



ANNO NONO

VICTORIÆ REGINÆ.

CAP. XCVI.

An Act to amend the Act of Lower Canada therein mentioned, extending certain privileges to persons of the Jewish persuasion.

[9th June, 1846.]

WHEREAS the provisions of a certain Act of the Provincial Parliament of the late Province of Lower Canada, passed in the ninth year of the Reign of King George the Fourth, and intituled, *An Act to extend certain privileges therein mentioned to persons professing the Jewish Religion, and for the obviating certain inconveniences to which others of His Majesty's subjects might otherwise be exposed*, have proved insufficient for several of the purposes for which the said Act was intended, and it has been found necessary to make further provisions for the said purposes; and whereas divers persons of the Jewish faith, calling themselves Portuguese Jews, and also divers persons of the Jewish faith calling themselves German and Polish Jews, are and for a considerable length of time have been, in possession of Synagogues in the City of Montreal, and form separate Congregations under the names of the Congregation of Portuguese Jews of Montreal, and of the Congregation of German and Polish Jews of Montreal: 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 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 it shall be lawful for the said persons of the Jewish faith, calling themselves Portuguese Jews, or for the said persons calling themselves German and Polish Jews, being inscribed and registered in the manner provided by the aforesaid Act, and being members respectively of the said Synagogues, or any ten or more of them, to assemble or meet together from time to time at their respective Synagogues on such day and at such hour as they shall see fit, of which previous notice of at least three entire weeks shall be given in writing to each member, and shall be affixed on the outside of the principal door of the said Synagogues respectively; and the said members of the said respective Congregations so assembled at their respective Synagogues shall elect from among themselves a President, Treasurer, Secretary and three Trustees of their Congregation, and shall record and enter all proceedings had in a register to be kept for that purpose by the said respective Secretaries.

Preamble.

Act of L. C. 9 Geo. 4. c. 75, cited.

The Portuguese Jews or Polish Jews holding seats in certain Synagogues respectively may meet and elect Trustees, &c.

Due notice to be previously given.

Proceedings to be recorded.

Trustees to be Corporations with certain corporate powers.

Corporate name.

Property limited: other powers.

Rabbi appointed under this Act need not have a license from the Governor.

II. And be it enacted, That the said President, Trustees, Treasurer and Secretary of each of the said Congregations, respectively, elected and appointed in the manner provided by this Act, shall be a body corporate and politic under the name and description of the *Corporation of the Portuguese Jews of Montreal*, or of the *Corporation of the German and Polish Jews of Montreal*, as the case may be, and by that name may sue and be sued, and may contract and be contracted with, and may hold estate and property, moveable and immoveable, not exceeding four hundred pounds per annum of yearly value, free and clear of all charges, and shall have perpetual succession and a common seal, with power to change the same at pleasure, and may appoint and induct the Rabbi or officiating Minister of the Synagogue or Congregation, and him at pleasure may remove, and appoint and induct another in his place at all times hereafter; and such Rabbi or officiating Minister, being so appointed and complying with the other provisions of the Act first above cited, shall not need to obtain a license from the Governor or person administering the Government, and shall nevertheless have all the powers conferred by the said Act on Ministers so licensed.

Mode of electing successors to the first members of the Corporation, &c.

How vacancies shall be filled.

III. And be it enacted, That the election and appointment of the said President, Trustees, Treasurer and Secretary shall be and endure for the full end and term of one year and no more, at the expiration of which period they shall be replaced by others to be elected and named in the manner aforesaid, or may be re-elected; and if any one or more of the said President, Trustees, Treasurer or Secretary shall die naturally or civilly, or cease to be resident in the District of Montreal within the said period of one year for which he shall have been so elected, then and in such case another person shall be elected in the manner aforesaid, in the room and place of the person who shall have so died or ceased to be a resident as aforesaid, and shall continue in office until the expiration of the term during which his predecessor had been appointed to serve.

Property held, &c., for the use of either Synagogue, to vest in the Corporation of such Synagogue.

IV. And be it enacted, That all legacies, gifts or bequests heretofore made by any person or persons, body or bodies politic or corporate, to or for the use, benefit or behalf of either of the said Jewish Synagogues or Congregations, shall be vested in the particular Synagogue or Congregation established as a Corporation by this Act, in favor of which any such legacy, gift, or bequest may have been made, and shall be considered as part and parcel of the estate, moveable and immoveable, as the case may be, which the said Corporation are hereby empowered to hold and possess; provided the whole immoveable property held by the said Corporation do not exceed the yearly value aforesaid.

Parts of 9 G. 4. c. 73, inconsistent with this Act, repealed.

V. And be it enacted, That so much of the said Act first above cited, or of any other Act or Law, as may be inconsistent with the provisions of this Act, shall be, and is hereby repealed