

**9.** The act of assessment for moneys to be levied may <sup>Assessment</sup> make the assessment payable in a single instalment, or in <sup>how payable.</sup> two or more yearly or half-yearly instalments.

**10.** The assessment may be based upon the valuation roll <sup>Basis of</sup> then in force in the municipality or in each of the municipi- <sup>assessment.</sup> palities comprised in the parish.

**11.** The act of assessment shall be made in accordance <sup>R. S. Q.,</sup> with the provisions of article 3408 of the Revised Statutes of <sup>of art. 3408, to</sup> Quebec as amended. <sup>apply.</sup>

**12.** Every instalment not paid within thirty days from its <sup>Interest on</sup> maturity shall bear interest. <sup>instalments.</sup>

**13.** The trustees may have the religious buildings insured <sup>Insurance of</sup> against fire and accident for the amount of the value thereof <sup>buildings.</sup> until they hand them over to the *fabrique*.

**14.** This act shall come into force on the day of its sanc- <sup>Coming</sup> tion. <sup>into force.</sup>

## CHAP. 118

An Act to civilly erect the parish of Saint Ignace de Loyola de Nominigüe and to authorize a loan and assessment for the building of a church and sacristy

[Assented to 14th March, 1907.]

**W**HEREAS the *curé* and church wardens of the canonical <sup>Preamble.</sup> parish of Saint Ignace de Loyola de Nominigüe, in the district and county of Ottawa, have by their petition represented :

That on the twenty-third day of the month of August, one thousand nine hundred and five, His Grace Monseigneur Joseph Thomas Duhamel, Archbishop of Ottawa, canonically erected as a cure and parish, dedicated to Saint Ignace de Loyola, the territory hereinafter described, comprising parts of the township of Loranger and Montigny, bounded as follows, to wit :—On the north by the line dividing the township of Montigny from the township of Boyer, from the line dividing range one from range two of the said township of Montigny, and the line dividing the township of Loranger from the township of Turgeon to the north-east angle of the said township of Loranger; on the east by the same line in a southerly direction between the township of Loranger and

the township of Turgeon and continuing between the township of Loranger and the township of Marchand to the discharge of Lake Nominingue, then following the circumference of Lake Nominingue as far as lot forty-six of range one of the said township of Loranger, then continuing towards the south along the line dividing the township of Loranger from the township of Marchand to the line dividing the township of Loranger from the township of La Minerve ; on the south by the same line in a westerly direction continuing between the township of Loranger and the township of Lesage and between the township of Montigny and the township of Lesage to the line dividing range one from range two of the township of Montigny ; on the west by the same line in a northerly direction crossing the south and north ranges of the Chapleau road, in the said township of Montigny, between lots number five and number six of the said ranges and continuing between the same ranges one and two to the point of departure ;

That on the second day of March, one thousand nine hundred and six, His Grace Monseigneur Joseph Thomas Duhamel, Archbishop of Ottawa, upon a petition signed by the majority of the freeholders of the said parish, dated the fifth of February, nineteen hundred and six, allowed the building of a church and sacristy in the said parish, and that, to provide for the cost of said buildings, it will be necessary to levy a sum of eighteen thousand dollars by assessments on the Roman Catholic freeholders of the said parish ;

That the petitioners wish to obtain the passing of an act to civilly erect the said canonical parish of Saint Ignace de Loyola de Nominingue, to authorize the election of the trustees, to levy upon the Roman Catholic freeholders of the said parish the said sum of eighteen thousand dollars to defray the cost of building the church and sacristy of the said parish and the interest thereon, payable by annual instalments, distributed over a period which may extend to fifty years, the whole based on the valuation rolls in force and to be imposed by annual acts of assessment allotting each instalment upon the immoveables of the Roman Catholic freeholders then granted by the Government and upon the outlays and improvement upon lands occupied by squatters ; to give the trustees authority to borrow the money required to defray the cost of the said building : to provide for the manner of levying in the future the expenses to be incurred for the construction, repair or improvement of religious buildings, presbyteries and cemeteries in the said parish ;

That the petitioners have been instructed by the Roman Catholic freeholders of the said parish at a general meeting duly convened and held on the eighth day of December,

1906, to take the necessary steps to obtain the passing of such act ;

And 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 Saint Ignace de Loyola de Nominingue, Parish of St. Ignace, &c., civilly erected. bounded and described as aforesaid, is civilly erected.

**2.** Within three months following the coming into force of this act, the Roman Catholic freeholders of the said parish shall, by a majority vote, at a general meeting of the Roman Catholic freeholders, presided over by the *curé* and called by notice given from the pulpit at the parochial mass on two consecutive Sundays, elect three trustees chosen from among the Roman Catholic freeholders of the said parish for the purposes hereinafter indicated. Election of trustees by freeholders.

**3.** The election of the said trustees shall not require to be confirmed, approved or authorized by the commissioners, if, within fifteen days from such election, no written complaint has been made and deposited in the hands of the *curé* of the said parish, signed by at least ten Roman Catholic freeholders residing in the parish. Trustees' election need not be confirmed, unless complaint within 15 days.

**4.** The trustees so elected shall, with the *curé* and church-warden in office, who shall be *ex-officio* trustees, constitute a board under the presidency of the *curé*, the quorum whereof shall be three, and such board shall constitute a corporation and body politic under the name of "The trustees of the parish of Saint-Ignace de Loyola de Nominingue." Trustees a board. Quorum. Name.

**5.** Vacancies among the trustees arising through death or otherwise, shall be filled, in the same manner above indicated for their election, within the month following such vacancy. Vacancies how filled.

**6.** The said board of trustees is authorized to do all that may be necessary for the building of a church and a sacristy in the said parish ; and to levy the sum of eighteen thousand dollars, with interest, upon the Roman Catholic freeholders of the said parish, to defray the cost of the said building, of the improvement of its site, and of the passing of this act, by annual instalments distributed over a period which may extend to fifty years, the first of which instalments shall become due and exigible on the first of March, 1908. Building of church, &c. Levying of cost on freeholders, &c.

Act of  
assessment.

What lands  
to affect.

Form, basis,  
and contents  
of act, &c.

Appeal to  
Magistrate's  
Court, &c.

Amendment  
of valuation  
rolls, and  
making of  
new rolls, &c.

Making of  
new rolls for  
non-organi-  
zed territory,  
&c.

Contents of  
above rolls.

Deposit of  
rolls and  
notice.

**7.** The board of trustees shall levy each instalment annually upon the Roman Catholic freeholders of the said parish, by means of an act of assessment comprising all the lots of land and all other immoveables then granted in the parish, comprising also all outlays and improvements upon lands occupied by squatters, with the exception of the lots of land, immoveables, outlays and improvements then possessed or occupied by non-Catholics. Such act of assessment shall be made in the form indicated by article 3408 of the Revised Statutes, and shall be based on the municipal valuation rolls then in force in the various municipalities comprised in the territory of the parish, and shall specify the amount of money, proportionate to the quantity of materials, if need be, for which each lot or other immoveable has been assessed. Such act shall not be subject to homologation by the commissioners, but an appeal shall lie therefrom, as in the case of the municipal valuation roll, to the Magistrate's Court of the district and in the same manner. The appeal shall have the effect of suspending the coming into force of the act of assessment until the decision of the court is rendered.

**8.** If the valuation rolls in force in each of the said municipalities forming part of the said parish, or any of them, cannot, in the opinion of the trustees, serve for an equitable allotment amongst the Catholics of the various municipalities, the trustees shall amend such valuation roll or rolls or make one or more others, as the case may be, in connection with the assessable property of the said municipalities.

They shall, however, prepare a valuation roll for the assessable property forming part of the territories not yet organized into municipalities, and not having, in consequence, any valuation roll. They may amend such roll every year and shall renew it every three years.

**9.** The roll or rolls that the said trustees shall have the right to make or to amend according to the foregoing section, shall comprise an exact statement of the lots of land and other immoveables then granted by the Government, as well as the outlays and improvements on land occupied by squatters situated in each municipality or in the territory not yet organized, with the exception of those exempt from such assessment, their extent and their value, as well as the names of the real or presumed owners thereof.

**10.** After such roll or rolls have been made or amended, they shall remain deposited for fifteen days in the office of the secretary of the trustees or with the *curé* of the parish of Saint Ignace de Loyola de Nominigue, and public notice of

such deposit shall be given in the manner required for municipal notices in each of the municipalities concerned and, in the case of the territory not yet organized, at the door of the parochial church. Such notices shall specify the day, the place and the hour at which complaints, if any, shall be taken into consideration by the said trustees. On the day specified in the notices, the trustees shall take into consideration the verbal or written complaints that may have been submitted by any interested party against any valuation contained in such roll or rolls, shall hear the parties and their evidence, and shall take cognizance of all proofs filed. The trustees may, at such sitting, correct any wrong valuation in such manner as to them may seem fair and equitable. The roll or rolls so made or amended, examined or corrected, shall be signed by the trustees present and shall then come into force, without any other formality, for the purpose of any assessment to be levied under this act.

Consideration of complaints, &c.

Signing and coming into force of rolls.

**11.** The act of assessment prepared as aforesaid, shall, after having been signed by the trustees, be deposited in the presbytery of the parish or in the office of the secretary of the trustees, at least one month before the date at which the instalment becomes due, so that the interested parties may take cognizance thereof, and notice thereof shall be given from the pulpit at the parochial mass on the Sunday following such deposit. Such notice shall set forth to whom and at what place the instalment shall be paid.

Deposit of rolls in presbytery, &c.

Notice thereof.

What notice to set forth.

**12.** The board of trustees shall not be bound to make a new act of assessment every year, but it may levy new instalments of the assessment by means of the last act of assessment made by them, and, in such case, such act shall be deposited and notice thereof shall be given as prescribed in the foregoing section.

New act need not be made each year, &c.

Deposit of last act, notice, &c.

**13.** Nevertheless, a new act of assessment shall be made by the board of trustees in the year following the coming into force of the new municipal valuation roll in the parish.

New act when made.

**14.** The instalments on assessments shall, without further notice than that of the deposit of the act of assessment, be payable to the person and at the place indicated in section 11 of this act, and the procedure followed for the collection of municipal taxes may be followed by the board of trustees for the recovery of such instalments.

Instalments when and how payable, &c.

**15.** The immoveables liable to such assessment in accordance with this act, are responsible yearly and proportion-

Immoveables how liable, &c.

Liability in case of acquisition by non-Catholic, &c. ately, according to the provisions of this act, for the said assessments until final payment of the same ; nevertheless, in the event of an immoveable assessed becoming the property of a non-Catholic, the said immoveable shall be responsible only for the annual amount equal to the last instalment due upon it at the time of the change of ownership until the final payment of the assessment, and the said immoveable may be discharged from every liability by paying, in a single payment, a sum equal to the actual value for the time being of the annual amounts to become due.

Loans to build church, &c. **16.** The board of trustees is authorized to contract, upon the security of the assessment, the loans necessary for the execution of the said works, the sum to be borrowed not to exceed that of the aforesaid amount of eighteen thousand dollars.

Application of surplus, &c. **17.** The *fabrique* may, with the previous authorization of the diocesan authority, employ the surplus of such revenues in extinguishing the debt, and in diminishing for so much the amount to be levied annually for the aforesaid purposes by the board of trustees.

R. S. Q., title IX. sec. III, to apply. **18.** The provisions of section III of chapter 1 of title IX of the Revised Statutes not inconsistent with those of this act, shall apply to the board of trustees, to the work of building and repairs, to the assessment, to the loans and generally to everything to be done under this act.

Secretary-treasurer, &c. **19.** The board of trustees may appoint a secretary-treasurer to collect the instalments of the assessments, to keep the books of the trustees, to prepare the acts of assessment and for all work connected with such assessment, and pay him such salary as may be agreed upon, and it may exact from such secretary a surety bond of at least five hundred dollars.

Insurance of buildings. **20.** It shall be lawful for the trustees to keep the religious buildings insured against fire and accident.

Building of presbytery, &c. **21.** Should it become necessary either to build a presbytery, parochial rooms or a cemetery, and to levy upon the parish a certain sum of money to that effect, after the ordinary steps have been taken with the diocesan authority and the approval of the said authority has been secured, the commissioner for the civil erection of parishes may, upon a petition of the majority of the Roman Catholic freeholders, permit the board of trustees existing under this act, if such board still exists, in accordance with the provisions of this

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Trustees to execute works, &c.

act, and should such board no longer exist, it may permit the election of three trustees in accordance with articles 2 and 3 of this act.

**22.** The trustees so elected shall, with the *curé* and church-warden in office of the said parish, under the presidency of the *curé*, constitute a board, the quorum whereof shall be three.

**23.** If the commissioners grant the said petition, the board of trustees may borrow, upon the security of the assessment, for a term that may extend to fifty years, the sums necessary for the aforesaid works, and this act shall apply to any procedure to be taken for levying the sums borrowed and the interest thereon, and for carrying out the aforesaid works.

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

#### CHAP. 119

An Act to remove doubts alleged to exist as to certain acts of the Synod of the Diocese of Montreal

[Assented to 28th February, 1907]

**W**HEREAS by virtue of the act of the heretofore Province of Canada 19-20 Victoria, chapter 141, (which, being a reserved act, appears with the statutes 20 Victoria 1854), intituled "An Act to enable the members of the United Church of England and Ireland in Canada to meet in Synod," the bishop, clergy and laity of the said church in the diocese of Montreal, in the Province of Quebec, were duly organized as a synod under the name of "The Synod of the Diocese of Montreal," and framed a constitution and made canons, rules and regulations for the management and good government of the said church and were by said act empowered to make regulations for the appointment, deposition, deprivation or removal of any person bearing office therein of whatever order or degree.

And whereas by the act of the Legislature of this Province 31 Victoria, chapter 38, intituled "An Act to incorporate the members of the Synod of the Diocese of Montreal" the said synod was declared to be a body corporate and politic in name and in deed by the name of "The Synod of the Diocese Montreal" and it was amongst other things thereby enacted that "the said incorporated synod shall have power from time