



## CHAPTER 81.

An Act to incorporate the Roman Catholic Bishop of  
Nelson and his Successors in Office a Corporation  
Sole.

[Assented to 10th December, 1937.]

**W**HEREAS a new diocese has been created under the style Preamble  
and title of "The Diocese of Nelson," which comprises that  
portion of the Province of British Columbia (formerly forming  
a portion of the Roman Catholic Archdiocese of Vancouver)  
described as follows: Commencing at a point where the one  
hundred and twentieth meridian intersects the International  
Boundary-line between the United States and Canada; thence  
running due east along the said International Boundary-line to  
the boundary line between the Province of British Columbia and  
the Province of Alberta; thence along the said Interprovincial  
Boundary-line in a northerly direction to the fifty-third parallel  
of latitude; thence east along the said fifty-third parallel of  
latitude to the one hundred and nineteenth meridian; thence  
south along the said one hundred and nineteenth meridian to the  
fiftieth parallel of latitude; thence westerly along the said fiftieth  
parallel of latitude to the one hundred and twentieth meridian;  
thence south along the said one hundred and twentieth meridian  
to the point of commencement:

And whereas there is now standing registered in the name of  
The Roman Catholic Archbishop of Vancouver, a corporation  
sole, incorporated by special Act of the Legislature of the Prov-  
ince of British Columbia, being chapter 62 of the Statutes of  
British Columbia, 1909, certain real and personal property within  
the territorial boundaries of the said Diocese of Nelson:

And whereas Reverend Martin Martin Johnson, the Roman  
Catholic Bishop of the said Diocese of Nelson, has presented a  
petition praying that The Roman Catholic Bishop of Nelson and

his successors in office may be created a corporation sole, and that all real and personal property vested in The Roman Catholic Archbishop of Vancouver as a corporation sole within the territorial boundaries of the said Diocese of Nelson may be declared to stand vested in The Roman Catholic Bishop of Nelson as a corporation sole:

And whereas it is expedient to grant the prayer of the said petitioner:

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of British Columbia, enacts as follows:—

Incorporation

Corporate name

Land, power  
to hold

Borrowing  
powers

Vesting in new  
Corporation all lands  
standing in the  
name of The  
Roman Catholic  
Archbishop of  
Vancouver  
within boundaries

1. The Roman Catholic Bishop of the Diocese of Nelson for the time being and his successors in office, duly nominated and appointed as such Bishop according to the usages and rites of the Roman Catholic Church, shall be a corporation sole, with perpetual succession, under the name and style of "The Roman Catholic Bishop of Nelson," with power to acquire and hold lands, and all lands, real estate, tenements, and hereditaments hereinbefore granted, conveyed, or devised to, or which hereafter shall be granted, conveyed, or devised to, The Roman Catholic Bishop of Nelson shall be vested in the said corporation sole, subject to any trusts affecting the same, with power, subject to all existing trusts, to sell, convey, lease, mortgage, or otherwise deal with the same, or any part thereof.

2. The Corporation may borrow money in such amounts, on such terms, and from such persons, firms, and corporations, including chartered banks, as may be determined by the Corporation, and may issue and sell or pledge bonds, debentures, and obligations upon such terms and conditions as the Corporation may decide, and may mortgage, charge, and hypothecate its real and personal property, and may pledge its general credit to secure such bonds, debentures, and obligations, and may make, draw, endorse, and negotiate promissory notes and bills of exchange.

3. (1.) All property, real or personal, now vested or standing in the name of The Roman Catholic Archbishop of Vancouver as a corporation sole within the boundaries of the said Diocese of Nelson, as set out and described in the preamble to this Act, are hereby declared to be vested in The Roman Catholic Bishop of Nelson as a corporation sole; and that the said The Roman Catholic Bishop of Nelson as a corporation sole may sell, convey, mortgage, lease, or otherwise deal with the said property under the name and seal of The Roman Catholic Bishop of Nelson.

(2.) No contract or engagement entered into by or with The Roman Catholic Archbishop of Vancouver as a corporation sole, and no liability incurred by The Roman Catholic Archbishop of Vancouver as a corporation sole, shall be affected by the vesting of all the property, real or personal, now vested or standing in the name of The Roman Catholic Archbishop of Vancouver as a corporation sole in The Roman Catholic Bishop of Nelson; and all contracts entered into and all obligations and liabilities incurred by The Roman Catholic Archbishop of Vancouver shall devolve upon, be binding upon, and be discharged by The Roman Catholic Bishop of Nelson, by this Act created a corporation sole.

4. Upon a vacancy happening in the office of The Roman Catholic Bishop of Nelson, the person who shall for the time being be appointed, according to the usages and rites of the Roman Catholic Church, to administer the affairs of the Roman Catholic Church in the Diocese of Nelson shall have entire control over the rents, issues, and profits of the real and personal property of the said Corporation until the nomination and appointment of another Bishop in manner named in section 1 of this Act. Vacancies

5. In the event of any person or corporation being entitled, during a vacancy in the said office, to demand from The Roman Catholic Bishop of Nelson a conveyance or release of any interest in real estate in pursuance of an agreement duly entered into between the said person or corporation and the said corporation sole, then the person who shall for the time being be appointed, according to the usages and rites of the Roman Catholic Church, to administer the affairs of the Roman Catholic Church in the Diocese of Nelson is hereby authorized to execute and deliver to the said person or corporation a deed or release of the said lands, in accordance with the terms of the said agreement, in the name of The Roman Catholic Bishop of Nelson; and the said conveyance shall be a valid transfer of the said lands or release of the said lands as if made by The Roman Catholic Bishop of Nelson. Administrator,  
powers of.

6. This Act may be cited as "The Roman Catholic Bishop of Nelson Incorporation Act." Short title.

VICTORIA, B.C.:

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