

whether by gift, purchase, devise, will, lease or otherwise, and such property to use, enjoy or dispose of, subject to such conditions as may be declared in the title under which they may be held.

Election of officers, &c.

3. The corporation shall, at its annual meeting, elect a president, vice-president, treasurer, secretary, committee of administration, and a medical staff.

Management of corporation.

4. The supervision and management of the corporation and its work shall be vested in the committee of administration, who shall have power in all things to administer its affairs and, from time to time, make by-laws not contrary to law or this act, to appoint, remove and prescribe the duties of physicians, committees, agents, officers and servants of the corporation, the attendance of medical students and nurses, the rules to be observed in the admission of the sick, and, from time to time, repeal or amend the same.

Representation of corporation.

5. The president, or in his absence the vice-president, with the secretary or treasurer, shall represent the corporation in all legal transactions whatever.

Coming into force.

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

CHAP. 97

An Act to supplement the statute of the Province of Quebec, 57 Victoria, chapter 89, incorporating the Robert Jones Memorial Convalescent Hospital

[Assented to 20th May, 1905]

Preamble.

WHEREAS the Robert Jones Memorial Convalescent Hospital for children of parents belonging to the Church of England in the diocese of Montreal, incorporated by statute of the Province of Quebec, 57 Victoria, chapter 89, with the short title of the Robert Jones Convalescent Hospital, and Richard White of the city of Montreal, publisher, and William M. Ryder of the town of St. Johns, in the Province of Quebec, agent, have by their petition represented:

That, by deed of donation, executed at Montreal, before W. de M. Marler, notary, and bearing date the 28th October, 1893, Richard Arthur Archibald Jones gave to

Andrew Frederick Gault and said petitioner Richard White, both of Montreal, and to said petitioner William M. Ryder of St. Johns, in the Province of Quebec, in said deed called "the trustees", the sum of twenty thousand dollars, which the said donor promised to pay said trustees as in said deed set forth, and which gift was made by said donor for the purpose of purchasing a site, and erecting suitable buildings for a convalescent hospital near the city of Montreal, and which hospital was to be called "the Robert Jones Memorial Convalescent Hospital for children of parents belonging to the Church of England, in the diocese of Montreal," and which donation was made upon the other terms and conditions in said deed set forth, and was accepted by the trustees for the purposes declared in said deed, and it was also in said deed stipulated that, in the event of such institution failing to fulfil any of the conditions in clause No. 2 contained in said deed, the said gift should *ipso facto* become null and of no effect, and the land and buildings and other property to be acquired by means of said gift should revert to said trustees, or in default of any of them living, to the heirs and representatives of the donor, who should in either case cause the same to be sold and the proceeds distributed to the other institutions named in the deed of donation, who have not nevertheless accepted such future benefits ;

That, by deed of acquittance before the said Marler, notary, bearing date the 3rd November, 1894, the said Andrew Frederick Gault, Richard White and William M. Ryder, as such trustees, acknowledged to have received from said donor the said sum of twenty thousand dollars, and with which money the said trustees purchased an immoveable property, known upon the official plan and book of reference of the former municipality of the parish of Montreal, as lot No. 4675, said property fronting on the Lower Lachine Road in the district of Montreal, together with buildings thereon, and which said property was duly conveyed to and now exists in the name of the said Robert Jones Convalescent Hospital ;

That the parties concerned have not been able satisfactorily to carry on the work for which the said hospital was constituted, and that it is desirable that the said Robert Jones Convalescent Hospital should be authorized to donate or otherwise convey the said property to some other persons or corporation willing to use it for charitable purposes of any kind ;

That the said Andrew F. Gault has since died, leaving the said two other trustees still living ;

That doubts have arisen as to whether or not the conditions of said deed of donation have been fulfilled in such

way as to cause the said donation to be null and of no effect as in said deed stated, and that in consequence differences of opinion amongst those learned in the law exist as to who the present owner of the said immoveable property is, and who is entitled to sell or otherwise deal with the same, all the parties including the said hospital desiring to sell or otherwise convey the said property ;

Whereas the said petitioners have, by their said petition, prayed for an act to put an end to any such doubts,

And whereas the said Richard Arthur Archibald Jones, the donor of the said sum of twenty thousand dollars, has consented to the passing of this act, as appears by his consent at the foot of the draft of this act, deposited of record in the office of N. Perodeau, notary, at Montreal, by deed of deposit made by Selkirk Cross on the 17th May, 1905 ; 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 :

Certain property vested in corporation and sale, &c., thereof authorized.

1. The said property, known upon the official plan and book of reference of the former municipality of the parish of Montreal as lot No. 4675, together with all buildings and improvements thereon, is declared to be legally vested in the said corporation known as "the Robert Jones Convalescent Hospital," and said hospital is authorized to sell the said property for any price or to convey and transfer it gratuitously to any institution or corporation upon such clauses, charges and conditions as the said Hospital considers judicious, and to apply the proceeds or the destination otherwise than mentioned in the said deed of donation, without the purchaser or grantee having to see to the application of any of the proceeds of sale or to the change in the destination of the said property.

Coming into force.

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