



CHAPTER 131

An Act to incorporate the Quebec Western Railway Company

[Assented to, the 17th of May, 1937]

WHEREAS it is in the general interest of Canada ^{Preamble.} and the particular interest of the Province of Quebec that a railway line be constructed to unite the mining, agricultural and forest areas of the Province of Quebec, in the electoral districts of Abitibi and Temiscamingue and the territory of Abitibi, with the railway systems established in the electoral districts of Labelle, Papineau and Gatineau, by the most direct and practical route, and also to provide more adequate transport facilities throughout the mining areas of western Quebec;

Whereas Brigadier-General Charles Allan Smart, C.M.G., of the city of Westmount, gentleman; Colonel Jean Edmond Pinault, E.D., of the city of Quebec, railway executive, and William John Wilson, of the city of Montreal, builder, have by their petition, represented that they wish and are prepared to construct, equip, maintain and operate a line of railway in the said districts and territory; and

Whereas it is expedient to grant the prayer of the said petitioners;

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

1. The said petitioners and all others who shall hereafter become shareholders in the company are ^{Incorporation.}

hereby constituted and declared to be a corporation
Name. under the name of "Quebec Western Railway Compa-
ny".

Provisional directors. **2.** The persons above named shall be the provisional directors of the said company.

Capital stock. **3.** The capital stock of the company shall be divided into thirty thousand shares having a nominal or par value of twenty-five dollars each and may be increased in the manner determined by paragraph 27 of section 9 of chapter 230 of the Revised Statutes of 1925; and the capital necessary to begin operations shall be two hundred thousand dollars.

Head office. **4.** The head office of the company shall be at the town of Amos or at any other place within the Province of Quebec which may from time to time be decreed by resolution of the board of directors.

Annual meeting. **5.** The annual meeting of the shareholders shall be held on the first juridical Monday of the month of April, or at such other date as may be fixed from time to time by the board of directors.

Number of directors. **6.** The number of directors shall not be less than three nor more than fifteen, the majority of whom shall form a quorum.

Meetings of directors. **7.** The board of directors may meet at any place in the Province of Quebec which it may from time to time designate by resolution. The directors may from time to time, by by-law, delegate such of their powers as they may deem advisable to an executive committee consisting of not less than three members of the board of directors of the company.

Calling of general meeting. **8.** At any time after the passing of this act, the provisional directors or any three of them may call a general meeting of the shareholders of the company to be held in the city of Montreal at such time as they determine, for the purpose of passing or confirming the by-laws of the company, of electing directors, and of considering and determining upon any other business specified in the notice calling such meeting.

9. All notices of general or special meetings of the shareholders of the company shall be in writing, specifying the date, hour, place and object of the meeting. Such notices shall be signed by the secretary or any other person designated by the directors, as the case may be, and sent by mail or otherwise to the last address given by each shareholder of the company, at least six days before such meeting. Giving of notices of meetings.

10. The company may lay out, construct, equip and operate a single or double track railway with necessary side tracks and switches to be operated wholly or partly by steam, electricity or other power, starting from a point at or near the town of Amos in the electoral district of Abitibi, in the Province of Quebec, and extending in a southeasterly direction through the townships of Figuery, LaMothe, LaCorne, Varsan, Dubuisson and Bourlamaque, in the electoral district of Abitibi, and of Sabourin, Marias and Granet in the electoral district of Temiscamingue; and thence, through the non-organized lands in the northern part of the electoral district of Pontiac; and thence, through the townships of Mitchell and Baskatong, in the electoral district of Gatineau, and of Major, Front-Brun, Gravel, Decarie, Pope or Wurtele, and Campbell, in the electoral district of Labelle, by the most direct and feasible route, to a point of connection with the existing line of railway at or near Mont-Laurier, in the said electoral district; Powers of Company.

Also, the company may lay out, construct, equip and operate a branch of the above line of railway, from a point in the township of Mitchell, near the crossing of the Gatineau river, in a southerly direction, through the townships of Lytton and Egan, in the electoral district of Gatineau, to a point of junction with the existing railway at or near the town of Maniwaki, in the electoral district of Gatineau, and further may build and operate an extension of the main line, as described above, from a point at or near Mont-Laurier through the electoral district of Labelle, by the most direct and feasible route, to a junction with the existing railway at or near the village of St. Remi in the township of Amherst, in the aforesaid electoral district of Labelle; Constructing of branch line.

For the purpose of developing industries and colonization in the Valley of the Lièvre River, the company is also authorized to construct and operate a line of railway starting from a point at or near Mont-Laurier, Idem.

proceeding in a northeasterly direction, through the parishes of Ferme-Neuve and Ste. Anne-du-Lac,—a distance of fifty miles;

Material
and labour.

All the material and the labour to be employed in the construction of the said lines of railway and their branches shall, in the proportion of ninety per cent, be from the Province of Quebec.

Issuing of
securities.

11. Securities may be issued by the company, not to exceed fifty thousand dollars per mile, of the railway and branches, and shall be issued only in proportion to the length of railway and branches constructed, the whole in accordance with the act 1 Edward VIII (2nd Session), chapter 31.

Additional
powers.

12. The company may, in the same districts and territory:

a. For the purposes of its undertakings only, construct and operate telegraph and telephone lines within the said limits;

b. Acquire, hold, lease, utilize, alienate, or convey all moveable or immovable property it may deem useful for the needs of the undertakings or operations it is authorized to carry on;

c. In connection with its railway and for the purposes thereof, build, acquire and lease any buildings for hotels, restaurants and houses of public entertainment at such points or places along its lines of railway as it deems advisable; carry on such business in connection therewith as may be necessary or expedient for the comfort and convenience of travellers, and lease such buildings or any parts thereof for any such purposes;

d. For the purposes of its undertakings, construct, acquire, charter and navigate steam and other vessels for the conveyance of passengers, goods and merchandise; and construct, acquire and dispose of wharves, docks, elevators, warehouses, offices or other structures to be used to facilitate the carrying on of the business of warehousemen and wharfingers, and charge wharfage or other dues for the use of any such property;

e. Acquire by permit, lease, purchase or otherwise all rights in patents, inventions, processes and options for the facilitating and carrying out of the objects the company has in view and to dispose of the same;

f. Acquire, lease, hold, use and operate, and dispose of the works or undertakings, in whole or in part, and

exercise the charter rights and franchises, privileges and other rights of any company, any of whose powers are within the scope of those of the company, and amalgamate and consolidate with any such company, and exercise the powers, franchises, rights and privileges of such company under its own name or the name of such company, in the districts and territory where it or such company is authorized to carry on its operations;

g. The company may own and operate motor vehicles for the transport of passengers and freight, in connection with its railway services, upon the highways of the Province, subject to such rules and regulations as from time to time may be enacted for the control and regulation of such highway transport;

h. The company may own and operate aeroplanes or other aerial navigating equipment for the transport of passengers and freight in connection with its railway services, subject to such rules and regulations as may from time to time be enacted for the regulation of such aerial transport.

13. Section 180 of the said Quebec Railway Act is replaced, for the company, by the following:

"180. If the construction of the railway be not commenced and if one-third of the total amount of the capital subscribed be not expended thereon, within one year after the granting of the charter, and if the railway be not finished and put in operation within five years from the granting of such charter, the powers of the company shall cease and be null and void."

R. S., c. 230,
s. 180, re-
placed for
company.
Loss of
powers in
certain
event.

14. The company must build its railway by starting concurrently from Mont-Laurier and from Maniwaki, towards the northwest.

Building of
railway.

15. The provisions of the Revised Statutes, 1925, respecting railways and their amendments, shall apply to this company, except in cases of derogation therefrom by this act.

Provisions
applicable
to company.

16. The company shall have the power to enter into agreement;

Entering
into agree-
ments.

a. With any other railway company or transportation company, or with any individual operating as a common carrier, for the acquirement by outright pur-

chase, exchange of securities, or otherwise, of all or any of the rights, privileges, contracts or other assets with which such railway company, transportation company or individual may be vested or may be entitled to by law;

b. With any other railway company for the passing of its cars and running of its trains over any line or railway which its own line may join, as well as the running of the trains of any other company over its own line;

c. With any other railway company for facilitating connections between its railway and any other railway;

d. With any municipal corporation in the electoral districts of Gatineau, Abitibi, Pontiac, Temiscamingue, Labelle, Argenteuil and Papineau and in the territory of Abitibi, for the building and maintenance of bridges across rivers and streams to be used by train, vehicular or pedestrian traffic, and generally to make any and all contracts which municipal corporations may lawfully enter into. The plans of such bridges shall be submitted to the Provincial body having jurisdiction.

Aid to company.

17. The company may receive, as aid in the construction or carrying on the works or operations authorized by this act, any lands, properties, sums of money or debentures and may alienate and dispose thereof in promoting any of the affairs, business or operations of the company and the company may receive exemptions from taxation and all other exemptions granted by municipal corporations under the laws governing them.

Coming into force.

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