreted as restricting the general powers of the trustees, their duties and obligations according to the general law.

Buildings to
be insured.

12. The religious buildings must, during and after their construction, be insured against fire and all other dangers of destruction, and the insurance policies may be transferred as additional security for loans.

Coming
into force.

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

CHAP. 163

An Act respecting the construction of religious buildings
in the parish of St. Alphonse d'Youville

[Assented to, 19th of March, 1921]

Preamble.

WHEREAS the parish priest and church-wardens of
l'Oeuvre et Fabrique of the parish of St. Alphonse
d'Youville, in the city of Montreal, have, by their peti-
tion represented:

That it is urgent, for the good of the parish, to build
religious edifices in the said parish;

That it is necessary to effect one or more loans to provide for the cost of such work;

That it is also necessary to have special legislation in connection with such buildings and such loans, and the means for providing for the repayment of the said loans;

That the freeholders have approved the said petition;

Whereas it is expedient to grant the prayer of the said petition;

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

1. The parish of St. Alphonse d'Youville, in the city of Montreal, a body politic and corporate, created by its canonical erection, shall, for the purposes of this act, be represented by the corporation of trustees mentioned in the following section.

2. The parish priest and churchwardens of *l'Oeuvre et Fabrique* of the said parish and their successors in office are hereby constituted a distinct corporation under the name of "*Les Syndics de la paroisse de Ste. Alphonse d'Youville*".

3. All the powers, rights and obligations vested by general law in corporations of trustees, and consistent with this act, shall be vested in the trustees of the parish.

4. The trustees are empowered to build at once on the land which the *fabrique* has acquired or may acquire for the purpose, a chapel with its sacristy, the total cost whereof shall not exceed thirty thousand dollars, and later, but only after the building of the said chapel and after having obtained the authorization of the freeholders at a general parish meeting, to construct a church and sacristy, the cost of which church and sacristy, added to the cost of the chapel and its sacristy, shall not exceed the total sum of two hundred and fifty thousand dollars.

5. They may also cause to be prepared plans and specifications, call for tenders, enter into contracts in connection with such buildings, procure the services of experts, engage in and defend all law suits, and do all the acts required for attaining the object of this act.

6. The plans and specifications and all contracts in connection with loans, shall be approved by the Ordinary of the archdiocese.

Loan authorized.

7. To pay the cost of building the said chapel, church and sacristies, the trustees are authorized to borrow a total amount not exceeding two hundred and fifty thousand dollars, a maximum of thirty thousand dollars whereof may be borrowed at first for paying the cost of building the chapel and sacristy, and the balance later to pay the cost of building the church and its sacristy when they can be built as above mentioned.

How loan may be effected.

8. Every loan shall be redeemable within a period not exceeding forty years from the date when it was made. It may be effected by notarial deed, by promissory notes or by the issue of bonds or debentures, or otherwise, with a sinking-fund of at least one per cent per annum; it may also be repaid by annuities as may be found suitable. If the loan be effected for a term of less than forty years, fresh loans may be effected from time to time, but the proceeds of such loans shall be devoted to the payment of the previous loan or loans, and the term of no loan may extend beyond forty years from the date at which the first loan was effected.

Hypothecation of immovables.

9. To guarantee the repayment of such loan or loans, in capital and interest, the said trustees may hypothecate the immovables of the *fabrique*, including the chapel, church and their sacristies; they may also set apart for the guarantee of such loan or loans all the assessments hereinafter mentioned, either by transferring the right to collect the amount thereof wholly or partly or in any other way. In the event of the loan being effected by means of bonds, the hypothec and transfer may be made to one or more trustees to guarantee the payment of the said loans.

Lenders may exercise rights of trustees in certain case.

10. In the event of payment being due to the lenders, either on account of capital or interest, and of the trustees refusing, after the expiration of six months after being put in default in writing, to levy the assessment hereinafter mentioned for providing for such payment, the lenders or their trustees, as the case may be, may, with regard to the said assessment, exercise the rights conferred upon the trustees by this act.

Annual assessment.

11. When the trustees judge that they cannot, with the excess of the receipts over the yearly expenses of the *fabrique*, provide for the repayment of the said loans, either in capital or interest and of the expenses hereinafter mentioned, either wholly or partly, they may levy every year, during a period not exceeding forty years,

by means of an act of assessment on all the immoveables situated within the limits of the parish belonging to Roman Catholics, residing or not in the said parish, a sum sufficient to provide for the repayment of the capital and interest of the sinking-fund or annuities, as the case may be, for the costs occasioned by the said assessment, by the negotiation of the loan, the secretary's salary, insurance premiums, the costs occasioned by the passing of this act, as well as other expenses resulting from the aforesaid works. The proprietors shall not be bound nor the immoveables be affected for more than the amount of the payments due on the said assessment. Proviso.

12. An additional sum, sufficient to cover the costs and losses, may also be added to the amount of the assessment. Sum to be added.

13. The act of assessment shall be based on the municipal valuation roll then in force for the immoveables of the parish. Such act of assessment shall contain the description and valuation of the immoveable as appears on such roll, the name of the owner, real or reputed, and the amount for which the immoveable is assessed. To be based on municipal valuation roll.

14. Such act of assessment shall be deposited on or before the 15th of May, in each year, in the office of the secretary of the trustees or in the presbytery of the parish. The trustees shall then post up at the door of the chapel or of the parish church, as the case may be, at least eight days previously, a notice stating the place, day and hour at which they will take into consideration any complaint in connection with the act of assessment. On the day fixed in the notice the trustees shall take into consideration the verbal or written complaints of the interested parties, hear the parties, and may hear witnesses and swear them if they deem the same advisable. The trustees shall have power at the meeting to correct the act of assessment in such manner as they may deem just and equitable. Deposit of act. Complaints to be considered. Corrections.

15. The act of assessment shall then be homologated by the trustees, and shall come into force thirty days afterwards without other formality. The sum to be levied every year under the said act of assessment shall be payable at the place to be fixed by the trustees, and the latter may also fix a date at which the assessment shall begin to run, going back to the first of January, 1921, if they deem it advisable. Homologation. Date when assessment to begin to run.

Interest. **16.** The payments due on the said assessment not effected within thirty days from the date of their becoming due, shall bear interest at the rate of six per cent per annum.

Moneys to be deposited. **17.** The moneys derived from the assessment from loans and generally all moneys intended for the payment of the debt and for the works above mentioned, shall be deposited, in a chartered bank chosen by the trustees, to a special account, and they cannot be withdrawn except on the joint signatures of the parish priest and churchwarden in office.

Exemptions. **18.** The immoveables belonging to the *fabrique* or occupied as educational or charitable institutions shall be exempt from the assessment levied under the act of assessment.

Insurance of buildings. **19.** The religious buildings, during and after their erection, shall be insured against fire or other dangers of destruction, and the insurance policies may be transferred as supplementary guarantee for loans.

Powers may be delegated to Ordinary. **20.** The trustees may, either wholly or in part only, delegate the powers conferred upon them by this act to the Ordinary of the *fabrique*, consisting of the parish priest and the churchwardens in office, and in such case the parish priest may convene meetings of the members of the said board by means of a letter addressed to each of them, and delivered at his residence not later than the eve of the meeting. The meetings of the board in such case shall be held in the same manner as the meetings of the churchwardens, and the minutes thereof shall be entered in the register of the proceedings of the *fabrique* and signed by at least two of the members present, of whom the chairman must be one. The quorum of such meetings shall be three; when the votes are equally divided, the parish priest shall, in addition to his vote as a member of the board, have a casting-vote as chairman.

Meetings of board.

Quorum.

Secretary. **21.** The trustees may appoint a secretary, at such salary as they see fit, and they shall take out, at their expense, a security bond of at least two thousand dollars for such officer.

Annual accounting. **22.** The accounts shall be rendered at the end of each fiscal year.

23. Nothing in this act shall be interpreted as repealing or restricting the general powers of the *fabrique* to contract loans, nor the powers, privileges and attributes conferred upon the *fabrique* by the general or special laws concerning the same. Interpre-
tation.

24. When the final accounts are rendered by the trustees, the parish priest and the churchwardens in office shall replace the trustees, and shall have all the rights, powers, privileges and obligations conferred upon or required of the trustees by this act. Priest and
church-
wardens to
replace
trustees.

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

C H A P. 164

An Act respecting the building of religious edifices in the
parish of St. Eusèbe de Verceil

[Assented to, 19th of March, 1921]

WHEREAS the *curé* and churchwardens of the *Oeuvre et fabrique* of the parish of St. Eusèbe de Verceil, in the city of Montreal, have, by their petition, represented: Preamble.

That this parish, although founded since about twenty-four years, has no church yet, divine worship having been hitherto held in a basement;

That it is now necessary to build a church and sacristy in the parish;

That it is necessary to effect one or more loans in order to cover the cost of this work;

That it is also necessary to enact special legislation respecting the said buildings, loans and the means of repaying such loans;

That the freeholders have approved the aforesaid petition unanimously;

Whereas it is expedient to grant this 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 parish of St. Eusèbe de Verceil, in the city of Montreal, shall, for the purposes of this act, be represented by the corporation of trustees mentioned in the following section. Parish to be
represented
by trustees.

2. The *curé* and churchwardens of the *Oeuvre et Fabrique* shall be represented by a Corporation created. Corporation
created.