

C H A P. 115

An Act respecting *l'Hopital Notre-Dame de Montreal*

[Assented to 25th April, 1903]

WHEREAS *l'Hopital Notre-Dame de Montréal*, has, by its Preamble. petition, represented :

That, on the sixteenth day of March, one thousand, nine hundred and three, it made a contract with the city of Montreal, a copy whereof is annexed to this act as schedule A, and that it is expedient that such contract be ratified and declared binding upon the parties thereto ; that it is also expedient that all other municipal corporations be authorized to make contracts with the said hospital for the reception and treatment of patients suffering from contagious or infectious diseases ; and that it is also expedient that the said hospital be authorized to issue bonds bearing a hypothec on its property :

And whereas, the said hospital has, by its petition, prayed for the passing of an act for the aforesaid purposes and 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 :

1. The contract, between the city of Montreal and *l'Hopital Notre-Dame*, made on the sixteenth March, nineteen hundred and three, a copy whereof is annexed to this act as schedule A, is ratified and confirmed, and all the clauses and conditions thereof are declared legal and binding upon both parties thereto, notwithstanding the provisions of the charter of the city of Montreal or of other laws to the contrary. Certain contract of 16th March, 1903, ratified, &c.

2. All municipal corporations of cities, towns, villages or others may, notwithstanding any provisions of their charter or of other laws to the contrary, undertake, by contract, to pay *l'Hopital Notre Dame*, for the admission and treatment of persons from their territories suffering from the contagious or infectious diseases mentioned in such contracts, such sums of money, for such periods and on such conditions as may be agreed upon. Power given to municipal corporations to pay for patients suffering from contagious disease.

3. *L'Hopital Notre Dame* may issue bonds, secured by mortgage upon its immoveables by deed of trust or otherwise, and withdraw such bonds already issued and issue others in lieu thereof, provided the total amount of the bonds outstanding at any one time shall never exceed the sum of one hundred and fifty thousand dollars. Issue of bonds to certain amount and mortgage of property authorized, &c.

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

SCHEDULE A

In the year one thousand, nine hundred and three, on the sixteenth day of March.

Before Mtre VICTOR MORIN, the undersigned Notary Public for the Province of Quebec, in Canada, residing and practising in the city of Montreal in the said province,

CAME AND APPEARED,

THE CITY OF MONTREAL, a body politic and corporate having its principal place of business in the city hall in the East Ward, of the city of Montreal, and represented and acting herein by His Worship the mayor of the said city, James Cochrane, esquire, contractor, residing in the said city of Montreal, hereinafter called "the city",

Party hereunto of the first part;

AND

L'HOPITAL NOTRE-DAME À MONTRÉAL, a body politic, incorporated by an act of the Legislature of the Province of Quebec, having its principal place of business in the said city of Montreal, herein represented by Charles P. Hébert, esquire, merchant, and Emmanuel P. Benoit, physician, both residing in the said city of Montreal, the former in his capacity of president and the second in his capacity of secretary of the said hospital, and in their said capacities hereunto duly authorized by a resolution adopted at a meeting of the board of management of the said hospital, held on the third March instant, a certified copy whereof will remain annexed to this deed, after having been signed by the undersigned notary, *ne varietur*, hereinafter called "the hospital,"

Party hereunto of the second part;

WHICH SAID PARTIES have declared to the undersigned notary that, inasmuch as it is in the interest of the citizens of Montreal, that measures be taken to secure the isolation and treatment of persons attacked by certain contagious and infectious diseases hereinbelow mentioned, they have entered into the following stipulations and agreements to wit :

1. The hospital shall build and maintain three pavilions capable of containing three hundred beds in all, for the

treatment and isolation of persons attacked by diphtheria, scarlet fever or measles whom the city may send or cause to be sent there, and also an observation pavilion for doubtful cases. Such buildings shall be in a condition to receive patients on the first day of January, one thousand, nine hundred and four, but in the event of delay through no fault of the hospital, a reasonable extension of delay shall be allowed.

2. The city shall pay the hospital fifteen thousand dollars (\$15,000.00) per annum, for twenty-five years, counting from the first of January, one thousand, nine hundred and four, or, in the event of all the buildings not being finished at that date, counting from the day on which they will be finished. Payments shall be effected by quarterly instalments of three thousand, seven hundred and fifty dollars (\$3,750.00), each on the last juridical day of the months of March, June, September and December. Should the buildings not be finished on the first of January, one thousand, nine hundred and four, the first instalment shall be payable on the first of the four dates aforesaid following the day on which they will be finished and the amount thereof shall be proportionate to the time that has elapsed since such day. The said sum of fifteen thousand dollars per annum shall be paid for an average of twenty patients per day at most, representing seven thousand, three hundred days of care of the sick per annum. For every day's care over the seven thousand, three hundred days per annum, given to any patient sent by the city, the latter shall pay one dollar extra. The total extra amounts for the year, if any be due, shall be paid on the last juridical day of December.

3. The hospital shall receive and care for all persons, to the number of one hundred at a time, whom the city shall send or cause to be sent to it, no matter to what race or religious creed they may belong, who may be attacked by diphtheria, scarlet fever or measles or any other infectious or contagious disease, upon which the parties hereto may hereafter agree. The city may nevertheless substitute to the said three diseases or to any of them such other contagious diseases as it may deem more advisable to isolate in the hospital for the time being; but the hospital shall never be obliged to receive cases of small-pox, asiatic cholera, bubonic plague or leprosy.

4. The hospital shall take charge of the ambulance service, but the city shall see to the disinfection of infected houses and of their contents.

5. The city shall have the right to appoint an inspector of the three pavilions and of the department for observation of doubtful cases, and such inspector may, at any suitable

hour, inspect such buildings and their wards and examine the registers concerning the patients sent by the city.

6. The city medical health officer, or any other person duly authorized to act in his place, may, at any time, demand the removal from the hospital of any patient sent by the city ; such demand shall be made in writing and after the day of its receipt, if the patient remain in the hospital, he shall not be counted amongst those at the city's charges ;

7. *L'Hôpital Notre-Dame à Montréal* shall pay the cost of this deed and of a copy thereof for the city, as well as other incidental expenses.

These presents were agreed on behalf of the city of Montreal aforesaid, in accordance with a resolution adopted at a meeting of its council held on the second of March instant, adopting a report of the special committee appointed by the city for the purposes aforesaid, dated the seventeenth February last, copies of which resolution and report will remain annexed to these presents, after having been signed by the undersigned notary *ne varietur*.

WHEREOF ACTE—Done and passed in the said city of Montreal, on the date firstly above written, under the number six thousand, six hundred and two of the repertory of the deeds of Victor Morin, the undersigned notary.

And, after these presents were read to the parties, they signed the same, and LAURENT OLIVIER DAVID, esquire, city clerk, residing in Montreal, countersigned the same and affixed thereto the seal of the corporation of the said city, the whole in the presence of the said notary, who also signed.

	(Signed)	CHAS. P. HÉBERT, <i>President,</i>
	"	EM. P. BENOIT, M.D., <i>Secretary,</i>
[L.S.]	"	JAMES COCHRANE, <i>Mayor,</i>
	"	L. O. DAVID, <i>City clerk,</i>
	"	VICTOR MORIN, N.P.

True copy of the original hereof remaining of record in the office of the undersigned.

VICTOR MORIN, N. P.
