

Laws of Her Majesty's Province of Upper Canada, passed in the year 1849. Montreal: Stewart Derbyshire & George Desbarats, 1849.

12 Victoria – Chapter 138

An Act to incorporate Les Sœurs de Miséricorde pour la régie de l'Hospice de la Maternité de Montréal. 30th May, 1849.

Whereas an Association of Religious Ladies hath existed for several years in the City of Montreal, under the name of Les Sœurs de Misericorde pour la regie de l'Hospice de la Maternite de Montreal, for the establishment of a Lying-in Hospital, in the said City; And whereas the said Ladies have, by their petition, prayed that the said Association may be incorporated, and in consideration of the great benefits which must arise from the said Institution, it is expedient to grant their prayer: 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, 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 Sœur Jeanne Françoise dc Chantal, by birth Marie Joseph Malo; Sœur St. François de Sales, by birth Marguerite Gagnon; Sœur Ste. Marie, by birth Aglaé Lauzon; Sœur St. Joseph, by birth Justine Filion; Sœur St. Jean Chrysostôme, by birth Sophie Desmarais; Sœur de la Nativité, by birth Rosalie Cadrau; Sœur Ste. Beatrix, by birth Luce Benoit; Sœur Marie des Sept Douleurs, by birth Luce Courtim; Soeur Marie de Bonsecours, by birth Sophie Bibaud, and Sœur St. Jean l'Evangeliste, by birth Marie Angelique Levêque, and such other persons as shall, under the provisions of this Act, 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 Les Sœurs de Miséricorde pour la régie de l'Hospice de la Maternité de Montreal, 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 Lower Canada not exceeding at any time in yearly value the sum of two thousand pounds currency; and the same to hypothecate, sell, alienate and dispose of, and to purchase others in their stead, for the same purpose; and by the said 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 and be sued, implead and be impleaded, answer and be answered unto, in any matter whatsoever; and any majority of the members of the Corporation for the time being, shall have power and authority to make and establish such rules, orders and regulations, not being contrary to this Act, nor to the laws in force in Lower Canada, 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, or those of the said Institution in force at the time of the passing of this Act; 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, or which shall or may appertain thereto; subject, nevertheless, to the Rules, Regulations, stipulations and provisions hereinafter prescribed and established.

II. Provided always, and be it enacted, That the rents, revenues, issues and profits of all property real or personal held by the said Corporation shall be appropriated and applied solely to the maintenance of the Members of the Corporation, the construction and repair of the buildings requisite for the purposes of the said Corporation, and the payment of the expenses to be incurred for objects legitimately connected with or depending on the purposes aforesaid.

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 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 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.

IV. And be it enacted, That the members of the said Corporation for the time being or a majority of them, shall have power to appoint such Attorney or Attorneys, Administrator or Administrators of the property of the Corporation, and such officers and teachers and servants of the said Corporation as shall be necessary for the well conducting of the business and affairs thereof, and to allow to them such compensation for their services respectively as shall be reasonable and proper; and all Officers so appointed 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 incurred or entered into for or by reason of the 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 nothing herein 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.

VII. And be it enacted, That the said Corporation shall make annual Returns to both houses of the Legislature stating the names of the Members, number of persons relieved, and the general state of the endowment and Corporation; which said Returns shall be presented within the first twenty days of the sitting of the Legislature.

VIII. And be it enacted, That this Act shall be deemed to be a Public Act, and shall be judicially taken notice of as such by all Judges, Justices of the Peace, or other person whatsoever, without being specially pleaded.