

THIRD SESSION

THIRTY-SECOND LEGISLATURE

NATIONAL ASSEMBLY OF QUÉBEC

Bill 260

(PRIVATE)

An Act respecting the J. Roméo Pépin estate

First reading
Second reading
Third reading



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WHEREAS J. Roméo Pépin died on 26 September 1964 and, under his will made on 26 July 1961, bequeathed in trust, subject to certain particular legacies, the remainder of his property, moveable and immoveable, to General Trust of Canada so that the latter create, out of the residue of the property and any income therefrom, a fund to be used, until it is exhausted, to pay for classical studies at the Séminaire de Saint-Hyacinthe for the issue of his brothers and sisters who might aspire to become priests;

Whereas all the particular legacies contained in the will have been paid up;

Whereas, since the testator's death, the public and private school system has been changed and, following the adoption of the General and Vocational Colleges Act (R.S.Q., chapter C-29), the colleges and seminaries have ceased to provide classical studies for their students;

Whereas the Séminaire de Saint-Hyacinthe has been offering only high school studies since 1968 and it has thus become impossible to carry out the object of the trust created under the will, and consequently the trust is extinguished;

Whereas General Trust of Canada, in its capacity as testamentary executor and fiduciary, is not authorized to hand over the trust property to the legal heirs of the testator;

Whereas it is in the interest of the legal heirs of the testator that the trust fund be not left indefinitely in the hands of General Trust of Canada in its above-mentioned capacity, and that such would be the case were this Act not adopted;

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

1. General Trust of Canada, in its capacity as testamentary executor and fiduciary of J. Roméo Pépin, under a will made on 26 July 1961 before Jean Guillet, notary, is authorized, notwithstanding the terms of the will, to hand over, from the date of the coming into force of this Act, the residue of the trust property to the legal heirs of the testator, in accordance with the order of succession determined by the Civil Code

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