

NATIONAL ASSEMBLY OF QUÉBEC  
Thirty-first Legislature, Sixth session

1981, chapter 34

## AN ACT RESPECTING THE J. DONAT LANGELIER ESTATE

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**Bill No. 221**

Introduced by Mr Jean-François Bertrand

First reading: 18 December 1980

Second reading: 10 March 1981

Third reading: 10 March 1981

**Assented to: 11 March 1981**

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**Coming into force: 11 March 1981**

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**Act amended:** None

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**Éditeur officiel**  
Québec



## CHAPTER 34

### An Act respecting the J. Donat Langelier estate

*[Assented to 11 March 1981]*

Preamble. WHEREAS J. Donat Langelier died on 27 June 1964 leaving an authentic will executed on 16 August 1963 before Julien Roy, notary, and two codicils dated 21 January and 26 June 1964, respectively;

Whereas the testator essentially, among other provisions, created annuities in favour of his children, Françoise, Jeanne and Maurice, transferable upon their death to their children and grandchildren, life annuities in favour of a certain number of nephews, nieces and employees and residual income legacies in favour of the following charitable organizations: Le Foyer de la Charité du Cardinal Léger, L'Association d'Entraide "Le Chaînon" and La Société St-Jean-Baptiste de Montréal;

Whereas serious doubts have been raised in respect of the devolution and partition of the capital of the estate;

Whereas the trustees and testamentary executors have received the power to apportion the property of the estate;

Whereas it is to the advantage of the parties concerned to proceed to the final partition of the capital of the estate, in accordance with the terms of an agreement concluded before Maurice Rousseau, a notary practising in Montréal, on the seventeenth day of October 1980, subject to the adoption of this bill, in order to end the suspended ownership of the capital of the estate and the perpetual undivided ownership resulting therefrom;

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

Powers of  
trustees.

1. The trustees and testamentary executors of the estate of

J. Donat Langelier have and always have had by the terms of his will made before Julien Roy, notary, on 16 August 1963, under number 11285 of his minutes and his two codicils, that of 21 January 1964 registered in Montréal and bearing number 1783866 and that of 26 June 1964 registered in Montréal under number 1783865, the right to proceed to a final devolution and partition of the property forming the capital of the estate.

Partition.

**2.** The partition and transfer in full ownership of the capital bequeathed by J. Donat Langelier shall be carried out in the following manner:

(a) the testamentary executors and trustees shall deduct first from the capital of the estate, an amount of one hundred and twenty thousand dollars sufficient to guarantee the life annuities of the annuitants, other than the children of the testator;

(b) that share of the capital is partitioned as and when it is released, within six months of the death of each of the individual legatees, in the same manner as the remainder of the capital, in accordance with the prescriptions enacted by this Act;

(c) fifty per cent of the value of the remaining capital is remitted upon the sanction of this Act, in equal shares to the following organizations: Le Foyer de la Charité du Cardinal Léger, L'Association d'Entraide "Le Chaînon" and La Société St-Jean-Baptiste de Montréal, to be used for the purposes stated in the will;

(d) fifty per cent shall be remitted to the grandchildren of the testator in the following manner:

i. this share shall continue to be held in trust by the testamentary executors and trustees and their successors and the income derived therefrom shall be remitted to the children of the testator, Françoise, Jeanne and Maurice in equal shares while continuing to comply, *mutatis mutandis*, with the prescriptions of the will;

ii. upon the death of each of the children of the testator, his share of the capital shall be remitted in full ownership to his child or children or, if there are no children, to his grandchildren by roots with accretion in favour of the two other children of the testator, if one of the three dies without children or grandchildren.

Costs.

**3.** The costs incurred for the adoption of this Act shall be paid out of the mass of the estate but the taxes, if any are to be collected and whatever their nature, shall be paid by the children out of the share of the mass that devolves on them.

Effect.

**4.** This Act has effect from 1 September 1980.

Coming  
into force.

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