

1982, chapter 77

AN ACT RESPECTING THE LOUIS FORTIER ESTATE

Bill No. 210

Introduced by Mr Patrice Laplante

First reading: 2 June 1982

Second reading: 22 June 1982

Third reading: 22 June 1982

Assented to: 23 June 1982

Coming into force: 23 June 1982

Act amended: None



CHAPTER 77

An Act respecting the Louis Fortier estate

[Assented to 23 June 1982]

Preamble. WHEREAS by his will made on 9 August 1960 and amended by a codicil made on 16 March 1961, Louis Fortier, died on 30 December 1968, bequeathed all his property to trustees subject to the obligation of leaving to his wife the enjoyment and usufruct of the residuary property of the estate, during her lifetime, with the power to break into the capital in case of insufficiency, and, upon her death, using the property or the residue and revenue thereof for the purposes of a permanent foundation according to the modalities described therein;

Whereas one of the objects of the foundation is that the immovable of the estate situated in Woodland, town of Léry, be used as a health and holiday resort for nurses of the Hôpital Notre-Dame de Montréal having ten or more years of service at the hospital, and the other objects being the awarding of scholarships or prizes for clinical medical studies;

Whereas the testator provided that the immovable may, after the foundation has taken effect, be sold either to acquire another immovable for the same purposes, or, if such a centre no longer appears desirable to a sufficient number of nurses, use the proceeds thereof for the other purposes of the foundation;

Whereas, the testator's wife being still living, it appears that, even before the foundation takes effect the residue of the capital of the estate and revenue therefrom will be insufficient to provide, as required, for the maintenance costs and other charges of such a centre;

Whereas the testator's wife no longer resides in the immovable;

Whereas the net income derived from leasing the immovable and other property is clearly insufficient to meet the needs of the testator's wife, and whereas the capital of the other property is being exhausted by being broken into;

Whereas, moreover, the immovable requires high maintenance costs;

HER MAJESTY, with the advice and consent of the National Assembly of Québec, enacts as follows:

Sale of im-
moveable
authorized.

1. Notwithstanding the will of Louis Fortier and its codicil, made on 9 August 1960 and 16 March 1961, respectively, before Yvan Desjardins, notary, and registered in Montréal under numbers 2221284 and 2221285, respectively, the trustees of the Louis Fortier estate are authorized to sell, even before the death of the testator's wife, the immovable that belongs to the estate situated in Woodland, town of Léry, and are freed from any possible obligation to acquire another immovable for the purposes of setting up a health and resort centre.

Coming
into force.

2. This Act comes into force on the day of its sanction.