

CAP. L X X V I I.

An Act respecting the administration of the property of the "Roman Catholic Bishop of Montreal, in the province of Lower Canada."

[Assented to 27th May, 1882.]

WHEREAS, by Her Majesty's letters-patent, bearing date Preamble. the seventeenth August, one thousand eight hundred and thirty nine, the Roman Catholic Bishop of Montreal was constituted a corporation in *mortmain* under the name of the "Roman Catholic Bishop of Montreal, in the province of Lower Canada," and under such name and in virtue of such letters-patent, has acquired immovable property in this province ;

Whereas the said corporation has disposed of a portion of such property by divers deeds transferring the ownership of such property ; has hypothecated or otherwise pledged the same ; and whereas doubts have arisen as to the validity of the deeds to which it has become a party, which doubts refer to the fulfilment of the formalities imposed by law, in such cases, on corporations in *mortmain* ;

Whereas, by the act passed by the Legislature of the late province of Canada, to incorporate the Roman Catholic Archbishop and Bishops in each diocese of Lower Canada, the said Roman Catholic Bishop of Montreal, was constituted a corporation under the name of the "Roman Catholic Episcopal Corporation of Montreal," and under such name and in virtue of such act, acquired immovable property in this province ;

Whereas by section 11 of the act 12th Vict, chap. 136, it is enacted that the said act shall not in any way affect the incorporation of the said Roman Catholic Bishop of Montreal, by the said letters-patent ;

Whereas the administration of the properties of the bishopric is subject to different laws or rules, according as they were acquired and are possessed under the authority of the said letters-patent or of the said act 12 Victoria, chapter 136 ;

Whereas the "Roman Catholic Bishop of Montreal, in the Province of Lower Canada," has prayed, by petition, that all deeds in virtue of which he the said bishop may have disposed of any of the properties, acquired and possessed under and in virtue of such letters-patent, be confirmed, and that, in future, the administration of the property which the said bishop has acquired and possesses or which he may acquire and possess under the said letters-patent, be subject to the provisions of the said act 12

Victoria, chap. 136, and whereas it is expedient to grant the prayer of the said petition; Therefore, Her Majesty, by and with the advice and consent of the Legislature of Quebec, enacts as follows:

Certain deeds valid notwithstanding non-observance of certain formalities.

1. No deed by which the "Roman Catholic Bishop of Montreal, in the Province of Lower Canada," may have transferred or granted rights of ownership, hypothecs or other rights in and upon property possessed by him under such name, in virtue of Her Majesty's letters-patent, bearing date the seventeenth of August, one thousand eight hundred and thirty nine, shall be attacked or set aside for non-observance of the formalities or provisions of the law respecting corporations in *mortmain*, and all such deeds shall be considered as having been made in accordance with the formalities and provisions prescribed in such cases.

Application of Act 12 Vict., cap. 136.

2. The fourth section of the said act 12 Victoria, chapter 136, shall apply to the property which the Roman Catholic Bishop of Montreal may possess and to those he may acquire and possess under the name of "The Roman Catholic Bishop of Montreal, in the Province of Lower Canada," under the said letters patent, and the said corporation may sell, hypothecate, and administer such property, or dispose of and pledge the same, under any title whatsoever, by complying with the provisions of the said act, without reference to the provisions of the law respecting corporations in *mortmain*.

Pending cases and affected and act in force.

3. This act shall not affect pending cases and shall come into force on the day of its sanction.

C A P . L X X X V I I I .

An Act to authorize the Church Society of the Diocese of Quebec, to consolidate certain Endowment Funds.

[Assented to 27th May, 1882.]

Preamble.

WHEREAS the Church Society of the Diocese of Quebec has, by its petition, represented that it is in charge of certain endowment funds for the support of various parishes and missions within the Diocese of Quebec, and has prayed that the said Church Society should be authorized so to distribute any losses which may occur, through failure in investments, as to make them fall proportionately over the whole of such endowments held by