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# NATIONAL ASSEMBLY

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SECOND SESSION

THIRTY-NINTH LEGISLATURE

Bill 205

(Private)

**An Act respecting certain deeds  
of donation by Samuel Bronfman**

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**Introduction**

**Introduced by  
Mr. Lawrence S. Bergman  
Member for D'Arcy-McGee**

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## **Bill 205**

(Private)

### **AN ACT RESPECTING CERTAIN DEEDS OF DONATION BY SAMUEL BRONFMAN**

AS by deed of donation executed on 1 May 1942 and registered at the registry office of the registration division of Montréal under number 523231, the late Samuel Bronfman created a trust for the benefit of Phyllis Barbara Bronfman and her issue (the “PBBT Deed of Donation”);

AS by deed of donation executed on 1 May 1942 and registered at the registry office of the registration division of Montréal under number 523232, the late Samuel Bronfman created a trust for the benefit of Edgar Miles Bronfman and his issue (the “EMBT Deed of Donation”);

AS the PBBT Deed of Donation and the EMBT Deed of Donation (collectively the “Deeds of Donation”), together with another deed of donation and trust by Samuel Bronfman for the benefit of another of his children, were amended by the Act respecting certain deeds of donation and trust by Samuel Bronfman (S.Q., 1984, chapter 88);

AS the PBBT Deed of Donation was amended by the Act respecting a trust created for the benefit of Phyllis Barbara Bronfman (S.Q., 1985, chapter 66) pursuant to which several trusts were created, including by devolution PBBT/Edgar Miles Bronfman Family Trust F/B/O Samuel Bronfman II; PBBT/Edgar Miles Bronfman Family Trust F/B/O Edgar Bronfman, Jr.; PBBT/Edgar Miles Bronfman Family Trust F/B/O Holly B. Lev; PBBT/Edgar Miles Bronfman Family Trust F/B/O Matthew Bronfman; PBBT/Edgar Miles Bronfman Family Trust F/B/O Adam R. Bronfman; PBBT/Edgar Miles Bronfman Family Trust F/B/O Sara R. Bronfman; and PBBT/Edgar Miles Bronfman Family Trust F/B/O Clare W. Bronfman (collectively the “PBBT Devolved Trusts”);

AS the trust established by the EMBT Deed of Donation had evolved, through a series of divisions and combinations into eight separate trusts, namely, The Edgar M. Bronfman Non-IDB Trust under the 1942 EMBT Donation, dated May 1, 1942; The Edgar M. Bronfman IDB Trust A under the 1942 EMBT Donation, dated May 1, 1942; The Edgar M. Bronfman IDB Trust B under the 1942 EMBT Donation, dated May 1, 1942; The Edgar M. Bronfman IDB Trust C under the 1942 EMBT Donation, dated May 1, 1942; The Edgar M. Bronfman IDB Trust D under the 1942 EMBT Donation, dated May 1, 1942; The Edgar M. Bronfman IDB Trust E under the 1942 EMBT Donation, dated May 1, 1942; The Edgar M. Bronfman IDB Trust F under the 1942 EMBT Donation, dated

May 1, 1942 and The Edgar M. Bronfman IDB Trust G under the 1942 EMBT Donation, dated May 1, 1942 (collectively the “EMBT Devolved Trusts”);

AS Edgar Miles Bronfman and his issue are the sole beneficiaries of the PBBT Devolved Trusts and the EMBT Devolved Trusts (collectively the “Trusts”);

AS Edgar Miles Bronfman, in his capacity as the INSTITUTE of the Trusts, has the power pursuant to the Deeds of Donation to apportion the SECOND PART OF THE SUBSTITUTED PROPERTY of the Trusts among his issue on an unequal basis;

AS the consent of the non-family Trustees is required with respect to the exercise of the power of apportionment;

AS the INSTITUTE and the non-family Trustees concur that it is propitious to obtain confirmation with respect to the proposed exercise of the power of apportionment;

AS the non-family Trustees have accordingly requested the present enactment;

THE PARLIAMENT OF QUÉBEC ENACTS AS FOLLOWS:

**1.** Edgar Miles Bronfman, in his capacity as INSTITUTE of the Trusts, has the power to exercise the power of apportionment among his issue

(a) to apportion the property thereof, in whole or in part, to one or more of his children, grandchildren or more remote issue who may survive him (and whether or not the child or other issue of Edgar Miles Bronfman who is the parent of any more remote issue has predeceased), without any requirement for other assets or amounts or shares being apportioned to other of his children or more remote issue (each child and the issue thereof who survive Edgar Miles Bronfman is referred to in this Act as a “Family Branch” and are sometimes collectively referred to as the “Family Branches”); and/or

(b) to apportion the property thereof, consisting of shares held in trust and comprised of all or part of the property held by one or more of the Trusts, which shares to be held in trust by the Trustees of the relevant Trusts for the benefit of one or more members of one or more Family Branches designated in the power of apportionment (collectively the “Designated Family Branch Beneficiaries” and individually a “Designated Family Branch Beneficiary”) in accordance with the Trust Deeds of Donation, with the power of the Trustees to distribute the property of each such share, in such portions and amounts as the Trustees may determine, from time to time, among the Designated Family Branch Beneficiaries, the whole in accordance with the directions, discretions and other provisions set forth in the said power of apportionment.

In the event that the Trustees have not distributed all of the property apportioned to the Designated Family Branch Beneficiaries prior to the death

of the last surviving Designated Family Branch Beneficiary to whom such share has been apportioned (the “Ultimate Family Branch Distribution Date”), the residual property thereof shall be distributed on an equal basis per stirpes among the other Family Branches as contemplated in Clause 5(f) of the Trust Deeds of Donation unless such property is otherwise apportioned in the said power of apportionment by Edgar Miles Bronfman to other of his children, grandchildren, and/or great-grandchildren born during his lifetime.

The foregoing apportionment may be made without requirement for any assets or shares to be apportioned by Edgar Miles Bronfman to other Family Branches and without the requirement of equality among the Family Branches or among the Designated Family Branch Beneficiaries of a Family Branch.

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





