



CHAPTER 133

An Act to incorporate the Temiscamingue and Abitibi Railway Company

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

WHEREAS Louis de Gonzague Prévost, advocate ^{Preamble.}
and King's Counsel; Daniel Hillman, civil en-
gineer, and Geoffrey G. Ommanney, civil engineer, all
of the city of Montreal, in the Province of Quebec,
have, by their petition, represented that a company
should be incorporated to construct, maintain and
operate a railway, as hereinafter mentioned, and that
the constructing and operating of such railway would
greatly benefit the Province, and more particularly
the places through which the same will pass; 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 As-
sembly of Quebec, enacts as follows:

1. The said petitioners, and all others who may ^{Incorpora-}
hereafter become shareholders in the above company, ^{tion.}
are hereby constituted and declared to be a corporation
under the name of the "Temiscamingue and Abitibi Name.
Railway Company".

2. The persons above named shall be the provisional ^{Provisional}
directors of the company. ^{directors.}

3. The capital stock of the said company shall be ^{Capital}
one million dollars divided into ten thousand shares of ^{stock.}
one hundred dollars each.

Increasing
of capital
stock.

4. Subject to the approval of the Lieutenant-Governor in Council, the capital stock of the said company may be increased from time to time by by-law of the company to such an extent as may be deemed necessary for the purposes of the company.

Head office.

5. The head office of the company shall be at the city of Montreal.

Annual
meeting.

6. The annual meeting of the said company shall be held on such date as shall be fixed from time to time by by-law of the company.

Board of di-
rectors.

7. The board of directors of the company shall not be less than three nor more than nine, a majority of whom shall form a quorum.

Calling of
general
meeting.

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

Sending,
etc., of
notices of
meetings.

9. All notices of general or special meetings of shareholders of the company shall be in writing specifying the date, place and object of the meeting. Such notices shall be signed by the secretary of the company, 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 the date of the meeting.

Construct-
ing, etc., of
railway.

10. The company shall lay out, construct, equip and operate, by means of steam, electricity or other motive power, a single or double track railway from a point at or near the town of Angliers, in the electoral district of Temiscamingue, in the Province of Quebec, and extending in a northerly direction through the townships of Baby, Guérin, Montreuil, Rémigny, Desandrouins, Montbeillard, Beauchatel and Rouyn, to a point at or near the town of Noranda; and thence, it may lay out, construct, equip and operate in an east-

erly direction through the townships of Rouyn and Joannes, in the electoral district of Temiscamingue, and the townships of Bousquet, Cadillac, Malartic, Fournière, Dubuisson and/or Varsan and Bourlamaque, to a point at or near the town of Bourlamaque; thence, in a northeasterly direction through the townships of Louvicourt, Senneville, Pascalis and Tiblemont, to a point at or near the town of Senneterre, in the electoral district of Abitibi.

11. The company may:

a. Construct and operate telegraph and telephone lines along its railway and branches and may enter into agreements with any other telegraph or telephone company for exchange and transmission of messages or for the working in part or in whole of the lines of the contracting parties;

Powers of
the compa-
ny.

b. Acquire, hold, lease, alienate or convey all moveable or immoveable property in connection with its undertakings;

c. Construct, acquire, charter, maintain and operate steam and other vessels and all docks, wharves and other facilities necessary or desirable for the maintenance and operation thereof;

d. Acquire, own, maintain and operate motor vehicles, aeroplanes and other aerial equipment for the transport of passengers, mail, express and freight, and all facilities necessary or desirable in connection with the operation of the said railway;

e. Enter into agreements with municipalities with respect to the construction, maintenance and operation of its undertakings;

f. Acquire, lease, hold, use and operate its works and undertakings, and sell or lease the same, in whole or in part, to any other company authorized to acquire the same; acquire and exercise the rights, privileges and franchises of any other company authorized to transfer the same to the company, either in its own name or in the name of such other company; amalgamate and consolidate its works and undertakings with the works and undertakings of any other company thereto authorized, on such terms and conditions as may be agreed upon by the contracting parties.

Labour must be taken in the Province of Quebec, in Labour. the proportion of at least ninety per cent.

Material. This same shall apply with respect to all the material that the company can procure on the same conditions as outside of the Province.

Construction, etc., of first section. **12.** The company shall construct its railway by commencing with the Angliers section, and this within a delay not exceeding twelve months from the date of the coming into force of this act, the said section to be terminated prior to the 1st of May, 1940.

Issuing of bonds, etc., **13.** The company may issue bonds, debentures or other securities to the extent of sixty thousand dollars per mile of the railway and branches which the company is by this act authorized to construct, and such bonds, debentures or other securities may be issued only in proportion to the length of railway and branches constructed or under contract to be constructed. The whole in conformity with the act 1 Edward VIII (2nd Session), chapter 31.

Proportionate issuing.

Acquiring, etc., of water powers, etc. **14.** The company may, for the purpose of its undertaking, acquire or lease and operate water powers along the line of its railway or in the vicinity thereof, and construct, maintain and improve dykes, piers, flumes and all other works required for the development of such water powers, as well as for producing electricity or other power; and may procure by purchase, lease or otherwise, from any company or person, the electricity required for its railway.

Receiving, etc., of lands, etc. **15.** The company may receive as aid in the construction or carrying on of 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.

Provisions applicable to company. **16.** The provisions of the Quebec Railway Act (Revised Statutes, 1925, chapter 230) and its amendments shall apply to the company in respect of the construction, operation and maintenance of its railway, except in case of derogation therefrom by this act, but shall not apply to the company as regards its other powers, which shall be exercised in accordance with the

provisions of the general laws of the Province, except in case of express derogation by or incompatibility with this act.

17. This act shall come into force on the day of its ^{Coming into} sanction. _{force.}

