

## CHAP. 32

## An Act respecting Butter and Cheese Exchanges

[Assented to 26th March, 1902]

**H**IS MAJESTY, with the advice and consent of the Legislative Council and of the Legislative Assembly of Quebec, enacts as follows :

Certain number of persons may sign in triplicate declaration of intention to form Exchange.

**1.** Any five or more persons who, either alone or as members of a partnership, are engaged in the manufacture and sale of butter or cheese, or in the business of buying butter or cheese for export or re-sale, or are appointed, in writing, to represent the patrons or shareholders of any butter or cheese factory, association or company, or any partnership or corporation engaged in the business of buying butter or cheese for export or re-sale as aforesaid, and who desire to associate themselves together for the purpose of carrying on a Butter and Cheese Exchange, shall make and sign, in triplicate, in the presence of two witnesses, one of whom shall attest to the genuineness of the signatures thereto by affidavit, a declaration in writing, to that effect, in the form set out in the schedule to this act, designating the place where the business of the Exchange is to be carried on, and shall file one of each thereof in the office of the prothonotary of the district and in the office of the registrar of the county in which the said Exchange is to be carried on, together with a triplicate of the by-laws, rules, and regulations, signed by such persons, respectively, also in the presence of two witnesses, one of whom shall in like manner attest to the genuineness of the signatures thereto.

To be filed with prothonotary and registrar together with by-laws, &c.

Incorporation to take effect thereupon.

Upon the filing of the said declaration, by-laws, rules and regulations as aforesaid, the persons who have signed the same, and all other persons who may thereafter subscribe their names to the said by-laws, rules and regulations, as set forth and contained in a book of said Exchange kept for that purpose, shall become a body politic and corporate, by the name therein described.

Certificate to be endorsed on one of the triplicates.

**2.** The prothonotary of the Superior Court, and the registrar, shall, if desired by the person filing the declaration, by-laws, rules and regulations, endorse on the remaining triplicate thereof, a certificate that a triplicate thereof has been filed in his office, respectively, with the date of filing ; and every such certificate by said prothonotary and registrar shall be *primâ facie* evidence of the facts set out therein, and of the incorporation of the Exchange.

**3.** The by-laws, rules and regulations to be fyled as here- What by-laws to contain.  
inbefore mentioned, shall contain regulations respecting :

1. The mode of convening general and special meetings of the members of the Exchange ;

2. Provision for the auditing of the accounts of the Exchange ;

3. The withdrawal of members, and the admission, suspension and expulsion of members ;

4. The appointment of officers, and their respective duties, including the filling of vacancies caused by death, resignation or otherwise ;

5. The mode of conducting the purchase and sale of cheese and butter at the Exchange, and of making contracts for the sale thereof by members of the Exchange ;

6. The inspection, weighing, and shipment of cheese and butter, and the time and mode of payment for cheese or butter bought or sold on the Exchange ;

7. The penalties to be imposed for the infraction of the rules of the Exchange by members thereof ;

8. The annual and other fees payable by members of the Exchange ;

9. The final settlement by arbitration of disputes respecting contracts made on the said Exchange.

**4.** All by-laws, rules and regulations made by the Ex- Repeal, &c., of by-laws, &c.  
change may be repealed, altered or amended by other by-laws, rules or regulations, at any meeting of the members specially called for that purpose ; but no new by-laws, rules or regulations shall have any force or effect until a true copy thereof has been fyled in the office of the prothonotary and of the registrar, in which the declaration of incorporation was fyled.

**5.** The secretary or other officer appointed for this pur- Annual re- turn to Minis- ter of Agri- culture and what to con- tain.  
pose by any Exchange incorporated under this act, shall every year transmit to the Minister of Agriculture of the province, a list of the officers of such Exchange, and a statement of the business transacted by the exchange during the year, in such form as the Minister may direct, and on such schedules as may be provided by him.

**6.** This act shall come into force on the day of its sanc- Coming into force.  
tion.

## SCHEDULE

## FORM OF DECLARATION

Province of Quebec, }  
 District of }  
 County of }

We (*insert the names of subscribers not less than five*) do hereby declare that we desire to form an Exchange pursuant to the provisions of the Act respecting Butter and Cheese Exchanges;

The corporate name of the Exchange is to be (*insert the name of the Exchange*), and the name of the place where the operations of the said Exchange are to be carried on is (*insert the name of the place where the operations of the Exchange are to be carried on*);

We further declare that the by-laws, rules and regulations herewith produced and filed by us, and bearing our signatures, were duly passed at a meeting of the subscribers hereto and other persons belonging to said Exchange, held at (*here insert the name of the place the meeting was held*), on the            day of            19   , in accordance with the terms of the said act.

DATED AND SIGNED at (*here insert the name of the place where the declaration is signed*), in the county of           , and district of           , this            day of            19   , in the presence of the subscribing witnesses.

(Signatures)

(Signatures of witnesses.)

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 AFFIDAVIT OF WITNESS

I, (*name in full of witness*), of (*place of residence*), (*occupation*), being duly sworn, depose and say :

1. I am one of the witnesses to the foregoing declaration ;
2. The said declaration was signed by (*here insert the names of the persons signing the declaration*), in my presence and in the presence of (*here insert the name, residence and occupation of the second witness to the declaration*), the other subscribing witness, whose signature to said declaration I also witnessed, on the date and at the place therein set forth ;

