

The Provincial Statutes of Canada, passed in the year 1841. Kingston: Stewart Derbshire & George Desbarats, 1841.

4 & 5 Victoria – Chapter 67

An Act to Incorporate the Montreal Asylum for aged and Infirm Women. 18th September, 1841.

Whereas an Association has existed for several years, in the City of Montreal, in this Province, under the name of “The Montreal Asylum for aged and infirm Women,” for the purpose of affording relief and support to aged, infirm and decrepid Women in the said City, who are destitute of other means of support; And whereas the Association is composed of the several persons hereinafter mentioned, who have by their petition represented that the advantages arising from the said Association would be greatly extended and confirmed by the legal incorporation thereof, and have prayed that they and their successors may be incorporated under certain regulations and provisions hereinafter mentioned; 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 Emelie Gamelin, Magdeleine Durand, P. Jos. Lacroix, A. P. Nowlan, M. C. Cuvillier, A. M. Delisle, M. A. F. Viger, J. Perrault, E. R. Fabre, S. Tavernier, L. Berthelet, and N. N. Delorme, and such other persons as shall under the provisions of this Statute become Members of the said Institution, shall be and are hereby declared to be a body politic and corporate, in deed and in name, by the name, of “The Montreal Asylum for aged and infirm Women” and by that name shall have perpetual succession and a common seal, and shall have power from time to time to alter, renew or change such common seal at their pleasure, and shall by the same name, from time to time and at all times hereafter, be able and capable to purchase, acquire, hold, possess and enjoy, and to have, take and receive to them and their successors to and for the uses and purposes of the said Corporation, any lands, tenements, and hereditaments, and real or immoveable property and estate situate, lying and being within this Province, not exceeding in yearly, value the sum of one thousand pounds, currency, and the same to sell, alienate, and dispose of, and to purchase others in their stead for the same purpose; and by the same name shall and may be able and capable in Law to sue and be sued, implead and be impleaded, answer and be answered unto in all Courts of Law and places whatsoever, in as large, ample and beneficial a manner as any other body politic or corporate, or as any persons able or capable in Law may or can sue or be sued, implead or be impleaded, answer or be answered unto in any manner whatsoever, and shall have power and authority to make and establish such Rules, Orders and Regulations not being contrary to this statute, or to the Laws in force in this Province, as shall be deemed useful or necessary for the interests of the said Corporation and for the management thereof, and for the admission of Members into the said Corporation, and from time to time, to alter, repeal and change the said Rules, Orders and Regulations or any of them, and shall and may do, execute and perform all and singular other the matters and things relating to the said Corporation and the management

thereof, which shall or may appertain thereto, subject nevertheless to the Rules, Regulations, Stipulations, and provisions hereinafter prescribed and established.

II. And be it enacted, that an Annual General Meeting of the Members of the said Corporation shall be held on the first Tuesday of the Month of October, in each and every Year, or if any such Tuesday be a holy day or if the Election be not for any cause then had, then on such day as shall be appointed in the manner hereinafter mentioned, for the Annual Election of Directresses and Managers, a Secretary and a Treasurer of the said Association as to the said Corporation shall seem meet, by and through the Majority of such Members present at such General Meeting, and for the transaction of all matters and things relating to the said Corporation for the Year preceding the said first Tuesday of the said Month of October, and for the adjustment and settlement of the transactions and business of the said Corporation for the said preceding Year: Provided always that the said Corporation, on a requisition signed by not less than five of the Members thereof, shall by a notice to be inserted for not less than seven days in one or more of the Newspapers published in the City of Montreal, of which the Montreal Gazette shall be one, if then published, call a general meeting of the Members of the said Corporation, specifying the hour, day, place and object of the said Meeting; and the Members, aforesaid, or the majority thereof at such General Meeting, aforesaid, shall have power and authority to revise, alter or rescind any Rules, Orders and Regulations for the management of the Corporation, after notice of such repeal or alteration shall have been given at a General Meeting next immediately preceding that at which such application shall be made and considered, and to admit new Members and to fill up all vacancies which may occur among the said Directresses and Managers, Secretary and Treasurer, aforesaid, and generally to do and perform all such matters and things as may be conducive to the well being of the said Corporation.

III. And be it enacted, that all and every the estate and property real and personal belonging to or hereafter to be acquired by the said Members of the said Association as such, and all debts claims and rights whatsoever due to them in that quality, shall be and are hereby vested in the Corporation hereby established; and the Directresses, Managers, Secretary and Treasurer appointed or to be appointed before such Annual General Meeting shall be held, shall be and continue to be the Directresses, Managers, Secretary and Treasurer of the said Corporation until others in their stead or the same shall be elected at such Annual General Meeting, in the manner herein provided, and the Rules, Orders and Regulations now made or to be made for the management of the said Association, shall be and continue to be the Rules, Orders and Regulations of the said Corporation until altered or repealed in the manner herein provided, and the said Rules, Orders and Regulations shall be submitted to the Members, aforesaid, for their approval and confirmation, at such General Meeting, aforesaid.

IV. And be it enacted, that the said Directresses and Managers for the time being shall have power to appoint such Officers and Servants of the said Corporation as shall be necessary for the well conducting of the business of the same, and to allow to them such compensation for their services, respectively, as shall be reasonable and proper, and the said Directresses and Managers shall be capable of exercising such other powers and authority for the well governing and ordering

of the affairs of the said Corporation as shall be prescribed by the Rules, Orders and Regulations of the said Corporation.

V. And be it enacted, that nothing herein contained shall have the effect, or be construed to have the effect of rendering all or any of the said several persons hereinbefore mentioned, or all or any of the Members of the said Corporation, or any person whatsoever individually liable or accountable for or by reason of any debt, contract or security for or by reason of the said Corporation, or for or on account, or in respect of any matter or thing whatsoever relating to the said Corporation.

VI. And be it enacted, that it shall not be necessary to the validity of any act performed by any married woman, as a Member of the said Corporation, or to her becoming such, that she be thereunto specially authorized by her husband; any Law, usage, or custom to the contrary notwithstanding.

VII. 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 hereinbefore mentioned and provided for.

VIII. And be it enacted, that this Statute shall be deemed a public Statute, and shall be publicly taken notice of as such by all Judges, Justices of the Peace, and other persons whatsoever, without being specially pleaded.