



## 63 VICTORIA

### CHAP. 34

An Act to amend section seventeen of chapter three of title eleven of the Revised Statutes, respecting mutual fire insurance companies.

[Assented to 23rd March, 1900]

**WHEREAS** it is desirable to extend to Church of England Preamble.  
dioceses, the same facilities for establishing mutual fire insurance companies as are now enjoyed by the Roman Catholic dioceses with regard to church property ;

Therefore, Her Majesty, by and with the advice and consent of the Legislature of Quebec, enacts as follows :

**1.** The following paragraph is inserted after article 5348 of the Revised Statutes : Paragraph added after R. S., 5348.

§ 9.—*Formation of diocesan mutual insurance companies*

“ **5348a.** The incumbent and church-wardens of not less than nine congregations of any Church of England diocese in the province may, with the approval of the bishop of the diocese, establish a mutual fire insurance company under the name of ‘The (*name of diocese*) Diocesan Mutual Fire Insurance Company.’ Establishment of company authorized. Name.

“ **5348b.** The company shall be established in the following manner : How to be established.

A declaration in duplicate shall be signed by the incumbent and church-wardens of not less than nine congregations

in the same diocese and be approved of by the bishop of the diocese in writing thereon.

The said declaration shall set forth :

The name of the company ;

The place where the head office of the company shall be ;

The kind and character of the risks which shall be limited to the following or any one of them, churches, parsonages, parish rooms, halls or buildings, school buildings under the control of any such church and other buildings dependent and any furniture therein ;

The name of the directors, who shall not be less than three nor more than nine.

Fyling of copy of declaration.

“ **5348c.** One of such duplicate declarations shall be fyled in the office of the registrar of the division or county in which the head office is to be.

Incorporation effected thereupon.

“ **5348d.** Upon the fyling of the said declaration, the congregation represented by the several subscribers above-mentioned, and all persons or corporations effecting insurance therein, shall become members of the company, and shall be a body corporate and politic by and under such name so adopted.

Other copy to be transmitted to inspector of insurance.

Before any other proceeding is held or any business is transacted, the said directors shall transmit to the inspector of insurance at his office in Quebec, the second duplicate of the declaration accompanied by a statement signed by such directors, stating the kind and character of the risks to be taken.

Duty of inspector thereupon.

“ **5348e.** Upon receipt of such duplicate declaration and statement, the inspector shall proceed to ascertain whether the proceedings for the incorporation of such company have been taken in accordance with the law in that behalf. He may require the declaration of any person upon oath to be fyled with him touching any matter concerning which he is called upon to make enquiry.

Certain articles of R. S., to apply.

“ **5348f.** With the exception of articles 5264, 5265, 5266, 5267, 5268, 5269, 5270, 5271, 5272, 5285, 5295 and 5302, section seventeen of chapter three of title eleven of the Revised Statutes shall apply to such companies.

Who signs deposit note and through whom.

“ **5348g.** Every congregation insuring in the company shall be a member, and the incumbent and church-wardens shall sign the deposit note ; they may exercise their rights as members by and through a delegate appointed by power of attorney *sous seing privé*.

“ **5348h.** The directors of the company must be either an incumbent or a church-warden of a congregation insuring in the company, or hold the proxy of a congregation through their incumbent and church-wardens. Who may be directors.

“ **5348i.** Any diocesan mutual fire insurance company, organized under this section, may do business in any number of adjoining dioceses not exceeding five, upon obtaining the approval in writing of the bishops of such adjoining dioceses. Extension of business to adjoining dioceses.

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