

NATIONAL ASSEMBLY
Thirty-fourth Legislature, second session

1993, chapter 99
**AN ACT TO AMEND THE ACT TO INCORPORATE THE
CONGREGATION OF THE SISTERS OF THE HOLY NAMES
OF JESUS AND MARY**

Bill 236

Introduced by Mr Yvan Bordeleau, Member for l'Acadie

Introduced 15 May 1993

Passage in principle 18 June 1993

Passage 18 June 1993

Assented to 18 June 1993

Coming into force: 18 June 1993

Act amended:

Act to incorporate the Congregation of the Sisters of the Holy Names of Jesus and Mary (1965, 1st session, chapter 128)



CHAPTER 99

An Act to amend the Act to incorporate the Congregation of the Sisters of the Holy Names of Jesus and Mary

[Assented to 18 June 1993]

Preamble **WHEREAS** the Congregation of the Sisters of the Holy Names of Jesus and Mary was constituted by chapter 128 of the statutes of 1965 (1st session);

Whereas the corporation succeeded the corporation known as “La Communauté des Soeurs des Saints Noms de Jésus et Marie”, constituted by chapter 101 of the statutes of 1845;

Whereas the congregation, founded in Québec by Mother Marie Rose, has greatly expanded throughout the world and now has many canonically-constituted religious provinces inside and outside Québec and outside Canada;

Whereas the canonically-constituted religious provinces and divisions which have their corporate seats outside Québec are all constituted separately under local laws, and own property, have jurisdiction over the nuns attached to those provinces and see to their support and sustenance;

Whereas the corporation oversees, on the one hand, administration of the generalate and, on the other, administration of the religious provinces or divisions which have their head office in Québec;

Whereas it is expedient to separate administration of the generalate of the congregation and administration of the provinces and divisions which have their head office in Québec;

Whereas, to that end, the general council of the congregation has, under the Religious Corporations Act (R.S.Q., chapter C-71),

constituted a corporation called the “Congrégation des Soeurs des Saints Noms de Jésus et de Marie”, its letters patent bearing the date 3 May 1993;

Whereas, at the request of the board of management of the corporation, it is expedient to amend the charter of the Congregation of the Sisters of the Holy Names of Jesus and Mary, constituted under chapter 128 of the statutes of 1965 (1st session), so as to make its principal object the organization, administration and maintenance of religious provinces and divisions of the congregation having their head office in Québec;

Whereas, to that end, it is expedient to change the name of the corporation, the location of its corporate seat and the qualifications of its members, and, where applicable, to allow the board of management to delegate its powers to committees, canonical provinces or divisions;

Whereas the Fonds Durocher, a corporation under the auspices of the general council of the congregation having as its main object the provision of assistance for the sustenance of the nuns, was constituted on 1 November 1977 under section 21 of the said Act;

Whereas it is expedient to provide that, should the Fonds Durocher be dissolved, its property will devolve to the corporation which administers the generalate;

Whereas this request is authorized by the superior general and the general council of the congregation;

THE PARLIAMENT OF QUÉBEC ENACTS AS FOLLOWS:

Name

1. The name of the corporation, “Congrégation des Soeurs des Saints Noms de Jésus et de Marie” in French and “Congregation of the Sisters of the Holy Names of Jesus and Mary” in English, constituted under chapter 128 of the statutes of 1965 (1st session), is hereby changed to “Les Soeurs des Saints Noms de Jésus et de Marie du Québec”, and the corporate seat of the corporation shall be located at 1420, boulevard Mont-Royal, in the city of Outremont, district of Montréal.

Notice

Notice of these changes shall be transmitted to the Inspector General of Financial Institutions and published by him in the *Gazette officielle du Québec* at the corporation's expense.

1965
(1st session),
c. 128, s. 3,
replaced

2. Section 3 of the said Act is replaced by the following section:

Members

“3. The persons who are or will become members of the religious congregation known as the “Congrégation des Soeurs des Saints Noms de Jésus et de Marie” and canonically attached to a canonical province or division of the congregation which has its head office in Québec shall, for as long as they remain so attached, be members of the corporation constituted by this Act.”

1965
(1st session),
c. 128, s. 7,
replaced
By-laws

3. Section 7 of the said Act is replaced by the following section:

“7. The corporation may, by by-law, make, amend and repeal provisions respecting

(a) its internal management;

(b) the appointment, functions, duties and powers of its officers, agents and servants;

(c) the constitution, appointment and direction of executive committees, special committees, canonical provinces or divisions, or officers, all of which may be constituted or appointed for the pursuit of its ends and on which the exercise of all or some of its powers may be conferred;

(d) the administration, management and control of its property, works and undertakings.”

Members

4. Members of the religious congregation who are not canonically attached to a canonical province or division of the congregation which has its head office in Québec shall cease to be members of the corporation constituted under the said Act.

Fonds
Durocher

5. Should the Fonds Durocher, constituted under section 21 of the said Act, be dissolved, its property shall devolve, after payment of its obligations, to the corporation known as the “Congrégation des Soeurs des Saints Noms de Jésus et de Marie” constituted under the Religious Corporations Act (R.S.Q., chapter C-71).

Coming into
force

6. This Act comes into force on 18 June 1993.