

## CAP. LXXXVIII.

An Act to amend and consolidate the act incorporating  
*La Société Union Saint-Joseph des Artisans de Sherbrooke.*

[Assented to 9th January, 1897.]

**W**HEREAS *La Société Union Saint-Joseph des Artisans de* Preamble.  
*Sherbrooke* has, by petition, prayed for the passing of  
 an act to amend and consolidate the act of this Legislature  
 47 Victoria, chapter 59, incorporating the said Society; and  
 whereas it is expedient to grant its prayer;

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

**1.** The act 47 Victoria, chapter 59, is repealed and re- 47 V., c. 59,  
repealed.  
 placed by this act.

**2.** The corporation shall in future, and for all intents Name of cor-  
poration.  
 and purposes whatsoever, be known under the name of  
 the "*Union Saint-Joseph de Sherbrooke*"; and all moveable or Property vest-  
ed in it, &c.  
 immoveable property belonging to the corporation, and  
 all rights, claims, subscriptions, contributions and fines  
 now in its possession, and all its debts and obligations are  
 hereby transferred to and vested in the corporation under  
 its new corporate name.

**3.** The present members of the corporation, and all those Members to  
continue as  
corporation.  
 who shall hereafter become members thereof, shall continue  
 to be a body corporate and politic, under the said name of  
 the "*Union Saint-Joseph de Sherbrooke*."

**4.** The officers of the corporation appointed and elected Present offi-  
cers.  
 in virtue of the aforesaid act and now in office are hereby  
 continued in their respective offices until duly replaced.

**5.** The rules, regulations and by-laws, made by the said Present rules,  
&c.  
 corporation and now in force, shall continue to have their  
 full effect until duly repealed or amended.

**6.** The object of the "*Union Saint Joseph de Sherbrooke*" Object of so-  
ciety.  
 is:

(a) To unite in a common brotherhood all persons en-  
 titled to become members of the society;

(b) To give every possible moral and material assistance  
 to its members and to those who are dependent on them;

(c) To promote the social, moral and intellectual education  
 of its members;

(d) To grant temporary aid to its members in case of  
 illness or accident;

(e) To grant an indemnity and confer other benefits upon the widows, children or legal representatives of its deceased members.

Head office. **7.** The head office of the corporation shall be in the city of Sherbrooke.

Corporate powers. **8.** The corporation hereby constituted shall have perpetual succession and may :

1. Sue and be sued before all courts of justice ;
2. Acquire, possess, accept and receive, under any title whatsoever, gratuitous or onerous, *inter vivos* or by will, all tenements, lands, hereditaments, real estate and immoveables situated in the Province of Quebec not exceeding in annual value the sum of ten thousand dollars, and may lease, hypothecate, sell and alienate the same, and acquire others in lieu thereof ;
3. Subscribe to, draw, endorse, transfer and consent to promissory notes, bills of exchange, obligations, warranties and all other securities, whether negotiable or not, in the execution of the powers, rights and attributes conferred upon it by this act, and of all the duties and obligations which devolve upon it.

Application of revenues. **9.** The moneys, rents, revenues and profits of the corporation shall be exclusively devoted to the payment of lawful expenses in connection with the objects above set forth, and also to the construction and repair of the buildings required for the purposes of the corporation.

Deposit of surplus revenues. **10.** The surplus of the revenues and profits of the corporation may be deposited in some chartered bank or used in the purchase or erection of buildings ; or may be loaned to *fabriques* or municipalities, or otherwise invested in first class mortgages, or in the purchase of obligations, as the members of the corporation shall decide in general meeting.

Power of majority to make by-laws for certain purposes. **11.** The majority of the members present at any general meeting, which shall be held after the coming into force of this act, shall have power to repeal and amend the present statutes, constitution and by-laws, and adopt new by-laws for the following objects :

1. For its good government and its internal economy ;
2. For the admission of its members, their expulsion, or for striking their names from the roll ;
3. For fixing the amount of the monthly or other contributions payable by the members ;
4. For determining the amount of aid payable to sick members, provided always that such aid shall never be paid for more than fifteen weeks within a period of twelve months ;

5. For determining the amount to be allowed as indemnity to the widows, heirs, legatees, or representatives of deceased members, the time when such indemnity is payable, and the contribution which may be exacted from members for that purpose ;

6. For establishing such restrictions as the corporation may deem expedient as regards the right to such aid or indemnity and to the enjoyment thereof ;

7. For levying upon members in arrear, the costs of collecting such arrears over and above the interest which shall always run in favor of the society after the amounts become due ;

8. For fixing the date of its regular meetings, which may legally be held on non-juridical days ;

9. For allowing members who do not reside in the city of Sherbrooke to be represented at the meetings of the society by means of proxies given to members residing in the city, and for determining the form of such proxies ;

10. For regulating the proceedings of the board of conciliation hereinafter mentioned ;

11. For imposing fines not exceeding ten dollars for infringement of the by-laws ;

12. For providing for the appointment and determining the powers and duties of the officers, administrators, delegates and servants required for the working of the corporation or for the management of its affairs, and for granting them a suitable salary ;

13. For determining how and under what restrictions the said by-laws may hereafter be amended.

**12.** The majority of the members present at a general meeting may also : Additional powers of majority at meetings.

1. Enter into covenants and agreements, either with any member attacked by disease, ascertained to be incurable, or who has become incapable of doing any work for the rest of his life, or with his wife duly authorized, or legal representatives, for the purpose of redeeming, for a fixed and specified amount, the aid due in case of illness, and to which such member is entitled, as well as the compensation which his family or representatives might claim in the event of his death, and, by anticipation, as if such member were dead, exact from each of the members his share of the amount agreed upon for such redemption ;

2. Order that, by such redemption, the sick member, whose rights have been redeemed, shall no longer, during his life, nor shall his heirs or legatees, after his death, have any right to participate in the benefits of the corporation.

**13.** It shall be lawful for the members of the society to dispose of the indemnity payable at their death by will, by Power of members to dispose of

indemnity by will, &c. gift *inter vivos* or otherwise, and the right to dispose of such indemnity may be also exercised by the members who are still minors.

Declaration of members as to indemnity to be filed. Each member may, by a provision in the regulations, be compelled to file in the archives of the society, a declaration in writing (changeable at his pleasure), indicating the person or persons to whom the said indemnity shall be payable, upon the decease of the said member; and the payment of the indemnity to the person or persons indicated in the said declaration shall be legal for all purposes and shall absolutely free the society.

Devolution of indemnity if not so assigned. In the absence of any provision, in the manner aforesaid, the right of the members shall, at their decease, devolve as follows :

1. To the widow of the deceased member ;
2. If he leaves no widow, to his children, and
3. If he leaves neither widow nor children, to his heirs in accordance with the laws of the Province of Quebec.

Payment to free society. **14.** The payment of the amount of the indemnity to any person or persons appearing to be lawfully entitled thereto, shall relieve the society from all responsibility.

Prescription of right to claim indemnity. **15.** The right to claim the amount of the indemnity payable to the representatives of a member at his death, is prescribed in twelve months, counting from the day when it becomes due.

Receipt of indemnity not an acceptance of succession. **16.** The receipt of any aid and indemnity by the widow, children or heirs of a deceased member shall not constitute an acceptance of the succession of such member.

Power to sue. **17.** The corporation may, in its corporate name, sue before any court of competent jurisdiction, as a mere civil or personal debt, for the amount of any fine or fines incurred by its members under the by-laws.

Books &c., *prima facie* proof. **18.** The books, registers, by-laws and other documents of the archives of the corporation, as well as copies thereof and extracts therefrom certified by the president and secretary, are *prima facie* evidence of their contents.

Moneys granted not liable to seizure, &c. **19.** All sums of money granted by the corporation, as aid or assistance to its members, who are disabled through illness or accident, or to the widows, orphans, heirs and legatees of deceased members, are not seizable and are exempt from seizure and execution, either before or after judgment.

Proviso. This provision does not apply to sums of money due by the corporation to any of its members, otherwise than as aid or assistance.

**20.** Any member may withdraw from the corporation, by complying with its regulations, and by paying the full amount of his arrears; and a member expelled from the corporation is not freed from the payment of the arrears due by him.

Withdrawal of members.

**21.** Whenever the corporation or its officers shall deem necessary to obtain information as to the value of a claim preferred by a member for aid or otherwise, it may require that such claim shall be supported by one or more declarations, attested under oath before a justice of the peace or a commissioner of the Superior Court.

Declarations in support of claims.

Any officer or committee of the corporation, entrusted with the duty of holding an inquiry to ascertain any fact or matter connected with the conduct of a member of the corporation threatened with expulsion, may also obtain information by means of similar declarations attested under oath in the manner above prescribed.

Declarations under oath to be submitted to officers holding inquiries, &c.

**22.** The members of the corporation may elect, from amongst their number, twelve persons, who shall constitute a body to be known as the "Board of Conciliation," and three of such persons may examine, judge and settle as mediators, all disputes or litigious matters which may arise between the corporation and its members, their heirs or legal representatives, whenever the interested parties shall voluntarily submit such difficulties to the said Board of Conciliation.

Board of Conciliation.

In all cases where the parties shall agree and bind themselves, by bond or otherwise, to submit the matter in contestation between them to the decision of the said board, they shall be deemed to have submitted it to three members of the board, who may, under the by-laws adopted for the purpose, be appointed to hear, arbitrate and settle, the matter in dispute, and their decision shall bind all the parties submitting the matter.

Decision binding in certain event.

**23.** The different members of the Board of Conciliation shall, before acting as such, take and subscribe, before a justice of the peace or a commissioner of the Superior Court, an oath to faithfully, impartially and diligently perform their duties as members of the board, and such oath shall be kept amongst the archives of the corporation.

Oath of members of board.

**24.** Any officer or director of the corporation may, at any time, be a member of the Board of Conciliation.

Officer, &c., may be member of board.

**25.** The three members appointed to hear all cases submitted to arbitration as aforesaid, or any two of them, shall have full power to examine under oath, (one of the

Power of members of board,

three members being hereby authorized to administer such oath), any party or witness who shall appear before them and be so examined, and they shall give their award in the matter in writing; and their decision, so rendered, or that of two of them, shall be binding upon the parties according to the provisions of this act.

Litigation between members may be referred to board.

**26.** All litigation between members of the society may also and in the same manner be submitted to the arbitration of the said board, provided the parties interested voluntarily submit thereto.

Election of domicile of members residing outside of Sherbrooke. Notices to them.

**27.** Every member of the society who does not reside within the limits of the city of Sherbrooke shall be deemed to have elected his legal domicile in the office of the treasurer of the said corporation in the city; and all notices, summonses or advertisements on behalf of the said society and on behalf of its officers, may be regularly served and addressed to the said member at the said office.

Notices, &c., binding on absent members.

Similarly, official notices and communications publicly given at a regular meeting of the society, shall be binding upon the absent members as well as upon those present.

Certain sum only to be paid by society during twelve months, &c.

**28.** From and after the coming into force of this act, the society cannot pay weekly assistance to its sick members, except for fifteen weeks during a period of twelve consecutive months; and any member who has received such assistance for fifteen weeks, during the twelve months preceding the date of the coming into force of this act, shall be deprived of the said assistance during the twelve months following that date.

Coming into force.

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

## C A P. L X X X I X .

### An Act to incorporate the College of Valleyfield.

[Assented to 9th January, 1897.]

Preamble.

**W**HEREAS there exists in the town of Salaberry de Valleyfield, an educational establishment known as the College of Valleyfield;

Whereas the Roman Catholic Bishop of Valleyfield has presented a petition for the purpose of obtaining the passing of an act incorporating the said institution, and it is expedient to grant the prayer of such petition;

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