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**2ND SESSION, 3D PARLIAMENT, 12TH VICTORIA, 1849.**

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**X.**

**B I L L .**

**An Act to Incorporate the St. Jean Baptiste Society  
of the City of Quebec.**

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**Printed by Order of the Hon. the Legislative Council.**

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**Received and read 1st time, Thursday, 12th April, 1849.  
Second reading, Monday, 16th April, 1849.**

**Honorable E. P. TACHÉ.**

**[200 Copies.]**

*10*

*Legis. Council*

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**BILL.**

An Act to incorporate the Saint Jean Baptiste  
Society of the City of Quebec.

**W**HEREAS there exists in the City of Preamble.  
Quebec in this Province, an Association  
under the name of the Saint Jean Baptiste  
Society; formed of Canadians of French ori-  
5 gin, either on the father's or mother's side, or  
both, who have joined together for the pur-  
pose of promoting by all lawful means the  
national, industrial, and social interests of the  
mass of the population of Canada in general,  
10 and of that City in particular; and of encour-  
aging all whomay become Members thereof,  
in the mutual exercise of those acts of bene-  
volence and philanthropy which fraternity and  
national honor dictate to the children of the  
15 same country; and whereas the Honorable  
René Edouard Caron, President, the Honor-  
able Louis Panet, Assistant President, and  
Messieurs Ulric Joseph Tessier, Abraham  
Hamel, Joseph Hamel, the younger, François  
20 Edouard Hamel, George Honoré Simard,  
Pierre V. Bouchard, Amable Pelletier, Tho-  
mas T. Gauvin, Charles Pierre Pelletier,  
Hyppolite Dubord, Ives Tessier, Flavien  
Babineau, Eugène Chinic, François Xavier  
25 Frenette, François Parant, Isaie Gaudry, Isaie  
Gingras, Pierre Dorion, Pierre G. Huot,  
Philéas Méthot, Gaspard Lortie, Louis Balté,  
Joseph Allard, Pierre Antoine Gagnon, Etienne  
Michon, François DeFoy, Matthias Marcotte,  
30 Julien Chouinard, A. T. LeDroit, and Jean  
Baptiste Adjutor Chartier, the present Offi-  
cers of the said Association, have by their  
Petition to the Legislature, in the name and

Petition  
recited.

on behalf of the said Association, represented that the said Association has already established claims to the gratitude of the public, by the acts of benevolence and philanthropy which it has performed for the attainment of the objects of its formation; and whereas they have also represented, that in order to obtain more effectually the advantages likely to result from the said Association, it is necessary that the said Association should be incorporated; and whereas it is proper to accede to the request of the Petitioners, subject always to the provisions hereinafter contained: Be it therefore enacted, &c.

Petitioners and  
others incorpo-  
rated as the  
"Société Saint  
Jean-Baptiste  
de la cité de  
Québec."

Corporate  
powers.

£10,000.

And it is hereby enacted by the authority of the same, That the above named Officers, and all such other persons as now are or may hereafter become Members of the said Association, under the provisions of this Act and the By-Laws made or in force under the authority thereof, shall be, and they are hereby constituted a body politic and corporate, by the name of *Société Saint-Jean-Baptiste de la Cité de Québec*; and shall by that name have perpetual succession, and may have a common Seal if they think proper, with power to change the same at pleasure; and may sue and be sued in all Courts of Law or Equity, and may acquire and hold personal property to any amount, and also immoveable property not exceeding in value at any one time; and may alienate the same and acquire other such property instead thereof, not exceeding the value aforesaid; and shall have such other powers as may be necessary to carry this Act into effect, according to its true intent and meaning; and all property real and personal now belonging to the Association aforesaid, or held in trust for the said Association, or for the use thereof, shall, after the passing of this Act, become the property

of the Corporation hereby constituted; and all debts due to and obligations contracted in favor of the said Association, or any Officer of the said Association, or other person acting on behalf thereof, shall from the same time be deemed to be due to, and to have been contracted in favor of, the said Corporation; and all debts due from and obligations contracted by the said Association, or by any Officer or person acting on behalf thereof, shall from the same time be deemed to be due from, and to have been contracted by, the said Corporation; and all such property, debts and obligations, may be sued for, recovered and enforced, by or against the said Corporation.

Property,  
rights and  
liabilities of  
association  
transferred to  
corporation.

II. Provided always, and be it enacted, That the said Corporation shall have no power to hold any property, nor shall any property be held in trust for them, or for their use, except such as shall be derived from the following sources, or purchased with funds derived from such sources, that is to say: the property of the Association hereby transferred to the Corporation, the admission fees of members, which shall in no case exceed £2. each member; the annual subscription of members for the general purposes of the Corporation, which shall in no case exceed £2. the rate of per annum; the subscription of members to the charitable funds of the Corporation, donations, bequests, or legacies made to the said Corporation; and the monies arising from fines and forfeitures lawfully imposed by the By-laws: And provided always, That the property and funds of the said Corporation shall be applied solely to the following purposes, that is to say: to defraying the current expenses of the Corporation for the purposes of its institution, and the relief of

Corporation to  
hold only cer-  
tain property.

£2.

£2.

Funds of the  
corporation to  
be applied  
solely to cer-  
tain purposes.

persons whom the Corporation may deem proper objects of such relief, according to the By-laws of the Corporation then in force, and to the provisions of this Act.

Officers of the Corporation, enumerated.

Composition and election of General Committee of Management.

Proviso.

First Election of Officers.

III. And be it enacted, That the Officers 5  
of the said Association shall be a President,  
an Assistant President, six Vice-Presidents, a  
Treasurer, an Assistant Treasurer, three Sub-  
Treasurers, a Recording Secretary, an Assis- 10  
tant Secretary, six under Secretaries, a Mar-  
shal, six Deputy Marshals, nine Receivers, and  
six Deputy Auditors; and that the affairs and  
business of the said Corporation shall be man-  
aged by a General Committee of Management, 15  
consisting of the President, Treasurer, and  
Recording Secretary, and their Assistants, the  
Marshal, the Vice-Presidents, and under Sec-  
retaries, and fifteen other Members of the Cor-  
poration, which said Officers and General  
Committee of Management, shall be elected on 20  
motion by the majority of voices of the mem-  
bers present at a general meeting, which shall  
take place on the first Monday in the month  
of September in each year succeeding the pre- 25  
sent, and sufficient notice of the day, place and  
hour of the said annual general meeting shall  
be given eight days previously by the said  
Recording Secretary; Provided always, That  
if such election do not take place in any year 30  
on the day above mentioned, the President,  
or Assistant President, or one of the Vice-  
Presidents of the Corporation for the time  
being, shall call a general meeting for that  
purpose on some subsequent day in the  
manner aforesaid:—And provided also, That 30  
the first meeting for the election of Offi-  
cers and of the General Committee of Man-  
agement, shall take place within three months  
after the passing of this Act, which said meet-  
ing shall be called by the Recording Secretary, 40  
and shall be advertised for eight days pre-

viously in some two or more newspapers published in the City of Quebec.

IV. And be it enacted, That the General Committee of Management of the said Corporation shall have power to make such By-laws as may be necessary for the good government of the said Corporation, subject to approval at a general meeting of the members of the said Corporation, and after such approval the said By-laws shall not be changed, altered, modified, or repealed without notice of the change, alteration, modification or repeal having been given one month at least before the day on which the same shall be proposed; nor unless such change, alteration, modification or repeal shall be approved by two-thirds of the members present at the meeting at which the same shall be put to the vote: Provided always, That the said By-laws shall not be in any way contrary to the laws of Lower Canada or to this Act.

General Committee of Management may make By-laws, subject to approval at a general meeting of the Members.

V. And be it enacted, That whenever a majority of the General Committee of Management shall have decided that it is necessary to call a general meeting of the Members of the said Corporation for a special purpose other than that of the election of Officers, such meeting may be lawfully called by the President, or the Assistant President, or one of the Vice-Presidents, by a notice in the newspapers published in the City of Quebec, naming the day, hour, place and object of such meeting, and signed by the Recording Secretary.

General Meeting for special purposes may be called.

VI. And be it enacted, That the By-Laws of the said Association, in so far as they may not be repugnant to this Act, or to the laws of Lower Canada, shall be the By-Laws of the Corporation hereby constituted, until they shall be repealed or altered as aforesaid.

By-laws of Association continued in force, subject to repeal, &c.

Present Officers continued.

**VII.** And be it enacted, That the present Officers of the said Association shall be the Officers of the Corporation hereby constituted, until others shall be elected in their stead at the meeting to be held as hereinbefore provided. 5

Service of process in suits against Corporation.

**VIII.** And be it enacted, That in all suits or actions against the said Corporation, service of process at the domicile of the Recording Secretary thereof, shall be a sufficient service of such process for all purposes of law. 10

Members, &c. may be witnesses.

**IX.** And be it enacted, that no person otherwise competent to be a witness in any suit, action, or prosecution in which the said Corporation may be engaged, shall be deemed incompetent to be such witness by reason of his being, or having been, at any time, a Member, Officer, or Servant of the said Corporation. 15

Members not personally liable.

**X.** And be it enacted, That the Members of the said Corporation shall not be personally liable for any debts of the said Corporation. 20

Dissolution of Corporation.

**XI.** And be it enacted, That the said Corporation shall not be dissolved, or the property thereof divided among the Members or otherwise, except under the provisions of a By-Law passed by the consent of at least seven-eighths of the Members of the said Corporation, nor unless such By-Law shall provide for, and the funds of the said Corporation shall be sufficient to meet the payment of, all demands against the said Corporation: Provided always, That nothing herein contained shall be construed to prevent any Member from withdrawing, at any time, from the said Corporation, after payment of all arrears by him due to the funds thereof, including his annual subscription for the year then current. 25 30 35

Proviso.

**XII.** And be it enacted, That the said

General Committee of Management of the said Corporation, shall yearly, in the month of January, insert in some newspaper published in the City of Quebec, a statement of the amount of the funds and property, debts and liabilities of the said Corporation, certified by the Treasurer thereof; and that the repeal or alteration of this Act by the Legislature shall not be deemed an infringement of the rights of the said Corporation.

Annual statement to be published.

XIII. And be it enacted, That this Act shall be deemed a public Act, and as such shall be judicially noticed by all Judges, Justices, and others whomsoever, without being specially pleaded.

Public Act.