



NATIONAL ASSEMBLY

SECOND SESSION

THIRTY-FOURTH LEGISLATURE

Bill 272

(Private)

**An Act respecting certain
immovables of the registration
divisions of Arthabaska, Bécancour
and Nicolet**

Introduction

**Introduced by
Mr Maurice Richard
Member for Nicolet-Yamaska**

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Bill 272

(Private)

An Act respecting certain immovables of the registration divisions of Arthabaska, Bécancour and Nicolet

WHEREAS between 2 October 1928 and 13 June 1967, the school boards of Princeville, of Sainte-Anne-du-Sault, of the parish of Saint-Célestin, of Sainte-Eulalie, of the parish of Sainte-Gertrude, of Saint-Raphael-d'Aston, of Saint-Samuel-de-Horton, of Saint-Valère-de-Bulstrode and of Saint-Wenceslas alienated certain immovables by the deeds registered in the registry office of the registration division of Arthabaska under the numbers listed in Schedule A, in the registry office of the registration division of Bécancour under the number listed in Schedule B and in the registry office of the registration division of Nicolet under the numbers listed in Schedule C;

Whereas the legislative provisions respecting education that were in force on the date of the alienations provided that any alienations of immovables by school boards were required to be authorized by the Lieutenant-Governor in Council, the Superintendent of Education or the Minister of Education, to be made by auction unless the Superintendent or the Minister had authorized the sale to be made by private agreement for a fixed sum and to be preceded by a public notice;

Whereas it is not certain that the alienations of immovables evidenced by the deeds registered under the numbers listed in Schedules A, B and C were made in accordance with such provisions;

Whereas it appears that the sale price corresponded to the fair market value of the immovables concerned and whereas it was paid;

Whereas in certain of the deeds evidencing the alienation and, where applicable, in the public notices preceding the sale, the school board is designated by a name other than its official name;

Whereas the school boards have left the acquirers of the immovables concerned and their assigns in peaceable possession of the immovables;

THE PARLIAMENT OF QUÉBEC ENACTS AS FOLLOWS:

1. The deeds registered in the registry office of the registration division of Arthabaska under the numbers listed in Schedule A, the deed registered in the registry office of the registration division of Bécancour under the number listed in Schedule B and the deeds registered in the registry office of the registration division of Nicolet under the numbers listed in Schedule C may not be challenged on the grounds that they are deeds by which a school board alienated one or more immovables, that there is no mention in the deeds that the school board gave public notice or obtained the authorization of the Lieutenant-Governor in Council, of the Superintendent of Education or of the Minister of Education, and that such public notice or such authorization was not given.

Moreover, the deeds may not be challenged on the ground that the school board is referred to by a name other than its official name in the deeds or, where applicable, in the public notices preceding the sale.

Furthermore, the deeds may not be challenged on the ground that the sale was not made by auction.

2. The registration of a certified copy of this Act is effected by deposit.

On the payment of fees equal to the fees that would be payable for the registration of a judgment ordering the cancellation of the registration of the same principal right in each deed listed in Schedule A, B or C, the registrar concerned shall enter in the margin of each deed the words “Confirmed by *(insert here the number under which this Act was registered)*”.

3. This Act comes into force on *(insert here the date of assent to this Act)*.

SCHEDULE A
(*Sections 1 and 2*)

Deeds registered in the registry office of the registration division of Arthabaska under the numbers 114 921, 128 104, 131 641, 131 883, 131 971, 135 810, 135 884, 135 885, 136 011, 136 911, 137 726

SCHEDULE B
(*Sections 1 and 2*)

Deed registered in the registry office of the registration division of Bécancour under the number 66 477

SCHEDULE C
(*Sections 1 and 2*)

Deeds registered in the registry office of the registration division of Nicolet under the numbers 21 120, 21 452, 40 201, 42 100, 45 798, 45 799, 46 357, 47 817, 49 678, 51 990, 58 237