

And to hypothecate certain real estate as security for the loan.

terms and conditions as may be agreed upon, and to secure the repayment of the said additional sum to be borrowed, with interest thereon, to hypothecate the following lot of ground and premises, the property of the said institute, to wit : the lot of ground known and designated as cadastral lot number one hundred and sixty-five (No. 165), of the official plan and book of reference of the west ward, in the city of Montreal, and situate and being at the corner of St. James and St. Peter streets, in the city of Montreal, containing sixty-two feet in front, on St. James street, and one hundred and seven feet in depth, on St. Peter street, with the building thereon erected.

Power to sell, &c., the said property.

2. It shall also be lawful for the said Mechanics' Institute of Montreal to sell, assign, transfer or otherwise dispose of the above described immoveable property, and also any other real estate or property that may now or hereafter belong to the said institute, for such price and upon such terms and conditions as may be agreed upon ; provided that a majority of the members of the said institute, present at a general meeting duly called and held for that purpose, approve of and authorize the sale or disposal of the said immoveable or other property.

Proviso as to approval and authorization required.

C A P . X C .

An Act to incorporate the Montreal Police Benevolent and Pension Society.

[Assented to 24th June, 1892.]

Preamble.

WHEREAS the undermentioned persons have, by their petition, prayed for incorporation under the name of the " Montreal Police Benevolent and Pension Society ;"

Whereas the said society was founded with the object of mutual protection, to grant rewards and pensions for services in the Montreal Police Force, to give aid to the members thereof become incapable, through illness, accident or otherwise, to perform their duties, and to provide for the support of the members of the said corps in their old age and of their families in case of death, and for other similar purposes ;

Whereas it is expedient to grant the prayer of the said petitioners ;

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

TITLE I.

CONSTITUTION AND OBJECT OF THE CORPORATION.

1. Lieutenant-colonel George A. Hughes, chief of police; sub-chief Charles Lancey; sergeants Olivier Bouchard, Francis Loye, William Leggatt; acting-sergeant Ernest Beriau; and constables Louis Laramée, Bernard O'Reilly, and Albert Achison, all members of the police force of the city of Montreal, and such other persons now members of the said society or who may become so in virtue of the provisions of this act, shall be and are, by these presents, constituted a body politic and a corporation under the name of the "Montreal Police Benevolent and Pension Society," and under such name may exercise all general powers with which bodies politic are invested, subject to the provisions of the present act.

Certain
persons
incorporated.

Name.
General
powers.

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

Head office.

3. The said society is founded with the object of assisting its members in case of sickness or inability to work, to grant rewards and pensions for services rendered, and to obtain assistance for and confer other benefits to their widows, children or heirs.

Object of
society.

4. All property, moveable and immoveable, belonging to the corporation, or which may be acquired by it or by its members in their quality of members, or which may be given to them in such quality, as well as the amount of all subscriptions, contributions or fines due to the corporation in virtue of its by-laws, shall be vested in the said corporation, which shall be liable for all debts and obligations, to the exclusion of its members, who shall in nowise be responsible personally.

Property
vested in
corporation.

5. The rents, revenues and profits of the corporation shall be exclusively affected to and expended in assisting its members, or their widows, orphans or heirs, or in constructing and repairing buildings and immoveables belonging to the corporation, in paying the expenses of administration, pensions and rewards, and for all other legitimate purposes.

Application
of rents, &c.,
of corpo-
ration.

2. The surplus shall be deposited in corporate banks or used in the purchase of municipal debentures or bonds issued by the Federal or Provincial Government, or devoted to the purchase of new properties or loaned on mortgage, as the members of the corporation in general assembly shall decide.

Surplus.

TITLE II.

POWERS AND ATTRIBUTIONS OF THE CORPORATION.

§ 1. *General powers.*

Power of corporation to :
Sue and be sued ;
Acquire property ;
Amount limited.

6. The corporation shall have perpetual succession and may :

a. Sue and be sued before the courts ;

b. Acquire, accept and receive under any title whatsoever, gratuitous or onerous, *inter vivos* or by will, all properties, both moveable and immoveable, and the same may sell or otherwise alienate and dispose of ; provided, always, that the corporation shall at no time be proprietor of immoveable property, the annual revenue whereof shall exceed ten thousand dollars.

§ 2. *Powers to make by-laws.*

Power to make by-laws for :
Management ;
Admission, &c., of members ;
Amount of contribution and assistance ;
Amount of assistance to widows, &c. ;
Amount of rewards, &c. ;
Establishing restrictions, &c. ;
Assisting members disabled, &c. ;
Recovering arrears ;
Administration of its affairs.

7. The majority of members present at a general meeting has power to make by-laws :

a. For its proper government and its internal economy ;

b. For the admission of members, their expulsion, or the striking of their names from the roll of active members ;

c. To fix the amount of contribution to be paid by the members for the administration of the corporation, as well as the amount of aid to be paid to members who are sick or unable to work, or to the orphans of deceased members up to the age fixed by the by-laws ;

d. To fix the amount of assistance to be granted to the widows and heirs of members, when such assistance shall be payable, and the contribution which, for this purpose, may be exacted from the members ;

e. To fix the amount of rewards and pensions to be granted to members for long service, good conduct and other reasons considered deserving by the corporation ;

f. To establish such restrictions as the corporation shall think proper to the right of obtaining such assistance, rewards and pensions and to their enjoyment ;

g. To come to the assistance of members who, through age or illness, have become disabled and incapable of performing any remunerative work ; such assistance to be given in such manner as the corporation shall decide ;

h. To recover from members in arrears the cost of the collection of such arrears ;

i. To administer its affairs and generally for all other objects within the limits of its powers.

8. The said majority may, by by-law, impose a fine not exceeding two dollars for each infraction.

§ 3. *Miscellaneous.*

9. The majority of the members, present at a general meeting, may further, either by resolution or by by-law :

a. Conclude covenants and agreements with any member attacked by disease, ascertained to be incurable, or become incapable of working for the rest of his life, or with his wife duly authorized, or with his legal representatives, for the purpose of redeeming, for a fixed and specified amount, the aid, rewards and pensions due such member, as well as the compensation which his family or representatives might claim in the event of his death, and by anticipation, and as if such member were dead, to exact from each of the members his share of the amount agreed upon for such redemption ;

Power, by by-law or resolution : To arrange with members, &c., for a commutation of pension ;

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

To order that member commutating shall have no rights in future ;

c. Provide for the appointment of attorneys, administrators, officers, delegates and servants necessary for the proper management of the corporation and the management of its property and affairs, and grant them a suitable remuneration.

To appoint attorneys, &c.

10. The corporation may, in its corporate name, sue before any court of competent jurisdiction for the amount of the subscriptions, contributions, fines or other amounts, as well as for real and personal rights which are due and belong to it.

Corporation may sue for amount of subscriptions, &c.

TITLE III.

BOARD OF DIRECTORS.

11. The affairs of the said society shall be managed and administered by a board of directors composed of nine members, of which eight shall be chosen at a general meeting called for the purpose.

Board of management.

12. Five members of the board shall form a quorum.

Quorum.

13. The chief of police shall be, *ex-officio*, a member and chairman of this board.

Chairman.

14. In case of his absence, a chairman *ad hoc* shall be chosen from the members present.

Absence of chairman.

15. He, as well as the member who may replace him, shall have the casting vote in case of an equality of votes on any question submitted.

Casting vote of chairman.

Composition of board. **16.** The other members of the board shall be selected as follows: one sub-chief, three sergeants and four constables.

Term of office. **17.** The term of office of the board of directors shall be one year.

Provisional board. **18.** The petitioners named in section 1 of the present act shall form a provisional board of directors, until the appointment of a new board by the general meeting as above; and the proceedings of the said provisional board shall have the same legal effect, and it shall have the same powers, as if its members had been duly elected.

Approval of by-laws. **19.** The by-laws of the corporation shall have force and effect only after they have been approved of by the Lieutenant-Governor in Council.

TITLE IV.

MISCELLANEOUS PROVISIONS.

Books, &c., *prima facie* proof. **20.** The books, registers, by-laws and other documents of the archives of the corporation, as well as copies thereof and extracts from the same, certified by the president and secretary, make *prima facie* evidence of their contents, in all suits between the corporation and any of its members only.

Moneys granted as aid not liable to seizure. **21.** All sums of money granted by the corporation as aid, rewards and pensions to its members who are unable to work through illness or accident, or to the widows, or orphans of deceased members, are not seizable and are exempt from seizure and execution, either before or after judgment.

Not to apply to money otherwise due. This provision does not apply to sums due by the corporation to any of its members, otherwise than by way of aid, assistance, reward or pension.

Withdrawal of members. **22.** Any member may withdraw from the corporation by complying with its by-laws.

Prescription of right to claim aid, &c. **23.** The right to claim the amount of any indemnity, aid, pension or reward, payable to the widow, orphans, or heirs, on the death of a member, in accordance with the by-laws of the corporation, is prescribed by twelve months from the date of its becoming due.

Coming into force. **24.** This act shall come into force on the day of its sanction.
