

7 VICTORIA—(CAN.)

CAP. LXVIII.

An Act to Incorporate the Church Societies of the United Church of England and Ireland, in the Dioceses of Quebec and Toronto.

9th December, 1843. — Presented for Her Majesty's assent, and reserved 'for the signification of Her Majesty's pleasure thereon.'

23rd May, 1844— Assented by Her Majesty in Privy Council.

27th June, 1844. — The Royal assent signified by the Proclamation of His Excellency SIR CHARLES THEOPHILUS METCALFE, Governor General.

WHEREAS it has been represented to the Legislature of this Province, that certain persons hereinafter named, and divers others, inhabitants of Lower Canada, and also certain other persons hereinafter named, and divers others, inhabitants of Upper Canada, have respectively established themselves together under a Constitution, Rules and Regulations, have contributed, or engaged to contribute considerable sums of money, and have given or granted, or promised to give or grant, lands, or real estate for the following objects, that is to say :—First, for the encouragement and support of Missionaries and Clergymen of the United Church of England and Ireland, severally within the Dioceses of Quebec and Toronto, and for creating a fund towards the augmentation of the stipends of poor Clergymen, and towards making a provision for those who may be incapacitated by age or infirmity, and for the widows and orphans of the Clergy of the said Church, respectively, in the said Dioceses, respectively, in conformity with encouragement of Education and the support of Day Schools and Sunday Schools in the said Dioceses, respectively, in conformity with the principles of the said Church; Thirdly, for granting assistance, where it may be necessary, to those who may be preparing for the Ministry of the Gospel in the said Church within the said Dioceses, respectively; Fourthly, for circulating in the said Dioceses, respectively, the Holy Scriptures, the Book of Common Prayer of the said Church, and such other Books and Tracts as shall be approved by the several Central Boards or Managing Committees of the said Associations; Fifthly, for obtaining and granting aid towards the erection, and endowment and maintenance of Church, in the said Dioceses, respectively, the creation and maintenance of Parsonage Houses, the setting apart of Burial Grounds and Church Yards, the endowment and support of Parsonages and Rectories according to the said

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establishment, and the management of all matters relating to such endowments: And whereas it would tend greatly to facilitate and promote the purposes of the said Associations that they should severally be incorporated and empowered to hold property in mortmain without Letters or License, and to manage, administer, alienate or dispose of the same, for the uses and purposes aforesaid, and to make and enforce rules and regulations, respectively, for the government of the said Associations, severally, and for better attaining the purposes aforesaid: Be it therefore enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and of the Legislative Assembly of the Province of Canada, constituted and assembled by virtue of and under the authority of an Act passed in the Parliament of Great Britain and Ireland, intituled, "*An Act to reunite the Provinces of Upper and Lower Canada, and for the Government of Canada*" and it is hereby enacted by the authority of the same, that the Lord Bishop of the said Diocese of Quebec, the Lord Bishop of Montreal, or the Bishop administering the said Diocese, for the time being, and William Smith, Andrew W. Cochran, Henry Jessop, Henry J. Noad, John Tracey, James H. Kerr, David Burnet, W.H. Leaycraft, John M. Fraser, the Reverend Edward Cusack, Robert Symes, the Reverend Edmund W. Sewell, William Price, Noah Freer, Edward Bowen, John G. Irvine, Hammond Gowen, Sir James Stuart, Baronet, Matthew Bell, William Phillips, Henry LeMesurier, Junior, Edward L. Montizambert, Thomas Trigge, Peter Patterson, George B. Hall, James Turnbull, William Stevenson, James B. Forsyth, Alexander D. Bell, James Dyke, William Bowes, R. M. Harrison, H. S. Dalkin, Edward Boxer, Archibald Campbell, Charles Secretan, James Mackenzie, E. P. Woolryche, George H. Parke, Samuel Macaulay, James J. Lowndes, G. Newton, Thomas Glover, Robert Kaikers, H. W. Welch, and such other persons as are now members of the said Association of the Diocese of Quebec, according to the existing Constitution, Rules and regulations thereof, and their successors to be elected in the manner hereinafter provided, and such other persons as shall from time to time be elected to be Members of the said Association in the manner hereafter provided, shall be and are hereby declared to be a Body Corporate and Politic, in name and in deed, by the name of "The Church Society of the Diocese of Quebec," and that the Lord Bishop of Toronto, the Venerable George Okill Stuart, Robert Simpson Jamesan, Levis Peter Sherwood, James B. Macaulay, Jonas Jones, Christopher Alexander Hagerman, Peter Boyel de Blaquiere, William Henry Draper, John Simcoe Macaulay, James Gordon, John Boulton, John Soloman Cartwright, D'Arcy Boulton, Mahlon Burwell, John B. Askin, Thomas Mercer Jones, Frederick Widder, William B. Jarvis, Henry Ruttan, Joseph Wells, Walter Boswell, Zaccheus Burnham, T. A. Stewart, William Dickson, James Kerby, William Allan George Crookshank, R. C. Wilkins, Philip Cankoughnet, Gerrard Lloyd, John Macaulay, Sir Allan Napier

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McNab, Guy C. Wood, George Salmon, Henry Sherwood and such other persons as are now members of the said Association of the Diocese of Toronto, according to the existing Constitution, Rules and Regulations thereof, and their successors, to be elected in the manner hereinafter provided, and such other persons as shall from time to time hereafter be elected to be Members of the said Association in the manner hereinafter provided, shall be and in need, by the name of "The Church Society of the Diocese of Toronto," and that by the said names the said Associations shall have each perpetual succession and a Common Seal, with power to change, alter, break or make new the same, as often as they shall judge expedient, and that they and their successors by the same names, respectively, may sue and be sued, implead and be impleaded, answer and be answered unto, in any Court of Record, or other place of Judicature within this Province; and that they and their successors, by the names aforesaid, shall be able and capable in law, respectively, to purchase, take, have, hold, receive, enjoy, possess and retain without license, in mortmain or *Lettres D'amortissement* all messuages, lands, tenements, and immoveable property, money, goods, chattels, and movable property, which have been or hereafter shall be paid, given, granted, purchased, appropriated, devised or bequeathed in any manner or way whatsoever, to, for and in favor of the said Church.

Societies, respectively, to and for the uses and purposes aforesaid or any of them, and to do, perform and execute all and every lawful act and thing useful and necessary for the purposes aforesaid, in as full and ample a manner, to all intents, constructions and purposes as any other Body Politic or Corporate by law may or ought to do.

II. And be it enacted, that all lands, messuages, tenements, hereditaments, or immovable property, and all rents, sum and sums of money, charged upon and issuing or payable out of any lands, messuages, tenements, or hereditaments, or immovable property, as property, as aforesaid, and all sums of money, goods, chattels, effects, or moveable property, which have been or shall hereafter be paid, given granted, purchased, appropriated, divided, or bequeathed, in any manner or way whatsoever, to, for, or in favor of the said Corporations, respectively, to and for, the uses and purposes aforesaid, in such a manner and form, and subject to such by-laws, rules and regulations as may be made and passed by the said Corporations, respectively, concerning the same, in the manner hereinafter provided: And that, the said Corporations, or the Central Boards thereof, or such other Executive and Managing Committees thereof as shall from time to time be appointed and authorized for this purpose by the by-laws, rules and regulations, which may be made and passed in the manner hereinafter mentioned, for the government of the said Corporations, shall, respectively, have

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power and authority to alienate or exchange, and to demise, let and lease for any term of years, such messuages, lands, tenements, hereditaments and immovable property as shall be so as aforesaid, given, granted, purchased, appropriated, devised or bequeathed to the said Corporations, respectively, for all or any of the purposes aforesaid, and to have, receive and take the purchase money, consideration or price, rents, issues or profits thereof: Provided always, that the said Corporations or Central Boards thereof, or such other Executive or Managing Committees, as aforesaid, shall, respectively, have, receive, take and hold such purchase money, consideration, or price, rents, issues, or profits, for the uses and purposes hereinbefore mentioned and forth, or some of them, and for none other.

III. And be it enacted, that the said Corporations, and their successors, shall and may respectively, from time to time, hold assemblies and meetings of the said Corporations, which shall be called together in such manner and at such times and places as shall be directed and appointed by the by-laws, rules and regulations of the same, to transact the business of the said Corporations, and shall and may at any such meeting elect such persons to be Members of the said Corporations, respectively, as they or the major part of them then present shall think fit: Provided always, that no act done in any such assembly or meeting of the said Corporations shall be valid or effectual unless six persons of such Corporations at the least, shall be present, and the major part of them consenting thereto.

IV. And be it enacted that the said Corporations, or the major part of those who shall be present at any of the meetings of the said Corporations to be held in manner aforesaid, shall, and may, respectively, make and ordain any constitution, by-laws, rules and regulations, whatsoever, which to them or the major part of them then present, not being fewer in number than six, as aforesaid, shall seem meet, reasonable or requisite, touching and concerning the well ordering and governing of the affairs and business of the said corporations and the due administering and improving the property thereof, and the more effectually promoting the purposes thereof, and aforesaid, and such constitution, by-laws, rules and regulations in like manner from time to time to abrogate, repeal, change or alter as may be found expedient, which constitution, by-laws, rules and regulations, shall be binding upon and shall be observed, performed and kept by the Members of the said Corporations, respectively: Provided always, that the same shall not be repugnant or contrary to the aforesaid purposes of such Corporations, or to the laws in force in this Province.

V. Provided always nevertheless, and be it enacted that no such constitution, by-law, rule or regulation, of either of the said Church Societies of the Dioceses of Quebec and Toronto,

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nor any abrogation, repeal, change or alteration of the same, shall be of any force or effect until shall have been sanctioned and confirmed by the Bishop of or administering such Diocese for the time being, by Writing under his Hand.

VI. And be it enacted, that nothing herein contained shall affect or be construed to affect in any manner or way the rights of Her Majesty, Her Heirs or Successors, or of any person or persons, or of any Body Politic or Corporate such only excepted as are herein before mentioned and provided for.

VII. And be it enacted, that this Act shall be deemed a Public Act, and shall be judicially taken notice of as such by all Judges, Justices of the Peace, and other persons whatsoever, without being specially pleaded.

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ANNO QUARTO DECIMO ET QUINTO DECIMO

VICTORIA

CAP. CLXXI

An Act to provide for the establishment of a Church Society of the United Church of England and Ireland in each Diocese of that Church in Lower Canada and for the other purposes connected with the recent division of the Diocese of Quebec.

Reserved for the significance of Her Majesty's pleasure, 30th August, 1851.

The Royal Assent given by Her Majesty in Council on the 10th January, 1852, and Proclamation made thereof by His Excellency *JAMES, EARL OF ELGIN AND KINCARDINE* in the Canada Gazette of the 24th February, 1852.

The Royal Assent revoked as being informal, on 15th May, 1852, after the Act had been more than thirty days previously laid before both Houses of the Imperial Parliament; and Proclamation made thereof by His Excellency *JAMES, EARL OF ELGIN AND KINCARDINE* in the Canada Gazette of the 9th June, 1852.

WHEREAS by and Act passed in the seventh year of Her Majesty's Reign, and intituled: An Act to incorporate the Church Societies of the United Church of England and Ireland, in the Dioceses of Quebec and Toronto, a Corporation was created for the objects in the said Act mentioned, in and for the Diocese of Quebec, by the name of the Church Society of the Diocese of Quebec, to consist of the Lord Bishop of the said Diocese, and other the persons therein named and their successors: And whereas Her Majesty by Her Royal Letters Patent, bearing date at Westminster on the eighteenth day of July, in the fourteenth year of Her Majesty's Reign, was pleased to divide the said Diocese of Quebec into two Dioceses, the one to be called The Diocese of Quebec, and the other, The Diocese of Montreal, in the manner and with the limits and boundaries in the said Letters Patent mentioned, and by reason of such division it hath become expedient, and the said Corporation hath prayed, that the members thereof and their successors may hereafter form two Corporations in the manner, with the corporate names and rights, and subject to the provisions hereinafter mentioned and made: Be it therefore enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and of the Legislative Assembly of the Province of Canada, constituted and assembled by virtue of and under the authority of an Act passed in the Parliament of the United

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Kingdom of Great Britain and Ireland, and intituled, An Act to re-unite the Provinces of Upper and Lower Canada, and for the Government of Canada, and it is hereby enacted by the authority of the same, That from and after the passing of this Act, the Corporation created by the Act first above cited, by the name of The Church Society of the Diocese of Quebec, and hereinafter called and referred to as “the late Corporation,” shall cease and determine; and there shall be and is hereby constituted in and for the Diocese of Quebec, as now constituted, a Corporation by the corporate name of The Church Society of the Diocese of Quebec, and another Corporation in and for the Diocese of Montreal, as now constituted, by the corporate name of *The Church Society of the Diocese of Montreal*, each of which said Corporations shall have and is hereby invested with the like corporate rights, powers and privileges as by the Act, first above cited, are conferred upon the said late Corporation, and to each of the said Corporations and to the members thereof, the several clauses and provisions of the said Act shall apply as fully as they would have applied without this Act and without the division of the former Diocese of Quebec, to the said late Corporation and the members thereof, and as if to each of the Corporation had been one of those constituted by the said Act, in so far as may not be inconsistent with this Act and subject always to the provisions herein made.

II. And be enacted, That the Corporation of *The Church Society of the Diocese of Quebec*, hereby constituted, shall be composed and consist of the Lord Bishop of the Diocese of Quebec (as now constituted) for the time being, and of those members of the said late corporation who shall at the time of the passing of this Act be resident within the said Diocese of Quebec, unless and until it shall be otherwise provided by the By-laws of the Corporation, and of such other persons as shall from time to time hereafter be elected members of the said Corporation, in the manner provided by the Act aforesaid.

III. And be it enacted, That the of *The Church Society of the Diocese of Montreal*, hereby constituted, shall be composed and consist of the Lord Bishop of the Diocese of Montreal, for the time being, and of those members of the said late corporation who shall at the time of the passing of this Act be resident within the said Diocese of Quebec, unless and until it shall be otherwise provided by the By-laws of the Corporation, and of such other members as shall from time to time hereafter be elected members of the said Corporation, in the manner provided by the Act aforesaid.

IV. Provided always, and be it enacted, That any life member of the said late Corporation, resident in either of the said Dioceses shall have power to make his election of the Diocese with which to be connected, and that if no such preference be

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expressed by him in writing under his hand, to the Bishop of such Diocese, within two months after the passing of this Act, such life member shall be considered to be and shall be a life member of the Corporation of the Diocese within which he resided at the time when the said Letters Patent took effect; and provided further, that any person not resident in the Province of Canada, who became and was such life member at the time when the said Letters Patent took effect, shall be constituted to be and shall be an honorary member of both Corporations.

V. And be it enacted, That the real property of the said late Corporation, and its right to or in any real property, whether held to and for its own use generally, or in trust for any special purpose or purposes, shall be and are hereby vest in that one of the two corporations hereby constituted, which is constituted in and for the Diocese in which such real property shall respectively lie; and that any real property of the said late Corporation, situate in Upper Canada, shall be and is hereby vested in the said Church Society of the Diocese of Montreal, and the personal property of the said late Corporation (including all books, papers and documents thereunto relating and its right to or in any personal property) shall be and is hereby vested provisionally in the Corporation of *The Church Society of the Diocese of Quebec*, hereby constituted Provided always, that no trust upon which any such property, real or personal, is held, shall be disturbed or affected, but shall be strictly observed and performed by that Corporation in which such property or the right thereto will be vested; and provided also, that the Corporation last mentioned shall, within one year from the passing of this Act, assign and convey to *The Church Society of the Diocese of Montreal*, such proportion as shall be agreed upon by the two Corporations, of the personal property held by the said late Corporation otherwise than upon trust for any special purpose or purposes; and that it shall be lawful for either of the Corporations hereby constituted, to assign and convey to the other any property, real or personal, of the said late Corporation held upon any trust or trusts which it shall appear to the said Corporations can be more conveniently performed by the Corporation to which such assignment and conveyance shall be made, such assignment and conveyance being made upon the trusts to which the property is subject; and the liabilities of the said late Corporation shall be discharged by that one of the Corporations hereby constituted in whom the property shall be vested in respect of which such liability shall have been incurred, or if the same shall not have been incurred in respect of any property, then the same shall be discharged by *The Church Society of the Diocese of Quebec*, unless it be otherwise agreed between the said two Corporations.

VI. And be it enacted, That the By-laws of the said late Corporation in force immediately before the passing of this Act,

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shall, in so far as they may be capable of such application, and consistent with the provisions of this Act be the By-laws of each of the Corporations hereby constituted, until they shall be repealed or altered in the manner provided by the Act first aforesaid; Provided always that the Bishop of the Diocese in and for which each of the said Corporations is constituted, shall be the President of such Corporation, and shall have full power to sanction and confirm any Constitution, By-law, Rule or Regulation of such Corporation, or any Abrogation, Repeal, Change or Alteration of the same, in the manner provided by the fifth section of the Act first aforesaid; any thing in the said section to the contrary notwithstanding.

VII. And be it enacted, That notwithstanding any omission in the Letters Patent enacting the present Dioceses of Quebec and Montreal respectively, the District of Saint Frances shall be and shall be held to have been included with the present Diocese of Quebec, to all intents and purposes, as if it had been made part of the said Letters Patent erecting the same.

VIII. And be it enacted, That any gift, legacy, devise or bequest of property, or any right, title, interest, in or to any property, which before the time when the Letters Patent aforesaid took effect, was made to vested in the Bishop of Quebec, or in the Bishop of Montreal administering the Diocese of Quebec shall be, and shall be held to have been from the time last aforesaid, made to vested in the Bishop of Quebec, as now constituted, who shall be held to be the successor of such first mentioned Bishop; and any Act, Ordinance or Law, Deed, Instrument or Writing made before the said time, and any Will, Testament or Codicil of any Testator who died before the said time, in which the Diocese of Quebec, is mentioned or referred to or intended, shall be constituted and have effect from the said time, as if the Diocese or Bishop therein intended, mentioned or referred to, were the Diocese of Quebec as now constituted, or the Bishop of Quebec as now constituted, except where such construction would be contrary to justice or to the provisions of this Act, or of any other Act passed or to be passed during the present session of the Provincial Parliament, or to the Letters Patent aforesaid; Provided that it shall always be lawful for the Bishop of the aforesaid Diocese of Quebec, to assign and convey to the Bishop of Montreal any property held by him in trust, if the said Bishop shall be of opinion that such trust can be better or more conveniently performed by the Bishop of Montreal; anything in the will, testament, deed or instrument, creating such trust to the contrary notwithstanding. Provided that all such deeds of real estate (except leases for a term not exceeding nine years) shall be duly registered according to law within six calendar months after the making and execution thereof, otherwise the same shall be void and of non effect; and that such registration within the said term of six months shall not give any

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greater effect in other respects to any such deed than is by law given to the registration of any other deed of real estate in Lower Canada.

XIV. And be it enacted, That the Bishop of Quebec and his successors, by the name of the Lord Bishop of Quebec, and the Bishop of Quebec, and the Bishop of Montreal, and his successors, by the name of the Lord Bishop of Montreal, shall respectively be a Corporation sole, and shall be deemed to have been so from the time when the Letters Patent aforesaid took effect, and shall respectively have, and shall be held to have had, from the said time full power and authority to sue and be sued and to take and hold (with or without license or letter of mortmain) any real property within this Province, and any personal property whatsoever, whether by advise, bequest, gift, grant or other title or conveyance whatsoever, and the same or any part thereof to alienate, unless when held in trust for any special purpose in the instrument creating which trust such alienation is forbidden, and other the powers vested by law in bodies corporate generally; and the Bishop of Quebec, or the Bishop of Montreal, or Bishop administering the Diocese of Quebec, before the time when the said Letters Patent took effect, shall be held to have had full power and authority to sue and be sued, and to take and hold (with or without license or letter of mortmain) any real property within this Province, and any personal property whatsoever, whether by devise, bequest, gift, grant or other title or conveyance whatsoever, and the same or any part thereof to alienate, unless when held in trust for any special purpose, in the instrument creating which trust such alienation is forbidden, and the other powers vested by law in bodies corporate generally and the Bishop of Quebec of the Bishop Montreal or the Bishop administering the Diocese of Quebec before the time when said Letters Patent took effect shall be held to have had full power and authority to sue and be sued and take and hold (with or without license or letters of mortmain) any real property whatsoever and the same or any part thereof to alienate unless when held in trust for any special purpose, in the instrument creating which trust such alienation is forbidden: Provided that the said Bishop of Montreal shall not have, hold, possess or enjoy lands and tenements or real estate in virtue to this Act, for the uses and purposes of his See excreting Five Thousand Pounds in annual value at any time; and shall at all times, when called upon so to do by the Governor of this Province, render an account in writing of such property held by him under this Act, and of the income derived there from, and the means by which the same has been acquired.

X. And be it enacted, That nothing in this Act Shall be construed to confer any spiritual or ecclesiastical rights or jurisdiction upon either of the said Bishops, or upon their successors, or other ecclesiastical person of the said Church.

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XI. And be it enacted, That except in so far as it may otherwise ordered by any Act, passed in the present session, the Act passed in the sixth year of Her Majesty's Reign, and intituled, *An Act to make provision for the management of the temporalities of the United Church of England and Ireland in the Diocese of Quebec, in this Province, and for other purposes therein mentioned*, and all the provisions and enactments thereof, shall apply and shall be held to have applied, from the time when the Letters Patent aforesaid took effect, to each of the Dioceses of Quebec and Montreal respectively and to the Bishop of each of the said Dioceses as fully and effectually as before the said time they applied to the Diocese of Quebec as then constituted, and to the Bishop thereof; any thing in the nineteenth section, or in any other part of the said Act to the contrary notwithstanding; and the words "Bishop," or "The Bishop of the Diocese," in the said Act, shall be construed as meaning the Bishop of Quebec, or the Bishop of Montreal, as the case may be.

XII. And be it enacted, That whenever in this Act the Bishop of any Diocese is mentioned, the successors of such Bishop, and the Bishop administering such Diocese, shall be held to be also intended and included.

XIII. And be it enacted, That nothing herein contained shall be construed to affect in any manner or way the right of Her Majesty, Her Heirs or Successors, or of any person or persons, or of any Body Politic or Corporate, such only excepted as are herein mentioned and provided for.

XIV. And be it enacted, That this Act shall be a Public Act.

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CHAPTER 86.

An Act to authorize the Church Society of the Diocese of Quebec to deal with certain funds in their hands in a certain way for other purposes.

(Assented to 15th January, 1889.)

WHEREAS the Church Society of the Diocese of Quebec has by its petition prayed for authority to consider certain local endowment funds, now in its hands or which may hereafter come into its hands, as one fund for the sole purpose of distributing, proportionately over the whole, any loss in the capital which may occur through failure in investment, and of paying out all interest received thereon, proportionately, at a uniform rate upon the capital of each such local endowment fund, and has also prayed for authority to invest its funds in certain securities; and it is expedient to grant the said prayer:

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

1. The Church Society of the Diocese of Quebec is hereby authorized to consider all the local endowment funds, now in its hands or which may hereafter be placed in its hands, as one fund for the purposes:
 - a. Of distributing, proportionately over the whole, any loss in capital that may occur through failure of investment;
 - b. Of paying out all the interest received thereon, proportionately, at a uniform rate upon the capital of each local endowment fund.
 - c. Provided there be nothing in the instrument creating such local endowment fund to the contrary.
2. Notwithstanding the provisions of article 981.0 of the Civil Code, the Society is hereby authorized to invest money, held by it as administrators or trustees thereof, in municipal stock of debentures, in real estate in the Dominion of Canada or on first mortgage or hypothec upon real estate in the Dominion of Canada, to an amount not exceeding three fifths of the municipal valuation of such real estate, or in bonds of commercial corporations in the Dominion of Canada.

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All investments made up to date, outside the limits of the Province, are declared to be legal and valued as regards the authority of the Society to make them.

3. The Act 45 Victoria, chapter 88, is repealed.
4. This Act shall come into force on the day of its sanction.

An Act respecting The Church Society of the Diocese of Quebec: Assented to, March 1934.

WHEREAS The Church Society of the Diocese of Quebec, by its act of incorporation, 7 Victoria, chapter 68, as amended by 14-15 Victoria, chapter 171, and 61 Victoria, chapter 86, is authorized to treat all local endowment funds in its hands at the time of the passing of the said act 61 Victoria, chapter 86, or which might thereafter be placed therein, as one fund, for the purposes in such last-mentioned act set out;

Whereas it is desirable, in order to avoid any doubt, to more clearly define what funds were intended to be included in the term "local endowment funds";

Whereas The Church Society of the Diocese of Quebec has, by its petition, prayed for an act to more clearly define the funds so described and for other purposes, and it is expedient to grant the said prayer;

Therefore, His Majesty, with the advice and consent of the Legislative Council and of the Legislative Assembly of Quebec, enacts as follows:

1. The Church Society of the Diocese of Quebec is and always has been since the passing of the act 61 Victoria, chapter 86, authorized to consider and treat as one fund, for the purposes in the last-mentioned act set out, all funds of every kind in its hands, or administered by it, at the time of the passing of the said act, as well as all funds since acquired by, or administered, or managed by it.
2. The Church Society of the Diocese of Quebec is hereby authorized to treat in the same manner, in the future, all funds acquired by it, by gift, bequest, or otherwise, as well as all funds placed in its hands for administration or management, for or on behalf of any church, congregation or mission in the Diocese of Quebec, provided always there is nothing in the deed or instrument, by which The Church Society of the Diocese of Quebec acquired the ownership or

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was entrusted with the administration of management of such fund, to the contrary.

3. The Church Society of the Diocese of Quebec is authorized to accept for administration and management and to treat as on fund, as aforesaid, any funds of any church, congregation or mission in the Diocese of Quebec and those legally entrusted with the management or administration of such funds may turn the same over to The Church Society of the Diocese of Quebec for administration or management, provided there is nothing in the instrument creating such funds to the contrary.
4. The section 2 of the act 61 Victoria, chapter 86, shall apply to all funds so owned or administrated or managed by The Church Society of the Diocese of Quebec.
5. This act shall come into force on the day of its sanction.