

vided and, failing such contribution by the Shipping Federation of Canada, the chairman and the three persons secondly mentioned shall be named by the honorary members alone.

Powers of committee of management.

**8.** The committee of management shall have the control and administration of the contributions and funds belonging to the corporation, and may invest the same, after payment of all charges, in such manner as it may deem most advantageous for the purposes of the corporation. It shall make and adopt, from time to time, all necessary by-laws for the management of the affairs of the corporation, subject to the provisions of the present act.

Whence funds of corporation are derived.

**9.** The funds of the corporation shall be derived from the entrance fees and weekly contributions of the members, from the annual subscriptions of the honorary members, and from the annual contributions of the Shipping Federation of Canada as hereinbefore provided.

62 V., c. 32, to apply to corporation.

**10.** The act 62 Victoria, chapter 32, respecting mutual benefit associations, shall govern the corporation, except in so far as this act may derogate therefrom.

Coming into force.

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

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## CHAP. 102

An Act respecting the Male Institution for the Catholic Deaf and Dumb of the Province of Quebec

[Assented to 20th May, 1905]

Preamble.

**WHEREAS** the Male Institution for the Catholic Deaf and Dumb of the Province of Quebec has, by its petition, represented :

That such institution, at the time of its incorporation by this Legislature, on the 28th January, 1874, had already existed for twenty years, and since that date has continued the work for which it was founded, receiving persons who are deaf and dumb, caring for, feeding and educating them ;

That during such period of time, that is to say, for over fifty years, the institution has been the only one devoted to the education and instruction of male Catholic deaf mutes in this province ;

That, with a view to maintaining this establishment, its

administrators have acquired immoveables in the neighborhood of Montreal, and, in order to pay for such immoveables, have received on deposit, money belonging to private individuals ;

That accommodation notes have been signed in favor of various persons for an amount of more than four hundred thousand dollars and have imperilled the existence of the said institution ;

That the said institution has considerable assets, consisting almost entirely of immoveables, the value whereof seems sufficient to pay all the debts of the institution, provided a reasonable delay be granted for the liquidation of such assets ;

That most of the creditors of the institution, on being informed of its position, have granted a delay of three years for the payment of their respective claims ;

That in order to protect the interests of the creditors, various religious institutions have guaranteed loans of cash, to the amount of two hundred and ninety thousand dollars.

That a committee of citizens has been appointed to control the realizing of the assets of the said institution and to secure, for all the interested parties, a fair and equitable distribution of such assets ;

That, nevertheless, for the purpose of attaining the end in view, it is necessary that the charter of the said institution be amended, and that fresh powers be granted it ;

That the maintenance of the said institution is a matter of public interest, and it is important to secure equitable and equal payments to all the creditors ;

Whereas it is expedient to grant the prayer of such petition ;

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

**1.** Section 1 of the act 37 Victoria, chapter 39, is replaced 37 V., c. 39, s. 1, replaced. by the following :

“ **1.** The superior of the community of *Les Clercs Paroissiaux ou Catéchistes de Saint-Viateur* in Canada, the director Persons incorporated. and procurator of the principal establishment receiving male deaf mutes, and their successors forever, in their respective offices, with a professor of the said institution, appointed annually by the body of professors, and another person chosen annually by the four former, are hereby constituted a body politic and corporate under the name of “ The Catholic In- Name. stitution for Male Deaf Mutes of the Province of Quebec”, together with all persons who at any time whatever shall have been affiliated by the majority of the members then constituting the corporation.”

Id., s 2, § 4, replaced. **2.** Paragraph 4 of section 2 of the said act is replaced by the following :

Annual value of property not to exceed certain amount, &c. “ 4. Finally, have and exercise all rights usually pertaining to corporations, provided always that the annual value of the said moveables and immoveables shall not exceed fifty thousand dollars, not including the buildings necessary for the purposes of the said institution and the ground and land on which they are or may be erected.”

Id., s. 4, replaced. **3.** Section 4 of the said act is replaced by the following :

Chairman of board. “ 4. The superior of the community of the *Clercs de Saint-Viateur* shall be *ex-officio* the chairman of the board of management. In the event of his absence, another chairman shall be appointed for the time being.

If absent. The chairman shall have a casting or second vote, in the event of an equal division of the votes.”

Casting vote of chairman. The chairman shall have a casting or second vote, in the event of an equal division of the votes.”

Id., s. 8, repealed. **4.** Section 8 of the said act is repealed.

Secs. added to id , after 7. **5.** The four following sections are added to the said act, after section 7 :

Appointment of advisory council and its duties. “ 8. The management of the material affairs of the institution, including the payment of the creditors by means of dividends, interest and capital, shall be controlled during liquidation by an advisory council to be called : “ The council of management of the Catholic Institution for the Deaf and Dumb,” and composed of the following : A. L. Kent, accountant ; G. M. de Pailleur, priest-canon ; Trefflé Bastien, alderman ; Ubalde Garand, banker ; and the procurator of the institution.

Vacancies in council. In case of vacancy the successor shall be appointed by the other members of the council.

Suspension of recourse of creditors for certain time, and assets of corporation to be realized. “ 9. The recourse of the creditors of the said institution is suspended for a period of three years from the coming into force of this act. During such delay, the institution shall, under the control of the advisory council, realize in cash the assets of the said institution and pay the creditors equally.

Application of act, &c. “ 10. This act shall apply to pending cases and to judgments rendered ; but no provisions of this act shall affect securities held or acquired by any creditor. The judge may, however, authorize the continuation up to judgment of the proceedings commenced, in the case of a creditor whose rights may be lost by the suspension of his recourse.

“ 11. Sections 9 and 10 hereinabove shall not have the effect of suspending or affecting in any way the recourse of creditors who have, since 1st November, 1904, made any cash advance to assist the institution or for the payment of its creditors.”

Interpretation of sections 9 and 10 as to certain creditors.

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

Coming into force.

## CHAP. 103

An Act to incorporate *Les Frères de la Croix de Jésus*

[Assented to 11th May, 1905]

**WHEREAS** *Les Frères de la Croix de Jésus*, of the Province of Quebec, to wit : Jean Auguste Léon Lacarelle, in religion Brother Firmin, superior general ; Antoine Brun, in religion Brother Evariste, provincial and master of novices ; Philippe Verrière, in religion Brother Henri, assistant, and Célestin Cudraz, in religion Brother Honoré, procurator, all members of the congregation of *Les Frères de la Croix de Jésus*, of the town of St-Germain de Rimouski, have, by their petition, represented :

Preamble.

That, in 1903, they founded in the town of St-Germain de Rimouski an establishment of their order, with the approval of the ecclesiastical authorities ;

That His Lordship, *Monseigneur* Blais, bishop of St. Germain de Rimouski, has approved of their establishment in his diocese ;

That to attain their ends they desire to be incorporated ;

Whereas they have prayed to be constituted a civil corporation, and 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 said brothers Jean Auguste Léon Lacarelle, in religion Brother Firmin ; Antoine Brun, in religion Brother Evariste ; Philippe Verrière, in religion Brother Henri, and Célestin Cudraz, in religion Brother Honoré, and such persons as may, in accordance with their constitution or rules, join or succeed them, are incorporated under the name of *Les Frères de la Croix de Jésus*.

Persons incorporated.

Name.