

CHAP. 123

An Act to incorporate the Montreal Technical Institute

[Assented to 25th April, 1903]

WHEREAS A. F. Gault, David McNicoll, James Crathern, Preamble.

David Morrice, Hon. Fred. L. Béique, F. L. Wanklyn, Frank Redpath, Henry Birks, G. B. Burland, Hon. J. D. Rolland, H. T. Bovey, Robert Munro, Col. J. H. Burland, B. Hal Brown, Geo. E. Drummond, John Harper, Charles Stevens, A. Y. Blomeley, W. Mackey, Alex. McFee, Henry Stikeman, C. J. Fleet, S. H. Capper, R. R. Stevenson, J. W. Hughes, Wm. McMaster, Hon. R. Dandurand, J. C. Holden, S. Coulson, E. P. Eaton, F. W. Morse, and W. R. Baker, all of the city of Montreal, in the Province of Quebec, have, by their petition represented to the Legislature of the Province of Quebec that it is desirable that a corporation be formed and incorporated by an act of this Legislature, under the name of the "Montreal Technical Institute" for the purpose of furnishing and promoting technical, artistic, industrial and commercial education, and of giving and furnishing to students, pupils and scholars such education and instruction as may be necessary or desirable to enable them to receive and profit by such technical, artistic, industrial and commercial education, with power to erect a building or buildings, containing halls, class rooms, lecture rooms, studies, libraries, laboratories, and workshops, and to carry on classes, lectures, instruction by correspondence, and other methods of instruction; the whole without distinction of nationality, class, or creed;

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. A. F. Gault, David McNicoll, James Crathern, David Morrice, Hon. Fred. L. Béique, F. L. Wanklyn, Frank Redpath, Henry Birks, G. B. Burland, Hon. J. D. Rolland, H. T. Bovey, Robert Munro, Col. J. H. Burland, B. Hal Brown, Geo. E. Drummond, John Harper, Chas. Stevens, A. Y. Blomeley, W. Mackey, Alex. McFee, Henry Stikeman, C. J. Fleet, S. H. Capper, R. R. Stevenson, J. W. Hughes, Wm. McMaster, Hon. R. Dandurand, J. C. Holden, S. Coulson, E. P. Heaton, F. W. Morse, W. R. Baker, and all such other persons as may be hereafter associated as incorporators Persons incorporated

Name. with them, shall be and are hereby constituted a body politic and corporate under the name of the "Montreal Technical Institute."

Objects of corporation. **2.** The objects for which the said corporation is created are the furnishing and promoting of technical, artistic, industrial and commercial education ; the giving and furnishing to students, pupils and scholars of such education and instruction as may be necessary or desirable to enable them to receive and profit by such technical, artistic, industrial and commercial education ; the erecting of a building or buildings, containing halls, class rooms, lecture rooms, studies, libraries, laboratories, workshops, rooms for recreation and exercise, and such other rooms and accommodation as may be necessary and required ; and the carrying on of classes, lectures, instruction by correspondence, and other methods of instruction, the whole without any distinction of nationality, class or creed.

Corporate powers. **3.** The corporation shall have perpetual succession, and may have a common seal, and shall have power to take, hold, possess, and acquire, by purchase, donation, devise, bequest or otherwise, all such moveable and immoveable property as may be required for its use or for the purpose of procuring revenue, and the same to sell, mortgage, pledge, hypothecate, or alienate in any manner whatever, and to borrow money.

Composition of corporators. **4.** The corporators shall be composed of the mayor of the city of Montreal during his tenure of office, the persons mentioned in section 1, and of the patrons, life members, and members qualified as hereinafter provided.

Board of governors and their election. **5.** There shall be a board of governors of the said corporation which shall be elected annually, and be constituted as follows, namely of:

1. The mayor of the city of Montreal, for the time being, shall be a governor by reason of his official position ;

2. The patrons of the said Institute ;

3. Such other persons as may be elected governors in accordance with the by-laws.

President, vice-president and other officers. **6.** The governors shall have power to elect from amongst themselves a president, vice-president, and such other officers as they may think best.

Powers of board of governors. **7.** The board of governors of the said Institute shall, subject to the provisions of this act, have full power and

ultimate control and management of all its property, moveable or immoveable, of every kind and description, and may, from time to time, make, repeal, and amend by-laws, resolutions, rules and regulations for the following purposes, namely :

Power to make, &c., by-laws :

1. The management, direction, good government and control of the said Institute, and of its property of every kind and description, and all its departments, including all matters and things incidental thereto and necessary and expedient for the management and use thereof ; the establishment, direction, and control of the teaching, instruction, education and educational matters of every kind and description in connection therewith, including the appointment and dismissal of all teachers, instructors, professors, and other educational officers ; the control, management, direction, and discipline of all scholars and pupils, the fees and dues payable by them, the terms of their attendance, and finally to provide for and regulate all matters and things falling within the power of the said corporation, except as to matters and things for which special provision is made in this act ;

For the management, &c., of its property ;

2 To fix and determine the number of governors to be elected by the life-members, the number to be elected by the members, and generally, all matters and things affecting the constitution of and representation on the said board ;

For the determination of number of governors to be elected, &c. ;

3. To permit any corporation, public or private, to nominate one or more members of the said Institute, and to fix and determine the conditions of said permission, and such permission at any time to revoke ; to provide for and regulate the time, place, forms and proceedings incidental to the meetings of the life-members, members and corporators of the Institute, and the election of governors ;

To permit of the nomination of members by certain corporations, &c.

Provided always that no addition to, repeal or amendment of the said by-laws, resolutions, rules and regulations, provided for in paragraph 2 of this section, shall come into force until confirmed at a meeting of the corporators specially called for the purpose.

Proviso.

8. Nine governors shall form a quorum.

Quorum of governors.

9. The following persons shall constitute the first board of governors of the said Institute, namely : W. R. Baker, James Crathern, David Morrice, J. C. Holden, Col. J. H. Burland, Senator Fred. L. Béique, H. T. Bovey, Robert Munro, Geo. E. Drummond, Chas. Stevens, Alex. McFee, R. R. Stevenson, Henry Birks, Wm. McMaster, Senator R. Dandurand, F. W. Morse, John Harper, and C. J. Fleet.

First board of governors.

Powers of
such board.

Such board shall have all the powers by this act conferred on the board of governors, and shall hold office for three months or until their successors are duly appointed under the provisions of this act.

Patrons.

10. Any person who contributes to the general funds of the said corporation the sum of not less than five thousand dollars, or any person indicated in his stead by such contributor, shall be a patron of the said Institute.

Life mem-
bers.

11. Any person who contributes to the general funds of the said corporation the sum of two hundred and fifty dollars, or any person indicated in his stead by such contributor, shall be a life member of the said corporation.

Members.

12. Any person who contributes to the general funds of the said corporation the yearly sum of ten dollars shall be a member of the said corporation, but such member may be declared, by a vote of the governors, to have ceased to be such member, if at any time he be one year in arrears for such annual contribution.

Endowment
of chairs, &c.

13. Every person, corporation, or body who establishes or endows to the satisfaction of the governors any department or chair, or gives to the said Institute any equipment to an amount which, in the opinion of the governors, is equivalent to the qualification hereinbefore declared for a patron, life-member, or member, shall be declared by the governors, or may indicate a person who shall be declared by the governors, to be a patron, life-member, or member, as the case may be, and, in the event of any devise or bequest by will of any contribution or endowment by gift equivalent, in the opinion of the governors, to the qualification of a patron, life-member, or member, as hereby established, shall have the right to name a person to become such patron, life-member or member of the corporation, by virtue of such contribution or endowment.

When office
of governor
becomes
vacant.

14. The office of governor shall become vacant by the death, resignation, insanity, or other mental incapacity of the holder thereof, his insolvency, bankruptcy or conviction of any offence against the criminal law ; and, in the case of the death, resignation or disqualification of any elected governor, it shall be in the discretion of the board of governors to name, from the patrons, life-members or members of the said corporation, a governor to serve in his stead for the unexpired remainder of the term for which he was elected.

Filling of such
vacancy.

15. The said Technical Institute shall have power to establish a branch or branches in the city of Montreal, or in such other place in the Province of Quebec, or elsewhere, as may be deemed advisable. The said Technical Institute shall also have power to amalgamate, affiliate or combine, in whole or in part, with such university, school, institute or educational body as may be recommended by the board of governors and approved of by a vote of two-thirds of the corporators present at a meeting specially called for that purpose.

Establish-
ment of
branches.

Power to
amalgamate
with any
university,
&c.

16. This act shall come into force on the day of its sanc-
tion.

Coming into
force.

CHAP. 124

An Act respecting the Brome County Historical Society
and to confirm its acquisition of certain property

[Assented to 25th April, 1903.]

WHEREAS it has been represented by the Brome County Preamble.
Historical Society :

That, on the 9th day of November, 1854, the late Honorable Paul Holland Knowlton, by deed of donation, conveyed to St. Paul's Church, of Knowlton, a certain property there situate, consisting of a few acres of land and a building thereon erected, for the purposes of a high school, and to and for no other use or purpose whatsoever, in connection with the said St. Paul's Church and of the established Church of England ;

That, prior to the year 1879, the said St. Paul's Church had disposed of the greater portion of the land so given to it, but that in the last mentioned year an act was passed by the Legislature of this province providing, amongst other things, that no further alienations of such property should be made ;

That, owing to a variety of causes beyond the control of St. Paul's Church, it has been found impossible for it, in recent years, to keep up and maintain such school ;

That, in the year 1901, Thomas A. Knowlton, the universal residuary legatee of the said late Honorable Paul Holland Knowlton, instituted an action, in the Superior Court for the district of Bedford, for the purpose of setting aside such deed of donation, which action was contested by St. Paul's Church ;

That, with a view to terminate the litigation and to restore peace and harmony in the parish of Knowlton, as well as to devote the said property to some useful purpose by which