

f. In a word, exercise all the powers necessary for its objects.

4. The corporate seat of the corporation shall be in the town of Chicoutimi. Corporate seat.

5. The board of management shall consist of the director appointed by the bishop, of four councillors elected, and of the director of the minor seminary of Chicoutimi, who shall be a councillor *ex officio*. Board of management.

The petitioners shall continue to perform the duties of their office until replaced under the by-laws of the corporation.

6. All moneys, securities and other property now belonging to *L'Oeuvre du Petit Seminariste*, shall be transferred to the corporation. Moneys, &c.

7. The corporation shall transmit to the Lieutenant-Governor in Council whenever thereunto required by the Provincial Secretary a statement of its moveable and immoveable property, the names of its officers and a certified copy of its rules and by-laws. Statement to Lt.-Gov. in C.

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

## CHAP. 129

An Act respecting the building of the church, sacristy and presbytery of the parish of *Notre-Dame du Perpétuel Secours de Montréal*

[Assented to 9th February, 1918]

**W**HEREAS the *curé* and churchwardens of *l'œuvre et fabrique* of the parish of *Notre-Dame du Perpétuel Secours de Montréal* have, by their petition, represented: Preamble.

That it is urgent for the well-being of the parish that a church and sacristy be built on the lot of land held by the *fabrique* for that purpose, and to enlarge and raise the presbytery now built on it;

That the provisions of chapter I of title IX of the Revised Statutes, 1909, do not meet the petitioners' needs; that, in particular, it is advisable, owing to the peculiar situation of the parish, to substitute a less complex organization to that of the corporation of parish trustees; that, more-

over, the petitioners need special facilities for borrowing and repaying money, and that, on account of the increasing growth of the population and frequent changes of ownership, it is necessary to change, every year, the rate of assessment to be imposed, and limit to payments due the privilege affecting the immoveables of the freehold inhabitants in consequence of such assessment;

That it is necessary for such purposes to obtain special legislation;

That the freehold inhabitants have approved the said petition;

Whereas it is expedient to grant the prayer contained in 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:

Corporation  
of trustees  
created.

**1.** The *curé* of the parish of *Notre-Dame du Perpétuel Secours de Montréal* and the three churchwardens in office of *l'œuvre et fabrique* of the said parish, elected according to law, are, for all the purposes of this act, incorporated under the name of the "Trustees of the parish of *Notre-Dame du Perpétuel Secours de Montréal*".

Loan  
authorized.

**2.** The said trustees are authorized to effect a loan not exceeding one hundred and sixty thousand dollars, which shall be devoted to building and furnishing a church and sacristy, and enlarging and raising the present presbytery.

Term of  
loan and  
form.

**3.** Such loan may be effected for a period of not more than forty-one years, by means of a notarial deed or by the issue of bonds and debentures, with a sinking-fund; it may likewise be repaid by annuities equally or unequally distributed as may be deemed preferable.

May be  
made by  
notes.

**4.** The trustees may also effect such loans by means of promissory notes signed, for the corporation, by the *curé* and churchwardens in office, bearing interest at a rate of not more than six per cent per annum, payable at terms not exceeding five years, and renewable for a further period of five years or less.

Assessment.

**5.** The trustees may levy every year during a period of not more than forty-one years, by act of assessment on all the immoveables in the parish belonging to Roman Catholics, whether they reside in the parish or not, an amount sufficient for the payment of the interest and

sinking-fund or annuities, as the case may be, and the costs occasioned by the said assessment, by the negotiation of the loan and the passing of this act, as well as for the payment of all other incidental expenses

**6.** The amount of the assessment shall be the first lien <sup>First privileged debt.</sup> and the first privileged debt on the immoveables, in accordance with article 4349 of the Revised Statutes, 1909; but the immoveables of the freehold inhabitants and such inhabitants themselves shall be liable only for the amount of the payments due on the said assessment, and such assessment shall be reduced in proportion to the increase of the value of the property assessed.

**7.** For the purposes of this act, the trustees may appoint <sup>Secretary.</sup> a secretary, and pay him such salary as they deem advisable out of the proceeds of the assessment.

**8.** Every year, a fresh act of assessment shall be made, <sup>Assessment each year.</sup> based on the valuation roll of the city of Montreal in force on the first day of October previous to the maturity of the payments to be made; and the said act of assessment shall not be subject to homologation by the civil commissioners appointed and acting under the Revised Statutes, 1909.

**9.** The said act of assessment shall be deposited on or <sup>Deposit of</sup> before the first of November of each year in the secretary's <sup>act of assessment.</sup> office, where the interested parties may take communication thereof at the hours fixed by the trustees; and it shall be homologated by the said trustees on the day and at the hour that they may fix by notice read aloud and posted at the door of the church or chapel of the parish, at least eight days before. Such homologation shall be made in the same manner and shall have the same effect as homologation <sup>Homologation.</sup> by civil commissioners acting in virtue of article 4335 of the Revised Statutes, 1909.

**10.** The assessment shall begin from the first of July of <sup>Date when</sup> each year, commencing on the first of July, 1918, and <sup>payable, &c.</sup> the amount thereof shall be exigible and payable at the secretary's office on the 15th November of each year.

The first payment shall be made on the 15th November, 1918.

Interest at the rate of six per cent per annum shall be <sup>Interest.</sup> charged on instalments not paid within thirty days from the date when they become due.

- Deposit of proceeds. **11.** The proceeds of the assessment and of temporary loans and generally all moneys destined to the payment of the debt and for the work above mentioned, shall be deposited in a chartered bank chosen by the trustees, and shall not be withdrawn therefrom, except on the signatures of the *curé* and of the churchwarden in office.
- Suits in name of trustees. **12.** Suits for the recovery of the sums due under the act of assessment shall be taken in the name of the trustees, in the manner indicated in article 4341 of the Revised Statutes, 1909.
- Insurance. **13.** The church and sacristy shall be insured, while building or after they are built, against fire or any other risk of destruction; and the insurance policies may be transferred as additional security for the loans.
- Hypothecation. **14.** To secure the repayment of the capital and interest of the loan, the trustees may hypothecate the church and sacristy, and may transfer the above-mentioned assessment.
- Temporary loans. **15.** The trustees are authorized to effect on the security of the assessment such loans as they may deem advisable for the execution of the work of erecting the said buildings, provided the total amount so borrowed shall not exceed one hundred and sixty thousand dollars.
- Plans, &c. **16.** The trustees may have plans and specifications prepared, call for tenders, enter into contracts, superintend the work, begin and maintain all contestations they may deem necessary, and generally perform all necessary acts to attain the object of this act.
- Plans to be approved by Ordinary. **17.** The plans of the church, sacristy and presbytery, as well as the specifications, shall be approved by the Ordinary of the Archbishopric of Montreal previous to being carried out.
- Calling of meeting of trustees. **18.** The *curé* of the parish may call a meeting of the trustees by a registered letter addressed to each of them at least one clear day before such meeting.
- Proceedings thereat. Such meetings shall be held in the same manner as churchwardens' meetings, and the proceedings shall be entered in the minute book of the *fabrique*. The quorum for such meetings shall be three.
- Casting-vote. When the votes are equally divided, the *curé* shall,

in addition to his vote as trustee, have a casting-vote as chairman.

**19.** In addition to the powers specially conferred on Powers, &c. them by this act, the trustees shall enjoy all the rights, powers and privileges granted to corporations of trustees under the Revised Statutes, 1909.

**20.** The provisions of section III of chapter first of Provisions title IX of the Revised Statutes, 1909, shall not apply to the applicable, affairs forming the subject matter of this act, unless there is an express declaration to that effect.

**21.** Nothing in this act shall be interpreted as restrict- Act not re-  
the general power of the *fabrique* to contract loans. strictive.

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

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#### CHAP. 130

An Act to authorize the building of a church and sacristy  
in the parish of *Les Saints-Anges Gardiens de Lachine*

[Assented to 9th February, 1918]

**W**HEREAS the *curé* and churchwardens of l'œuvre et Preamble.  
*fabrique* of the parish of *Les Saints-Anges Gardiens de Lachine* in the district of Montreal, have by their petition represented:

That on the 7th October, 1915, the church and part of the sacristy of the said parish were destroyed by fire;

That a temporary chapel, built with the ruins of the sacristy, has served for divine worship since then;

That it is urgent for the welfare of the parish that a church and sacristy be built and furnished as soon as possible on the grounds of the *fabrique*, by making use as far as practicable of the portions of the walls of the old church and sacristy spared by the fire;

That it is necessary that special legislation be adopted to allow, with the approval of the Ordinary of the diocese, of rebuilding and furnishing the said church and sacristy by borrowing the necessary moneys for that purpose;

That in order to make the cost of such work less burdensome, it is expedient to effect one or more long term loans, and, to provide for the repayment of the same, to levy yearly upon the immoveable properties of the Roman