

Commencement of operations.

**6.** The company shall commence its operations within three years from the coming into force of this act.

Coming into force.

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

## CHAP. 76

An Act to amend the charter of *Le Crédit Municipal Canadien*

[Assented to 9th March, 1906]

Preamble.

**W**HEREAS *Le Crédit Municipal Canadien* has, by petition, prayed for an act to amend its charter, the acts 3 Edward VII, chapter 106, and 4 Edward VII, chapter 87, 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:

3 Ed. VII, c. 106, art. 5, clause 1, replaced.  
Object of company.

**1.** The first clause of article 5 of the act 3 Edward VII, chapter 106, is replaced by the following:

“**5.** The object of the company is to carry on, by means of loans, purchase or otherwise, for itself or for third parties, all kinds of industrial, moveable and immoveable operations; to perform all kinds of public and private works, and in particular to effect investments of capital in undertakings and works of municipal improvement; and, in connection with such objects, it may:”

Id., 33, replaced.

**2.** Article 33 of the said act is replaced by the following articles:

Loans may be contracted, &c.

“**33.** The company may contract loans upon its credit or in connection with its investments, by means of issues of bonds, debentures or otherwise.

Conditions, &c., of loans, &c.

“**33a.** The board of management is authorized, without the intervention of the general meeting, to determine the conditions, the manner of issue and the repayment of such loans.”

Art. added after id., 49.

**3.** The following articles are added after article 49 of the said act:

Annual statement of affairs.

“**49a.** The statement to be submitted every year to the ordinary general meeting of the shareholders shall be drawn up under the direction of the board of management which

shall have full power to determine the value of the company's assets.

“ **49b.** The report of the inspector or inspectors appointed by the general meeting, in accordance with the company's charter, shall be submitted to the general meeting. Inspectors' report.”

“ **49c.** The report of such inspector or inspectors may serve as a basis for establishing the company's assets and profits and for justifying the declaration and payment of dividends.” Report to be basis for certain action, &c.

**4.** The following article is added after article 51 of the said act, as replaced by the act 4 Edward VII, chapter 87, section 12: Art. added after id., 51.

“ **51a.** It shall be lawful for the board of management, with the written consent of the shareholders, to amend, by by-law approved by the general meeting, articles 50 and 51 and paragraphs 1, 2 and 3 of article 51 as follows: Amendment of id., 50 and 51 by by-law of company and what to comprise.”

1. The net proceeds, after deducting all charges and sinking funds, including those connected with the original organization, immoveables, moveables, materials and doubtful debts shall constitute the profits of the company; Profits.

2. Upon such profits shall be levied:

a. An amount equal to at least five per cent. of such profits as a general reserve fund; and Division of profits.

b. The amount necessary to pay cumulative interest at seven per cent. per annum on the preferred shares first, and afterwards non-cumulative interest at seven per cent. per annum on ordinary shares.

3. The payment of such profits shall be allotted at the rate of twenty per cent. to the board of management and of eighty per cent. to the shareholders. Nevertheless, out of the said eighty per cent., the general meeting may, on the proposition of the board of management, decide all new returns as well as the levying of the sums destined to the creation of supplementary reserve funds or provident funds, the amount whereof it shall determine.” Payment thereof.

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