



CHAPTER 123

An Act to amend the charter of the Town of Baie Comeau

[Assented to, the 30th of March, 1939]

WHEREAS the town of Baie Comeau has, by its petition, represented that its charter (1 George VI, chapter 120) imposes certain obligations on the Ontario Paper Company, Limited; Preamble.

Whereas in order to conform to the Act respecting the turning to account of the natural resources of the Province (1 George VI, chapter 28) and to obtain the benefits thereof, the Ontario Paper Company, Limited, has conveyed all its undertaking, property and assets in the Province of Quebec to Quebec North Shore Paper Company, a corporation incorporated under Letters Patent of the Province of Quebec, which company has assumed all the obligations of the Ontario Paper Company Limited;

Whereas the said charter should be amended to impose the said obligations upon Quebec North Shore Paper Company and to give effect thereto;

Whereas the said charter contemplates a transitory period for the organization of the territory into a school municipality and enacts that the monies needed for education during such period shall be provided by the town;

Whereas it is expedient, to maintain the *statu quo* as to education therein for a period of at least five years and in consequence to amend section 51 of the said charter in this connection;

Whereas doubts have arisen as to the legality of loan by-law No. 11 adopted by the council and approved by the elector-proprietors of taxable immoveables in the town;

Whereas it is in the public interest to confirm and ratify the said by-law No. 11; and

Whereas it is expedient to grant the prayer of the petitioner;

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

1 Geo. VI, c. 120, s. 49, replaced.

1. Section 49 of the act 1 George VI, chapter 120, is replaced by the following:

Fixed valuation of property of Quebec North Shore Paper Company.

"49. Notwithstanding any provisions to the contrary of any general law or special act, the taxable valuation, for municipal purposes, of the property which the Quebec North Shore Paper Company, its subsidiaries, successors and assigns, own or may own up to the 1st of January, 1953, within the limits of the town of Baie Comeau, shall be one million dollars up to the 31st of December, 1942, one million one hundred thousand dollars from the 1st of January, 1943, to the 31st of December, 1947, and one million two hundred thousand dollars from the 1st of January, 1948, until the 31st of December, 1952.

Real value.

The real value of such properties must, however, be stated in the valuation roll.

Amount of taxes to be paid by ratepayers.

Until the 31st of December, 1952, the total amount of general and special taxes on immoveables for municipal or school purposes which the ratepayers of the town of Baie Comeau may be called upon to pay for any fiscal year shall not, at any time, exceed two and one-half per cent of the entire taxable real estate valuation of the said ratepayers including Quebec North Shore Paper Company, its subsidiaries, successors and assigns.

Imposing of special tax upon Quebec North Shore Paper Company in certain event.

Any sum otherwise assessable for the above purposes exceeding such two and one-half per cent shall be borne exclusively by Quebec North Shore Paper Company, its subsidiaries, successors and assigns, and any amount so payable to the town, in any year, shall be imposed and levied as a special tax on the immoveables within the limits of the town of Baie Comeau belonging to Quebec North Shore Paper Company, its subsidiaries, successors and assigns, apportioned on such immoveables, according to their respective real value as stated in the valuation roll.

Operating and wages.

Except in unavoidable circumstances, the Quebec North Shore Paper Company, its subsidiaries, successors and assigns must operate continuously. They must also maintain equitable labour conditions and pay wages conformable to the current scale in the newsprint industry in the Province of Quebec.

Quebec North Shore Paper Company, its subsidiaries, successors and assigns shall cede gratuitously the lots required for the erection of churches, presbyteries, cemeteries, Roman Catholic schools and Protestant schools and or hospitals and playgrounds. Certain lots to be ceded gratuitously.

The Quebec North Shore Paper Company, its subsidiaries, successors and assigns shall sell to the town, for distribution by the latter for residential and commercial purposes, but not for industrial purposes, the necessary motive power at the rate of twelve dollars and fifty cents per horsepower per annum, based upon a monthly peak load of at least twenty minutes. Nevertheless, the account, which must be paid monthly, shall be at least seventy-five per cent of the previous month's peak load. Selling and rate of motive power.

As long as Quebec North Shore Paper Company, its subsidiaries, successors and assigns fulfil the above-mentioned conditions they shall enjoy the fixed valuation set by this section." Fixed valuation conditional.

2. Section 51 of the said act 1 George VI, chapter 120, is replaced by the following: 1 Geo. VI, c. 120, s. 51, replaced.

"**51.** Pending the organization of a school municipality which shall not take place before the first day of March, 1944, the monies needed for education in the municipal territory shall be provided by the town, and the system for providing education shall be as approved by the Superintendent of Education." Educational system.

3. By-law No. 11 adopted by the council of the town of Baie Comeau on the 27th of December, 1938, providing for a loan of six hundred and twenty-five thousand dollars and ratified by a vote of the elector-proprietors on the 17th and 18th of January, 1939, is hereby confirmed and ratified and declared valid for all legal purposes, as from the date of such ratification by the elector-proprietors, and all references in the said by-law to section 49 of the act 1 George VI, chapter 120, shall be construed as referring to the said section 49, as amended by this act. Validation of by-law No. 11 of town of Baie Comeau.

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

