



CHAPTER 64

An Act respecting the municipal organization of mining villages

[Assented to, the 28th of April, 1939]

WHEREAS it is expedient to afford the workmen of Preamble.
mining centres the means of living in the best possible
hygienic conditions and, for such purpose, to give them the
benefit of the municipal administration which will be most
appropriate;

Whereas it is expedient to provide, for mining villages
situated on Crown lands, a special municipal organization
at their outset, in view of the difficulties inherent in the
administrative organization of such villages and the prac-
tical impossibility for them to constitute municipal councils
for themselves under the authority of the Municipal Code;

Therefore, His Majesty, with the advice and consent of
the Legislative Council and of the Legislative Assembly of
Quebec, enacts as follows:

1. Upon the recommendation of the Minister of Mines Constituting
and Fisheries and of the Minister of Municipal Affairs, of certain ter-
Trade and Commerce, the Lieutenant-Governor in Council ritory as mi-
may constitute as a village municipal corporation, by letters ning village
patent, any territory wherein a mining village is established corporation
under the authority of sections 31c and 31d of the Quebec by letters
Mining Act (Revised Statutes, 1925, chapter 80) and annex patent.
thereto any adjacent territory which he may deem neces-
sary for the proper administration of such village and of
such territory.

2. The Minister of Municipal Affairs, Trade and Com- Notice of
merce shall give notice of the issuing of the letters patent letters patent.
by publishing them in the *Quebec Official Gazette*.

When territory erected and name, etc.

From and after the date fixed for such purpose in the letters patent, the territory designated therein shall become a mining village municipality and the inhabitants and ratepayers of such municipality shall be incorporated under the name indicated in the letters patent.

Provisions applicable.

3. Every mining village corporation shall be governed by the provisions of the Municipal Code, saving the derogations hereinafter prescribed and save where inconsistent with this act.

"Manager".

An officer called "manager", appointed by the Lieutenant-Governor in Council, and who must be a British subject, shall be substituted, during the first five years of the corporation's existence, for the municipal council, which can be elected only at the expiration of such period, and such manager shall have the rights, exercise the powers and be subject to the obligations of a village municipal council.

Effect of manager's decisions, etc.

Every decision made and every action taken by the manager respecting the administration of the municipality for which he is appointed shall have the same effect as if they issued from a municipal council.

Procedure by ordinance.

4. The manager shall in every case proceed by ordinance which shall become obligatory on and from the day of its signing or on any subsequent date fixed for such purpose in the ordinance.

Exercising of certain by-law regulating powers.

5. The by-law regulating powers contemplated by article 392a of the Municipal Code may be exercised by any mining village corporation, although the territory thereof does not adjoin a city of twenty thousand souls or more.

Restriction.

6. The mining village corporations shall not be subject to the application of section 180 of the Quebec Mining Act.

Jurisdiction, etc., not applicable.

7. A mining village municipality shall not form part of any county municipality nor be subject to the jurisdiction of any county council.

Reimbursing of certain expenditure.

8. The expenditure made by the Department of Mines and Fisheries and by that of Municipal Affairs, Trade and Commerce, for the benefit of mining village corporations, before or after their organization, shall be reimbursed to the Government by such corporations to the extent and in the manner determined by the Lieutenant-Governor in Council.

9. The remuneration of any manager and the costs incurred by the latter in the performance of his functions shall form part of the expenses of the mining village corporation administered by him. Remuneration of manager.

10. At the expiration of the five years mentioned in section 3 or at any earlier time fixed by the Lieutenant-Governor in Council, every mining village corporation shall cease to be governed by this act. Period for application of act.

It shall, however, retain its corporate identity, become subject to all the provisions of the Municipal Code governing local corporations, and be designated in the manner prescribed by article 4 of the said Code. Retaining of corporate identity, etc.

It shall continue to be subject to the obligations assumed and to benefit from the rights acquired whilst it was governed by this act. Continuing of obligations, etc.

11. All acts or ordinances in force in a mining village municipality when this statute ceases to apply to it shall remain in force until annulled, amended or replaced by the competent authority in such municipality. Remaining in force of certain acts, etc.

12. This act shall come into force on the day of its sanction. Coming into force.

