

C H A P . 152

An Act to amend the act 1 Edward VII, chapter 86, incorporating the Congregation Chevra Kadisha, of Montreal

[Assented to 25th April, 1908]

WHEREAS, the Congregation Chevra Kadisha, of Montreal, has by its petition, represented that by the act incorporating the said congregation, to wit : 1 Edward VII, chapter 86, it has the power to hold, acquire and possess immoveable property in and near the city of Montreal, required for a place of worship, for a cemetery, and for other purposes, but no provision is made in such act giving the congregation permission to exchange or hypothecate any immoveable property which it might possess, and it is in the interest of such congregation that power be given such congregation to so exchange or hypothecate such immoveable property which it may now possess or may in the future acquire;

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 :

1. The Congregation Chevra Kadisha, of Montreal is empowered to exchange or hypothecate any immoveable property which it now possesses or may hereafter possess.

Congregation
authorized to
hypothecate.

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

Coming into
force.

C H A P . 153

An Act to incorporate The Congregation Bais Israel

[Assented to 14th April, 1908]

WHEREAS Louis Lazarovietz, Samuel Rosen, Nathan Gardner, Abraham Fish, Osias Feiczewicz, David Feiczewicz, Isaac Hersberg, Charles Lax, Nathan Kleinberg, Mendel Besler, David Ortenberg, Benzion Ortenberg, Moses Gardner, Harry Silberman and Eli Endler, all of the city and district of Quebec, merchants, have, by petition, represented that they are officers and members of a congregation of persons belonging to the Jewish religion that has for some years existed for purposes of divine worship in the city of Quebec under the

Preamble.

name of "The Congregation Bais Israel," and have prayed to be incorporated under the said name ; 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 :

Persons incorporated.

1. Louis Lazarovictz, Samuel Rosen, Nathan Gardner, Abraham Fish, Osias Feiczewicz, David Feiczewicz, Isaac Hersberg, Charles Lax, Nathan Kleinberg, Mendel Besler, David Ortenberg, Benzion Ortenberg, Moses Gardner, Harry Silberman, and Eli Endler, and all other persons who now are or may hereafter become members of the said congregation, are hereby constituted a corporation under the name of "The Congregation Bais Israel."

Name.

Corporate seat.

2. The corporate seat of the said congregation shall be in the city of Quebec.

Property of congregation transferred to corporation, &c.

3. All property, moveable and immoveable, now possessed by, or belonging to, or held in trust for the said congregation shall be and is hereby transferred to and vested in the said corporation ; and the said corporation shall have and exercise all rights belonging to the said congregation, and shall be subject to all the obligations contracted by it.

Acquisition of property, &c.

4. The said corporation may have, hold and possess, and may acquire, by purchase, gift, will or otherwise, any immoveable property in and near the city of Quebec, that may be required for a synagogue or place of worship, or for a house for the residence of the rabbi or officiating minister, or for a school house or for a house of refuge or benevolence or for a cemetery or burial ground, or for any other purpose of the said corporation ; and it may at any time sell the said property or any part thereof and acquire other immoveables in lieu of the same ; provided always that the use of any land for a cemetery shall be subject to the laws respecting cemeteries ; and provided further that the immoveable property held by the said corporation shall not exceed, on the whole, the quantity of ten arpents in superficial extent, and that the value thereof shall not exceed the sum of two hundred thousand dollars, and that it may hypothecate such immoveable property.

Receiving of property above limit.

5. In the event of the said corporation receiving by gift or will any immoveable property in excess of that which it is hereby authorized to possess, the said gift or legacy shall not on that account be void, but the said corporation shall be bound, within ten years from the date of its entering into

undisturbed possession of the said gift or legacy, to sell and dispose of the said immoveable property or part thereof, or some other immoveable property, in such manner that the immoveable property of the said corporation shall not exceed the said value aforesaid. Disposal thereof, &c.

6. The present officers and trustees of the said congregation shall be the officers and trustees of the said corporation until others shall be elected according to the by-laws of the corporation, and the present by-laws of the said congregation shall be the by-laws of the said corporation until they shall be repealed or altered; and the said corporation shall have power to amend and repeal, from time to time, the whole or any part of the said by-laws as may be expedient, provided always that none of such by-laws be inconsistent with this act or with the laws of this Province. Present officers, &c., to continue in office, &c. By-laws, &c.

7. The corporation shall keep registers for acts of civil status; and it may, from time to time, appoint a rabbi or officiating minister, and remove him and appoint another or others in his place; and the rabbi or officiating minister of the said congregation is hereby authorized and empowered to keep the registers for acts of civil status, and to exercise all other powers appertaining to ministers of religious congregations. Registers of civil status. Rabbi, &c.

8. The act of the late Province of Lower Canada, 9-10 Geo. IV, George IV, chapter 75, shall not apply to the members nor to the officiating minister of the said congregation. 9-10 Geo. IV, c. 75, not to apply.

9. Nothing in this act shall prevent the provisions of the charter of the city of Quebec, the by-laws passed by the said city in accordance with its charter, nor the provisions of the law governing public health from applying to this corporation. Provisions of Quebec city charter, &c., not excluded.

The corporation, whenever required so to do by the Provincial Secretary, shall transmit to the Lieutenant-Governor in Council, a detailed statement of its immoveable property, a copy of its rules and regulations, and the names of its officers. Statement to Lieut.-Gov. in Council.

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