

the provisions of the Insurance Act which apply to benevolent associations, nor of the charter, the law or by-laws of any municipality within which the corporation may exercise any of the powers hereby granted, nor the provisions of the Quebec Public Health act.

**13.** This act shall come into force on the day of its <sup>Coming into</sup> sanction. <sub>force.</sub>

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## C H A P . 1 4 2

An Act to consolidate the charter of the Montreal Firemen's Benefit Association.

[Assented to 5th March, 1915]

**W**HEREAS the Montreal Firemen's Benefit Association <sup>Preamble.</sup> has, by its petition, represented that to promote the interests of the association and to secure its better administration, it is necessary to grant it a new charter; and whereas the said association has, by a resolution of date the 7th December, 1914, approved of this act; and whereas it is expedient to grant its prayer;

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

### TITLE I.

#### *Object and transitory provisions*

**1.** This act repeals and replaces all previous acts connected <sup>Previous acts</sup> with the Montreal Firemen's Benefit Association, but the <sub>repealed.</sub> funds created by the association up to the present time, and all the rights acquired by the members or other interested parties, in the said association, either as regards <sup>Certain fund</sup> pensions or otherwise, shall not be affected by this act. <sub>not affected.</sub>

**2.** The corporate name of the association shall be <sup>Name.</sup> "The Montreal Firemen's Benefit Association". Its place of business shall be in the city of Montreal.

**3.** The said association succeeds to the civil and moral <sup>Succeeds to</sup> personality of the corporation created by the act 7 Edward <sup>personality</sup> VII, chapter 114, as amended by the act 1 George V (1st <sup>of old cor-</sup> session), chapter 89, the whole of whose property, rights, <sub>poration.</sub>

actions and obligations are by this act transferred to the said corporation.

Who may be members. **4.** The members of the former association, and those who may in the future be legally admitted, shall be members of this corporation.

Objects. **5.** The object of the said association is:

- a. To help its members in case of sickness, injury, infirmity or other disabilities; to grant them benefits and pensions for services rendered;
- b. To provide relief, pensions and other advantages to the widows and children of deceased members;
- c. To grant to the father, mother, brothers or sisters of a member who died a bachelor, or a widower leaving no children under the age of sixteen, the same benefits or part of such benefits, provided that the said member was the only support of the persons mentioned in the present paragraph; and to promote the general interests of the members of the Montreal Fire Brigade.

By-laws to remain in force. **6.** The by-laws now existing shall remain in force until they are repealed or amended.

Officers continued in office. **7.** The present officers shall remain in office until the election of their successors.

## TITLE II.

### *Powers and attributes of the corporation*

#### CHAPTER I.

##### *General powers*

May acquire property. **8.** The corporation may acquire, receive, accept, and possess by any title whatsoever, under whatever form, all property moveable or immoveable, all subscriptions, contributions or fines due to the corporation in virtue of its by-laws.

Purposes for which property may be used. **9.** All property moveable or immoveable belonging to the corporation, or which may be acquired in the manner mentioned in section 8, shall be exclusively affected to and expended for the purposes mentioned in section 5, and, in addition, to pay the administrative expenses, to construct or repair the buildings and immoveables belong-

ing or that will belong to the corporation, and for all other purposes not inconsistent with the object of the association.

The surplus shall be invested in bonds or debentures issued or guaranteed by the federal or provincial governments or by municipal corporations, or in school or *fabrique* debentures, or on first mortgage, for an amount not exceeding sixty per cent of the municipal valuation, or employed in buying immoveables, or deposited in Canadian chartered savings banks, the whole in the manner decided by the board of directors.

**10.** The corporation may also alienate, borrow, mortgage, or otherwise affect all moveable or immovable property, by any contract whatsoever.

**11.** The corporation shall be liable for all its debts and obligations, to the exclusion of its members, who shall in no wise be personally responsible therefor.

**12.** The corporation shall have all the ordinary powers of civil and politic corporations, and all such other powers as may be necessary to attain the object for which it is created.

## CHAPTER II.

### *Powers exercised by by-law*

**13.** A two-thirds majority of the members of the corporation present at a general meeting, alone has the power to make, amend or repeal by-laws:

- a. To administer its affairs and internal economy;
- b. To admit, regulate, suspend, expel or reinstate any member of the brigade;
- c. To determine, increase or reduce any ordinary or extraordinary contributions to be paid by its members drawing pensions and by other beneficiaries;
- d. To establish separate funds to provide for the benefits mentioned in section 5;
- e. To determine and change the benefit to be paid out of the said funds.

The pensions allotted for a service of twenty years in the brigade as determined by section 25 may be reduced or suspended only in the event of a member being guilty of a serious criminal offence, of misconduct or indignity, or any other reason deemed by the board of directors to be valid;

- Contributions may be retained from benefits. *f.* To retain from the benefits or pensions the association may have to pay to its members or other interested parties, any sums due to it by these persons in virtue of paragraph *c* of this section;
- And from salary. *g.* To authorize the city of Montreal to retain from the salary of any member of the Montreal Fire Brigade all sums, of any nature whatsoever, for which he may be indebted to the association, and to remit it to the latter;
- Fines. *h.* To impose any fines for infraction of the by-laws;
- Directors. *i.* To fix the date and mode of appointment of the board of directors;
- Meetings. *j.* To fix the manner of calling meetings, and the details of the voting at any meeting or election;
- Compromise. *k.* To determine the terms and conditions on which the board of directors may transact or make any compromise or arrangement whatsoever with any person or the legal representatives of any person entitled to participate in the benefits of the corporation, to change the manner in which the benefits shall be paid, for the redemption of their rights, and the discharge of the corporation.
- Exception. Nevertheless, no member or beneficiary can make transactions or compromises with regard to the rights which his widow or family may have after his death;
- General. *l.* To make any such other by-laws as it may deem advisable for the proper working of the association, provided they are not inconsistent with this act or any other act of the Province of Quebec, and specially to delegate to its board of directors all or part of its powers enumerated in this section.
- Procedure. **14.** All such by-laws shall be drawn up by the board of directors, and a copy thereof shall be posted in each fire station, in Montreal, during the eight days before the general meeting at which they will be proposed; they shall come into force on the day of their adoption.

### TITLE III.

#### *Board of Directors*

- Board of directors. **15.** The affairs of the corporation shall be administered by a board of directors of not less than nine members and not more than fifteen. Such board shall be composed as follows:
- a.* Of the chief of the brigade, if he is a member of the association. He shall be *ex officio* president of the board. If the chief of the brigade is not a member of the associa-

tion, the president shall be chosen by the board of directors from among the members of the board.

*b.* Of a delegate from the head-quarters of the brigade chosen among the members of the association; Delegate from head-quarters.

*c.* Of a delegate from each district of the brigade chosen in that district. Such delegate must have at least three years service in the brigade and be a member of the association. Delegate from each district.

The mode of voting and counting the ballots in the case of paragraphs *b* and *c* above, shall be determined by the by-laws of the association. Voting.

**16.** The quorum of the board shall be five members. Quorum.

**17.** In case of absence of the president and of the vice-presidents, the other directors shall choose a chairman among the directors present at the meeting. Chairman pro tem.

In the event of a vacancy, during the term of office of the said board, on account of the death, inability or refusal to act, or of disability of one or more of its directors, the association shall replace any such directors, in conformity with the provisions of section 15. Replacement of directors.

**18.** Besides his regular vote, the chairman shall have a casting vote in case of an equal division of votes. Chairman to have casting vote.

**19.** The decisions of the board of directors shall not be subject to appeal, provided they are in conformity with this act and the by-laws, and that no gross injustice has been committed. In the latter case the question shall be definitely settled by a special general meeting. The procedure to be followed in case of an appeal is mentioned in section 23 of this act. No appeal from decision of directors. Exception.

**20.** The board of directors shall be elected each year and shall remain in office until a new board is elected. The date and the mode of appointment of the said board shall be fixed by the by-laws. Election of directors.

**21.** The board of directors may choose, from among the members of the association, a secretary and a treasurer, and any other competent officers. Officers.

The secretary and the treasurer shall not, *ex officio*, be on the board of directors.

**22.** The board of directors may appoint honorary officers and members of the association, who may take part in discussions only. Honorary officers.

Special general meetings.

**23.** Two directors and twenty members of the association may, at any time, call a general special meeting to deliberate on any affair specified in the written application they make and in the notice they give to that effect.

Powers of directors.

**24.** The board of directors shall manage and administer the affairs of the corporation.

The said board shall exercise also all the rights and powers of the corporation not inconsistent with section 13 and with the powers given to the general meetings of the corporation.

#### TITLE IV.

##### *Pensions*

Pensions.

**25.** The pension of any member of the association who has served in the Montreal Fire Brigade for twenty or more years, or who has sustained permanent injuries, shall be fifty per cent of the annual salary earned by the member at the time he is put on his pension; but the member who is earning, at the time he is put on his pension, an annual salary of less than one thousand dollars, shall receive a pension of not less than four hundred and fifty dollars annually.

The twenty years' service mentioned in the present section shall be of twenty consecutive years, as determined by by-law.

Pension to correspond with rank.

**26.** A member who is put on the list of pensioners after a service of twenty years shall have a pension based on the salary that his rank gave him, provided he has had such rank for three consecutive years; otherwise he shall have a pension based on the salary that his previous rank gave him.

Prescription.

**27.** The right to claim any pension, relief or other sum of money, as benefits, under this act or under the by-laws, shall be prescribed by twelve months from the date when they become due.

Pensions to be non-transferable and unseizable.

**28.** The pensions and all other benefits paid by the association, and any capital or other sum paid in lieu of said pensions or benefits, shall be given as alimony, and as such shall not be transferable nor liable to seizure.

## TITLE V.

*Miscellaneous provisions*

**29.** The quorum of the annual general or special general meetings of the association shall be fifty members. Quorum for  
general  
meetings.

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

## C H A P . 1 4 3

An Act to amend the charter of *La Société des Artisans Canadiens-Français*

[Assented to 5th March, 1915]

**W**HEREAS *La Société des Artisans Canadiens-Français* Preamble. has, by its petition, represented that at the last regular general convention of the said society held at Montreal in August, 1914, changes in its charter, the act 3 Edward VII, chapter 122, amended by the act 5 Edward VII, chapter 99, and by the act 7 Edward VII, chapter 113, were decided upon;

Whereas at such regular convention it was particularly decided and voted that amendments to the by-laws should not be allowed unless the persons voting constituted two thirds of those elected, and to allow certain charitable corporations to be designated as beneficiaries;

Whereas, moreover, it was decided and voted at the said convention that it was expedient to apply for amendments to the charter of the said society to make it conformable to the by-laws in so far as regards sick-benefits to members, life-annuities and paid-up death benefit certificates, indemnities for total and permanent disablement, as well as for remitting to members calls they have to pay in connection with the various funds;

Whereas the council of the said society has been authorized to apply for the passing of an act to that effect, and 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 following section is added after section 1 of the 3 Ed. VII, c. act 3 Edward VII, chapter 122, as replaced by the act 7<sup>122, am.</sup> Edward VII, chapter 113, section 1: