

CAP. LXIII.

An Act to incorporate "*La Faculté de Droit de l'Université Laval à Montréal.*"

[Assented to 24th June, 1892.]

WHEREAS the Honorable Louis Amable Jetté, dean of ^{Preamble.} the Law Faculty of the Laval University at Montreal, and the other professors of the said faculty, viz : The Honorable Joseph Adolphe Chapleau, professor of International law ; the Honorable Alexander Lacoste, professor of commercial and maritime law ; the Honorable Michel Mathieu, professor of civil procedure ; the Honorable Charles C. de Lorimier, professor of criminal law ; the Honorable Alphonse Ouimet, professor of constitutional and administrative law ; the Honorable Horace Archambault, professor of commercial and maritime law ; Eugène Lafontaine, Esquire, professor of Roman law, and Frederick Debartch Monk, Esquire, professor of constitutional and administrative law, have, by their petition, prayed for incorporation under the name of "*La Faculté de Droit de l'Université Laval à Montréal ;*"

Whereas the Laval University in 1878 established a branch of the said university at Montreal, comprising the same chairs of learning as at Quebec, and especially a section of its Law Faculty ;

Whereas the said section of the Law Faculty of the Laval University at Montreal is in actual existence, has given regular law courses since 1878, and is now attended by over one hundred students ;

Whereas the establishment of the said branch and of the said section of the said Law Faculty has been recognized and sanctioned by the act of this Legislature, 44-45 Victoria, chapter 46, which authorized the Laval University to increase the numbers of its chairs of learning in arts and other faculties within the limits of the Province and by the act of this Legislature, 50 Victoria, chapter 33 ;

Whereas the Faculty of Medicine of the Laval University at Montreal exists already as a distinct and separate corporation, the School of Medicine and Surgery of Montreal constituting the said faculty of medicine ;

Whereas by the apostolic constitution *Jam dudum*, dated 2nd February, 1889, it has been decreed amongst other things :

1. That the professors and deans of the Montreal branch shall be chosen in the manner followed in the various faculties, and be acknowledged and accepted by the council of the university, unless the archbishop of Montreal should intervene to oppose their nomination ; and

2. That the right and duty of making and changing the courses of study shall belong to the professors of each of the faculties teaching at Quebec and at Montreal, in conformity with the rules and provisions contained in the statutes ;

Whereas, under the circumstances, it is proper to grant the prayer of the above petitioners ;

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

Petitioners incorporated.

1. The petitioners above named, and all other persons who may in the future become professors of the faculty according to the rules hereinafter set forth, shall constitute a corporation under the name of "*La Faculté de Droit de l'Université Laval à Montréal.*"

Name.

Object.

2. The object of the said corporation is the teaching of law in the city of Montreal.

General powers of corporation.

3. The said corporation shall have all the rights and powers which belong to ordinary civil corporations.

It may acquire, hold and alienate, for its use and purposes, all kinds moveable and immoveable property, provided that the annual revenue of its immoveable property, held for purposes of revenue, shall not exceed ten thousand dollars.

It may plead before the courts, borrow, sign, endorse, borrow or negotiate promissory notes, bills of exchange and other negotiable instruments for the purposes of the corporation, by following the formalities required in this respect by the by-laws of the corporation.

Power to make by-laws for certain purposes.

4. It may make all the by-laws which may be deemed advantageous or necessary for the management and administration of the property of the corporation, for the naming of professors and of the dean, for the preparation of the programme of studies, for the distribution, subdivision or increasing the numbers of the chairs of learning, for the price of admission to the lectures, for the conduct and behaviour of the students, for the examinations necessary for obtaining diplomas, and, generally, for the development and advancement of the Faculty and the teaching of law, and for attaining the objects of the corporation, provided that such by-laws are not incompatible with the provisions of the present act.

Sanction required.

These by-laws, however, shall only go into force after having been sanctioned by His Grace the Archbishop of Montreal, Apostolic Vice-Chancellor of Laval University.

Existing by-laws.

The by-laws of the Laval University, under which the said Faculty is now governed, shall continue in force until they shall be replaced in the manner above set forth.

5. The professors and the dean of the said corporation shall be named by the said corporation, by the majority of votes of members present, according to the by-laws in force respecting that matter. Appointment of professors and dean.

The nomination thus made must be ratified by the Archbishop of Montreal, and when ratified, shall be submitted to the council of the Laval University, and the appointment shall only be final after the date of its acceptance by the said council. Ratification required.

The dean shall be named for four years, and may be re-elected at the expiration of his term. Term of office of dean.

6. The professors of the Faculty may be dismissed for cause, by the vote of two thirds of all the members of the corporation, but such dismissal must also be approved by the Archbishop of Montreal and by the council of Laval University. After such approval, the dismissed professor shall cease to be a member of the corporation. Dismissal of professors. Approval required. Professor dismissed to cease to be member.

7. The principal place of business of the corporation shall be in the city of Montreal. Principal place of business.

8. Five members shall constitute a quorum at the meetings of the corporation. Quorum.

Another quorum may be fixed by by-law of the corporation, duly approved according to the provisions of the fourth section of this act. May be changed by by-law.

9. The vice-rector of Laval University at Montreal shall have the right to take part in the deliberations at all meetings of the said corporation. Vice-rector may take part in deliberations.

10. The corporation created by the present act shall constitute the law faculty of the Laval University at Montreal. Corporation to be law faculty of University.

11. The operation of the act of this Legislature, 44-45 Victoria, chapter 46, in so far as it has reference to of the establishment of chairs for teaching law in the city of Montreal, is limited to the faculty recognized and incorporated by the present act; and in case the said Laval University should at any time renounce the benefit of the said act, in any way whatever, the corporation, now created, shall, saving the rights of the Archbishop of Montreal, as granted and recognized by this act, nevertheless continue to exist as a school of law, under such name as it may then choose to adopt; but a declaration whereof shall be produced at the office of the prothonotary of the Superior Court and at the registry office of the division in which is situated its principal place of business, and it shall retain all the same rights and privileges; and 44-45 V., c. 46, limited. If University renounces rights under said act.

Proviso.

it may in such case give certificates of study, which shall be considered as equivalent to a diploma or degree in law for all purposes of the law respecting the Bar of the Province of Quebec, chapter first of title tenth of the Revised Statutes of the Province of Quebec; provided, always, that the instruction given by the said faculty shall be in conformity with the programme prescribed by the general council of the Bar.

Charter of University, &c., not affected.

12. Nothing contained in this act shall affect the powers, rights or privileges granted to Laval University by the Royal Charter of Her Majesty Queen Victoria, dated the 8th December, 1852, or by the apostolic constitution *Jam dudum*, dated the 2nd February, 1889.

Coming into force.

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

C A P. L X I V.

An Act to repeal the act to incorporate the "*Syndicat Financier de l'Université Laval à Montréal*," and to incorporate the administrators of Laval University at Montreal.

[Assented to 24th June, 1892.]

Preamble.

HEREAS His Grace, Monsignor Edouard Charles Fabre, A. R. Archbishop of Montreal, and his suffragans, Monsignor BISHOP, Bishop of Sherbrooke, Monsignor L. Z. Moreau, BISHOP of St. Hyacinthe, and Monsignor J. M. Emard, VICE-ROCTOR elect of Valleyfield, the Reverend J. B. Proulx, LOU-ROCTOR of Laval University at Montreal, the Reverend COLIN, superior of the Seminary of Saint Sulpice at Montreal, Doctor J. P. Rottot, Doctor W. H. HINGSTON, the Reverend C. Lecoq, the Reverend Paul de ville, the Honorable S. Pagnuelo and others, have, by their petition, represented that the act 50 Victoria, chapter 33, intituled: "An Act to incorporate *le Syndicat Financier de l'Université Laval à Montréal*," whose object was to assure the development and progress of the faculties of the said University at Montreal, has not accomplished the object for which it was passed, and that it is in the interest of the said faculties to repeal the said act and to substitute for the said "*Syndicat Financier*" a new organization;

And whereas it is expedient to grant their prayer;

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