

C H A P. 146

An Act to amend the act 12 Victoria, chapter 136, respecting the incorporation of Roman Catholic Archbishops and Bishops in this province.

[Assented to 19th February, 1914]

Preamble.

WHEREAS by the act 12 Victoria, chapter 136, intituled "An Act to incorporate the Roman Catholic Archbishop and Bishops in each diocese in Lower Canada", it is enacted that all deeds affecting immoveables of archiepiscopal and episcopal corporations in Lower Canada, now the Province of Quebec, must be registered within six months after the execution thereof, on pain of nullity; and by the same act it is also enacted that all deeds, conveyances, leases, assignments or other instruments executed by the said corporations, must be signed in presence of two witnesses, or of two notaries, or of one notary and two witnesses;

And whereas such provisions are now more severe than those of the common law of the province of Quebec, and there is no longer any good reason therefor;

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

12 Vict. ch.
136, s. II
repealed.

1. Section II of the act 12 Victoria, chapter 136, requiring registration, on pain of nullity, within six months' after the execution thereof, of deeds made and executed by the said archiepiscopal and episcopal corporations, and respecting immoveables, is hereby repealed.

Deeds may
be executed
according to
laws now in
force.

2. All deeds, conveyances, leases, assignments or other instruments mentioned in section IV of the said act, may be made and executed in accordance with the laws now in force in the province, as if the words: "in the presence of two credible witnesses, or signing the same in the presence of two notaries, or of one notary and two witnesses, as consenting parties thereto respectively", were omitted from the said act; provided that the other provisions of the said act and of the common law have been complied with.

Deeds valid
notwith-
standing
such inform-
ality.

3. All deeds made and executed by the archiepiscopal and episcopal corporations governed by the said act shall be valid, notwithstanding that the formalities above mentioned have not been observed; provided that there be in the said deeds no other cause of nullity.

4. This act shall not affect pending cases.

Pending
cases.

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

Coming into
force.

CHAP. 147

An Act to authorize the trustees of the Catholic cemetery of St. Michel de Sherbrooke, to transfer their cemetery to the Roman Catholic Episcopal Corporation of Sherbrooke.

[Assented to 19th February, 1914]

WHEREAS the trustees of the Catholic cemetery of

Preamble.

St. Michel de Sherbrooke have, by their petition, represented that it is in the interest of the Catholics of the parishes of St. Michel, Notre Dame de l'Immaculée Conception, Notre Dame du Perpétuel Secours, St. Jean Baptiste and St. Patrick, that the cemetery, their assets and liabilities, and the obligations binding them, be transferred to the Roman Catholic Episcopal Corporation of Sherbrooke;

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. The trustees of the Catholic cemetery of St. Michel de Sherbrooke are authorized to transfer the cemetery, their assets and liabilities, and all rights belonging to them to the Roman Catholic Episcopal Corporation of Sherbrooke ; the said corporation shall assume all the obligations of the trustees, and the said trustees and Roman Catholic Episcopal Corporation of Sherbrooke are authorized to sign a deed of transfer to this effect.

Transfer of
cemetery
authorized.

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

Coming into
force.