

and in force, shall be and continue to be the constitution, canons, rules and regulations of the corporation aforesaid created by this act.

3. From and after the passing of this act, the aforesaid corporation of "The Church Society of the Diocese of Montreal," shall be merged in the said corporation of "The Synod of the Diocese of Montreal," and, all messuages, lands, tenements and immovable property generally whatsoever, and all right, title and interest therein and thereto, and all money, debts, evidences of debt, goods, chattels, choses in action, and movable property generally whatsoever, and all right, title and interest therein and thereto, of every kind and description whatsoever, presently belonging to the said church society, or in the course of becoming so, shall, from and after the passing of this act, be vested in, and be the absolute property of the said synod, subject however, to the same trusts and conditions by which the same are held by the said church society; which trust shall be executed by the said synod; and from and after the passing of this act, all the powers and privileges generally whatsoever of the said church society, from whatever source derived, shall be absolutely vested in the said synod, who shall thereupon be entitled to exercise the same, as fully and effectually, to all intents and purposes whatsoever, as the said church society might or could exercise the same, if this act had not been passed.

Church Society amalgamated with Synod.

Rights and property of the Society devolve to the Synod.

4. All suits pending, or judgments rendered, in the name of the said church society, may be continued, prosecuted and executed by and for the benefit of the said synod, in the name of the said church society, as fully and effectually as if the same had originated and subsisted in the name of the said synod itself.

Suits pending may be continued by the Synod.

C A P. XXXIX.

An act to amend the act Incorporating the Montreal City Passenger Railway Company.

[Assented to, 24th February, 1868.]

WHEREAS the Montreal City Passenger Railway Company has petitioned the legislature for certain amendments to its act of incorporation; and whereas it is expedient to grant the same:—Therefore, Her Majesty, by and with the advice and consent of the Legislature of Quebec, enacts as follows: Preamble.

1. If any person wilfully remains on the track of the railway of the said company, or obstructs the track of the said railway company by keeping upon the same any carriage or vehicle or any cattle or beast under his charge or does any

Penalty for obstructing the railway track.

other act, so as to interfere with or impede the running of the cars of the company, such person shall be liable to a penalty not exceeding twenty dollars currency, in the discretion of the justice of the peace before whom the conviction is had.

Penalty for
damaging or in-
terfering with
rails, &c.

2. If any person wilfully displaces or removes any switch or rail or any portion of the track of the said railway, or in any way wilfully injures, impairs or destroys any railway track, or any portion thereof, or does any injury to any property of the said company, such person shall be liable to a penalty of fifty dollars currency over and above any damage for which such person may be held liable under civil process.

Infractions of the
company's rules
by its servants,
how punished.

3. If any officer, clerk, workman or servant of the company wilfully or negligently contravenes any by-law rule, resolution or regulation of the company, lawfully made, he shall incur a penalty not exceeding forty dollars currency, in the discretion of the justice of the peace before whom the conviction is had, and the company may in all such cases pay the amount of penalty and costs, and deduct the same from his salary or pay.

Recovery and
application of
penalties.

4. All prosecutions for the recovery of the penalties hereinbefore imposed shall be brought before any justice of the peace in a summary manner: and one moiety of the penalty shall belong to her majesty, for the public uses of the province; and the other moiety to the prosecutor, unless he be an officer, servant of, or person in the employ of the company, in which case he shall be a competent witness, and the whole penalty shall belong to her majesty.

Company may
impose fines on
its servants.

5. The company may, by a by-law, impose upon any officer, clerk, workman or servant employed by the company, a forfeiture to the company of not less than seven and not exceeding thirty days' pay of such officer, clerk, workman or servant, for any contravention of any by-law, or resolution lawfully made, and may retain any such forfeiture out of the salary or wages of the offender.

Power to expel
from cars per-
sons misbehav-
ing.

6. If any person enters any of the cars, sleighs, or other vehicles of the company used in the transport of passengers, in a state of intoxication, or if any person, being in any of the said cars, sleighs, or other vehicles, makes use of obscene or indecent language, or is guilty of conduct against decency, or such as to incommode or in any way interfere with the comfort of the passengers, such person may be ordered forthwith to leave the said car, sleigh, or other vehicle; and in default of such person leaving forthwith, such person may be removed from the said cars, sleighs, or other vehicles, without return of fare (should the same have been paid) by any officer, clerk or servant of the company, and any person may lawfully aid and assist such officer, clerk or servant in so doing.

Company enti-
tled to 1 month's
notice before be-
ing sued.

7. All persons claiming any loss or damage from the company, for any causes whatever, shall be bound, within the delay of a month before the institution of any prosecution for such costs or damages, to give notice in writing, to the com-

pany of such claim, by serving the same upon the secretary of the company, at its chief office in the city of Montreal, with a detailed statement of such costs or damages.

8. Any prosecution for the recovery of any penalty imposed by this act (except the forfeiture imposed by the fifth section, for which no prosecution shall be required,) may be commenced by summons, or by warrant, and recovered in a summary manner, before a justice of the peace, as provided by law; and the justice by whom the said prosecution is heard and determined may award costs to either party.

Recovery of penalties.

C A P . X L .

An act to incorporate "The Canadian Building Society of Montreal" (*La Société de Construction Canadienne de Montreal*) a Permanent Building Society.

[Assented to, 24th February, 1868.]

WHEREAS, in the year one thousand eight hundred and fifty seven, a certain building society was made a body corporate, under the name of "The Canadian Building Society of Montreal," by virtue of the provincial statute twelfth Victoria, chapter fifty seven, and its amendments; and whereas the said society has been in existence ever since; and whereas, by their petition, the president and the directors of this society have stated and represented that at the time of the forming of the said society, the law authorizing the formation of permanent building societies was not yet in existence, as it has since been allowed by the provincial statute twenty-second Victoria, chapter fifty-eight, and by chapter sixty-nine of the consolidated statutes for Lower Canada; and that, in consequence of the great number of shareholders of the said society, the importance of its subscribed capital and the amount paid thereon, and the rapid and constant increase of the business and transactions of the said society, it would be expedient, in view of enabling the shareholders of the society to make a permanent investment in a consolidated capital stock, and of giving greater development to the said society, to create it immediately a permanent building society, with a special and public charter; and whereas it is expedient to accede to the said petition and grant the same;—Therefore, Her Majesty, by and with the advice and consent of the Legislature of Quebec, enacts as follows:

Preamble.

12 V. c. 57.

22 V. c. 58.

C. S. L. C. c. 69.

1. The said Canadian Building Society of Montreal, and all its present members, their successors and assigns, for ever, are by this act constituted a corporation and permanent building society, under the name of "Canadian Building Society of Montreal," having its chief office, or place of business, in the

Incorporation of the society as a permanent society.