

Provincial Statutes of Canada, passed in the year 1845. Montreal: Stewart Derbishire & George Desbarats, 1845.

8 Victoria – Chapter 100

An Act to Incorporate Le Petit Seminaire de Sainte Thérèse de Blainville, in the District of Montreal. (17th March, 1845.)

Whereas it has been represented to the Legislature of this Province by the Reverend Charles Joseph Ducharme, Curé of the Parish of Sainte Therese de Blainville, proprietor of the Educational Institution in the said Parish, known by the name of Le Petit Seminaire de Sainte Thérèse, by him founded and supported, that it is necessary to endow the said Institution and to give it stability and permanence by an Act incorporating the Members thereof, and enabling the property belonging to the Institution to be holden in mortmain for the use thereof, offering in that case, and on certain conditions, to endow the Corporation to be so formed with all his real property, (the value of which is estimated at fifteen hundred pounds currency, of this Province,) as the same may be in the possession of the present proprietor thereof at the time when the law shall come into operation, and according to the agreement which he will then enter into with the said Corporation; And whereas the passing of an Act for the purposes aforesaid would be highly advantageous to the progress of education in this Province: 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 there shall be, and there is hereby constituted and established, at the Parish of Sainte Thérèse de Blainville aforesaid, and in the said Petit Seminaire, a Body Politic and Corporate, under the name of The Corporation of the Petit Seminaire de Sainte Thérèse, which said Corporation shall consist of— firstly, the Roman Catholic Bishop of Montreal; secondly, of the Superior of the said Petit Seminaire; thirdly, of the Curé of the said Parish of Saint Thérèse de Blainville; fourthly, of all Members who may be regularly admitted (aggrégés) into the said Corporation, provided their number should not exceed thirty; And the said Corporation shall have perpetual succession and may have a common seal, with power to change, alter, break and renew the same when and so often as they shall think proper; And the said Corporation may, by the said name, sue and be sued, implead and be impleaded, prosecute and be prosecuted, in all Courts of Law now established in this Province, and shall have full power and authority to make such and so many Bye-Laws, rules and Regulations (not being contrary to the laws of this Province) as they shall deem useful and necessary, as well concerning the system of education in, as for the conduct and government of the said Petit Seminaire and of the said Corporation, and the superintendence, advantage and improvement of all the property, moveable or immoveable, belonging to or which shall hereafter belong to the said Corporation; and shall have power to take under any legal title whatsoever, and to hold fir the said Petit Seminaire without any further authorization or Letters of Mortmain, all land and property, moveable and immoveable, which may hereafter he sold, ceded, exchanged, given, bequeathed, or granted to the said Corporation, or to sell and alienate the same if need

shall be: Provided always, that the net rents, issues and profits arising from the immoveable property and territorial acquisitions of the said Corporation, shall not at any time exceed the yearly sum of four thousand pounds, current money of this Province; and the said Corporation shall further have the right of appointing an Attorney or Attornies for the management, of their affairs, and, generally, shall enjoy all the rights and privileges enjoyed by other Bodies Politic and Corporate recognized by the Legislature.

II. Provided always and be it enacted, That all the property which shall at any time belong to the said Corporation as well as the Revenues thereof, shall at all times be exclusively applied and appropriated to the advancement of Education in the said Petit Seminaire and to no other object Institution or Establishment whatsoever.

III. And be it enacted, That this Act shall be deemed and taken to be a Public Act by all Judges, Justices of the Peace and Officers of Justice, and by all other persons whomsoever, and shall be judicially taken notice of by them without being specially pleaded.

IV. And be it enacted, That this Act shall not extend to weaken, diminish, or extinguish the rights and privileges of Her Majesty, Her Heirs and Successors, nor of any person or persons, Body or Bodies Politic or Corporate, excepting only such rights as are hereby expressly altered or extinguished.