

CAP. XCIII

An Act to amend the charter of *L'Association St. Jean-Baptiste de Montréal*.

[Assented to 10th March, 1899.]

Preamble.

WHEREAS *L'Association St. Jean Baptiste de Montréal* has prayed the Legislature to amend its charter so as to confer additional powers upon it, and it is expedient to grant its prayer ;

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

51-52 V., c. 65,
s. 1, replaced.

1. Section 1 of the act 51-52 Victoria, chapter 65, is replaced by the following:

Active mem-
bers of Asso-
ciation.

“**1.** The active members of the association shall consist of Canadians of French origin, either on their father's or on their mother's side, or citizens of other origins having married French Canadian Catholic women, who are elected active members and who possess the qualification required by the by-laws.”

Id., s. 13, re-
placed.

2. Section 13 of the act 51-52 Victoria, chapter 65, as amended by section 4 of the act 55-56 Victoria, chapter 85, is replaced by the following :

Power to
make by-laws
for certain
purposes.

“**13.** The board of the association may make all by-laws, not inconsistent with the provisions of this act, nor with the laws of the Province, and among others on the following subjects :

1. The number, date, place, and object of the meetings, as well as the date and manner of holding the elections of the association ;

2. The admission and expulsion of members, as well as the amount and date of payment of the annual subscription of the active members ;

3. The qualification of the members of the board of management and of the financial commission ;

4. The appointment of honorary officers and members with the right of giving their opinion at meetings of such board.

5. The appointment of officers or employees, other than those mentioned in the present act, their duties and obligations ;

6. The forfeiture and conversion of shares ;

7. The construction and administration of a national edifice and other property ;

8. The creation of a financial commission, to which the board of management may delegate the necessary powers for the construction and administration of the national edifice ;

9. The organization of a mutual benefit fund, either in favor of its sick members or of the families of deceased members, by means of a special assessment ; the formation and encouragement of national undertakings ; the carrying on and administration of the affairs of the corporation, and, in general, all that the association may consider necessary to accomplish such object."

3. Section 27 of the act 51-52 Victoria, chapter 65, as enacted by the act 55-56 Victoria, chapter 85, section 10, is replaced by the following :

"27. The administration of the edifice, known as the *Monument National*, shall be under the control and direction of a financial commission, composed and elected in the manner to be determined by by-law."

Adminsitration of national edifice.

4. The following sections are added after section 28 of the act 51-52 Victoria, chapter 65, as enacted by the act 55-56 Victoria, chapter 85, section 10 :

Sections added after id., s. 28.

"29. Notwithstanding any law to the contrary, the association may receive by donation in the ordinary manner or in the form of promises or undertakings to pay, according to schedule A annexed to this act, and inserted in a special book for this purpose forming part of the archives of the association, and such promises and undertakings shall be valid and irrevocable and shall constitute a civil obligation in favor of the association.

Gifts may be received. Form of.

The proceeds of such gifts shall be represented by shares in the name of the association in the capital stock mentioned in section 24 of the act 51-52 Victoria, chapter 65, as amended by section 10 of the act 55-56 Victoria, chapter 85, and shall be, in the first place, employed in extinguishing the debt on the *Monument National*.

How proceeds of gifts to be represented.

"30. By a by-law to that effect, the board of directors of the association may establish a savings and benefit fund or *caisse*, the by-laws concerning which shall be in accordance with the schedule B annexed to this act, which by-laws shall be deemed to form part of this act.

Establishment of savings or benefit fund, by by-law. Form of.

A duly certified copy of the by-law establishing such *caisse* or fund shall be deposited in the office of the Provincial Secretary, and a notice signed by the head of that department may be published in the *Quebec Official Gazette* stating that such by-law has been passed and filed as aforesaid, and thereupon the association shall, for the purposes of the said *caisse*, form a distinct corporation under the name of *l'Association St. Jean Baptiste de Montréal (Caisse Nationale d'Economie)*, with all the powers conferred upon civil corporations by the law of the country."

Copy of by-law to be deposited with Provincial Secretary and notice given.

Effect of notice.

Coming into force.

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

SCHEDULE A.

I, the undersigned (*insert name, surname, occupation and residence*)

being desirous of contributing to the philanthropic and patriotic work of *L'Association St. Jean-Baptiste de Montréal*, undertake to pay the sum of

to be paid (*insert the dates of payment either before or after the donor's death and, if necessary, the conditions attached to the gift*).

In testimony whereof, I have signed, at Montreal, the day of the month of one thousand

Witnesses :

.....

Signature :

.....

SCHEDULE B.

BY-LAW.

Art. 1. *L'Association Saint-Jean-Baptiste de Montréal*, under the powers conferred upon it by its charter, establishes a savings and benefit *caisse* or fund. Such *caisse* shall be known as *Caisse Nationale d'Economie*. The *caisse* shall be deemed to have commenced operations on the 1st January, 1899.

Without waiver of its other corporate rights, the association for the purposes of such *caisse* constitutes a distinct corporation under the name of *L'Association St. Jean-Baptiste de Montréal (Caisse Nationale d'Economie)* having all the powers conferred upon civil corporations by the laws of the land.

Art. 2. The *caisse* is divided into two classes: class A. and class B.

Art. 3. As many sections of the *caisse* may be established as there are sections of the association. Sections of the *caisse* may be established throughout the Province.

Art. 4. The *caisse* is administered by the board of the association or by a special committee appointed by such board and selected from among the members of the *caisse*.

The general president and secretary-treasurer of the association shall be *ex officio* members of the committee.

Art. 5. Members are recruited by the board and by the sections of the association.

Art. 6. The annual contribution is one dollar, payable on the first day of January in each year. The monthly contribution is twenty-five cents in class A, and fifty cents in class B, payable on the fifteenth day of each month.

All contributions shall be payable at the place indicated, from time to time, by the administrators of the *caisse*, notice whereof shall be given in two French newspapers published in the city of Montreal.

Art. 7. Any member of the *caisse* may pay any part of his contributions in advance, and he shall be allowed discount at such rate as may, from time to time, be fixed by the board of the association.

Art. 8. Every person who pays the annual contribution of one dollar becomes a member of the *caisse*, upon making an application therefor in the manner prescribed by the board of the association.

Art. 9. On receipt of the application for admission, the secretary-treasurer of the association delivers to the candidate a certificate of admission in the manner also prescribed by the board of the association.

Art. 10. The payment of the annual contribution qualifies a member of the *caisse* who forms part of *L'Association St. Jean-Baptiste de Montréal* as an active member of the association.

Art. 11. Every member in arrear in the payment of his contribution pays a fine of five cents upon each contribution remaining unpaid.

Art. 12. Every member in arrear for twelve months in the payment of his yearly or monthly contributions may be struck from the books of the *caisse* by the board of the association or by the committee, and he forfeits all his rights as member of such *caisse*.

Art. 13. After performing his obligations as member of the *caisse* during five consecutive years, a member of the society who is a minor, may ask for a suspension of the payment of his contributions, provided he establish, to the satisfaction of the board of the association or of the committee, that he has lost the protection of the person who discharged his obligations.

The time during which such suspension lasts does not count for the pension.

Art. 14. A member of the society attacked by illness may ask for a suspension in the payment of his contributions, provided that he establish, to the satisfaction of the board of the association or of the committee, that he is unable to work and to pay his contributions.

The time during which such suspension lasts does not count for the pension unless a member pays up his arrears, without fine.

Art. 15. After fulfilling his obligations as a member of the *caisse* during five consecutive years, a member of the society who is attacked by a chronic disease, which prevents him from working and renders him incapable of paying his contributions, may ask to be allowed to remain a member of the *caisse* so long as his illness lasts, and may obtain such privilege on proof to the satisfaction of the board of the association or of the committee; but after the twenty years mentioned in article 18 hereinafter, he is entitled only to a pension proportionate to the monthly contributions he has paid, without reference to the date of the payments.

Art. 16. The annual contributions and fines belong to the association, and the latter bears the expenses of the administration of the *caisse*.

Art. 17. The funds or receipts of the *caisse* are invested in Dominion or Provincial securities or debentures, or in public securities of the United Kingdom or of the United States of America, or in the securities or debentures of municipalities or in real estate in this province, or first mortgages on real estate in this province valued at an amount not exceeding three-fifths of the municipal valuation. Investments may be changed at will.

Art. 18. After having been a member of the *caisse* for twenty years, a member of the society is placed upon the list of pensioners, and he is entitled during his life-time, with the other pensioners, to the annual interest yielded in each subsequent year by the assets of the society.

For the purposes of this article the amount of interest to be distributed and deemed to have accrued during the year, shall be equal to that appearing in the inventory on the 31st December previous, as being the interest of the preceding year.

Art. 19. Except in so far as is prescribed in article 15 hereinabove, the division of the interest is made between the pensioners *per capita*; the pensioners of the class A receive however one half of the amount paid to class B.

Art. 20. A pensioner continues to pay his annual and monthly contributions, and the latter are capitalized every year.

The unpaid contributions and the fines incurred during the year are deducted from the pension.

Art. 21. Pensions begin on the first of January and are paid by quarterly instalments on the first of February, May, August and November.

Art. 22. Although payable quarterly, as above-stated, the pension is nevertheless deemed to have been acquired for the whole year from the first of January, and, in the event of a pensioner's death, his pension for the year is paid to his heirs or to the persons designated by him.

The relatives of the deceased member have no recourse against the *caisse*, and the sums paid by him continue to belong to the *caisse*.

Art. 23. Pensioners shall, in January of each year, send in a certificate establishing that they are still living.

Art. 24. The society does not acknowledge any transfer of the pension, which is non-transferable and not liable to seizure, and is paid only to the person entitled thereto, upon his giving an acquittance for the same.

Art. 25. The treasurer shall every year, in the last week of the month of January, submit to the members of the *caisse* a general and detailed report on the financial situation, which report shall be accompanied by a certificate signed by two auditors appointed at the previous general meeting. A copy of the said report shall be transmitted to the Provincial Secretary.

Art. 26. The Provincial Treasurer shall at all times have access to the books of the *caisse*.

Art. 27. A portion of the capital paid each year into the *caisse*, may, after it has been forty years in existence, be employed in national or charitable works or foundations, and in connection with the object of the *caisse*, in the interest and for the special benefit of its members, provided that it be so decided by two-thirds of the board of the association, and that such decision be ratified by the majority of the members of the *caisse* who are present or represented at a special meeting convened for the purpose.

Art. 28. The board of the association shall, from time to time, make such by-laws for the management of the *caisse* as it may deem expedient.

It may also establish additional classes, and the present by-laws shall, *mutatis mutandis*, apply to the new classes.
