



CHAPTER 59

An Act respecting the school commissioners for the municipality of Verdun, in the county of Montreal-Verdun

[Assented to, the 15th of March, 1933]

WHEREAS the school commissioners for the municipality of Verdun, in the county of Montreal-Verdun, have, by their petition, represented: Preamble.

That it is to their interest that the Education Act be altered, as regards them, respecting the levying, collecting and payment of school taxes; the arrears thereof; the qualifications of electors, and the remuneration of the commissioners; and

Whereas it is expedient to grant their prayer;

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

1. Notwithstanding any general or special act to the contrary, all school taxes imposed or levied upon immoveables within the municipality of the city of Verdun, in the county of Montreal-Verdun, shall be collected by the municipal authorities of the said city in the same manner and at the same time as the municipal real estate taxes. Collection of school taxes.

The school year for the purpose of the imposition and collection of such school taxes, in the city of Verdun, shall correspond to the calendar year. Between the first day of July and the thirty-first day of October in each year, the school commissioners for the municipality of Verdun shall impose and establish, by resolution, the rate of the school tax to be levied during the following year on the immoveables belonging to the Roman Catholics of the municipality. It shall be the duty of the said commissioners to transmit to the treasurer of the city of Verdun, not later School year.
Rate of school tax.

- Obligation to transmit same. than the 15th of November in each year, a certified copy of their resolution fixing the rate of the Catholic school tax which they have so imposed for the ensuing year.
- In event of failure. In the event of the said commissioners failing to furnish such rate of tax to the treasurer of the said city within the delay above prescribed, the rate of the Catholic school tax shall remain fixed at the rate then in effect.
- Handing over of taxes. The amount of school taxes so levied or collectable each year by the city of Verdun shall be handed over to the competent school authorities, regardless of their collection, in ten payments of ten per cent each, payable on the fifteenth day of the months of February, March, April, May, June, August, September, October, November and December in each such year, without interest. The said school authorities shall, however, be entitled to exact from the city interest at the rate of five per cent per annum on any delayed payment.
- Interest thereon.
- Changing of school taxation year. In order to effect the change from the present school taxation year, which ends on the 30th of June, 1933, to the school year corresponding with the calendar year, it shall be the duty of the treasurer of the city of Verdun to add to the rate of the annual school tax during six years, to be computed from the 1st of January, 1934, one-twelfth of the amount of the said tax for each year in order thus to reimburse to the Roman Catholic and the Protestant school commissioners the equivalent of the tax which they would have collected without the above change in the school year.
- Payment of arrears. The amount of all the arrears of school taxes owing to the school commissioners for the municipality of Verdun on the 30th of June, 1933, on the collection rolls for the Roman Catholic school tax, which the city of Verdun is authorized to collect for the school years 1930-31, 1931-32 and 1932-33, shall then, regardless of their collection, be paid by the said city to the said school commissioners in ten payments of ten per cent each, payable on the fifteenth day of the months of September, October, November and December, 1933, and of January, February, March, April, May and June, 1934, without other interest than that accrued on the said arrears at the date of the 31st of August, 1933. The city may, however, be held to pay interest to the said commissioners, at the rate of five per cent per annum on any delayed payments.
- Interest.
- Disposal of future interest. The interest to accrue on such arrears of taxes after the 31st of August, 1933, and which the ratepayers shall be bound to pay, shall remain the property of the city.

The city of Verdun, as regards the collection of all school taxes and arrears of school taxes, shall have the same rights and privileges as it possesses for the collection of its own taxes and the provisions of its charter and by-laws respecting the making of valuation and collection rolls, shall apply for such school taxes

Provisions applicable to collection.

2. The council of the city of Verdun may, at its option, by a resolution approved by the Montreal Metropolitan Commission, temporarily borrow a sufficient sum to make, as they fall due, to the competent school authorities, the payments of school taxes mentioned in section 1 of this act.

Loan for certain payments.

Such loans shall in noway affect the borrowing power of the city of Verdun, and shall be reimbursed out of the collected school taxes.

Borrowing power, etc.

3. The provisions of every general or special act of this Province are hereby amended as regards the immoveables comprised within the municipality of the city of Verdun and as regards the municipal and school authorities of the said city, to agree with the provisions of this act.

Provisions amended.

4. Section 125 of the Education Act (Revised Statutes, 1925, chapter 133) is replaced, for the school commissioners for the municipality of Verdun, by the following:

R. S., c. 133, s. 125, replaced for commissioners.

"125. To have a right to vote at any election of school commissioners, it shall be necessary to be of the age of majority, to be the owner, or husband of a woman who is the owner, of real estate, or to be the owner, or husband of a woman who is the owner, of a building erected upon land belonging to another, and to be entered as such upon the valuation roll.

Who may vote.

In any municipality in which there is a corporation of school trustees, no dissentient shall vote at the election of school commissioners; and no person from among the majority shall vote at the election of school trustees."

Who may not vote.

5. Section 135 of the said act is replaced, for the said commissioners, by the following:

R. S., c. 133, s. 135, replaced for commissioners.

"135. The presiding officer, after having opened the meeting, shall request the electors present to propose such qualified persons they wish to choose as school commissioners or trustees.

Nominations.

He shall nominate as candidates all qualified persons whose names are submitted to him, in writing, by at least two electors present.

Candidates to be nominated.

**Qualifica-
tions.**

In order to be qualified for the office of commissioner and to be qualified to nominate a person qualified for such office, both the person nominated and those proposing him must have paid all their school assessments."

**Remunera-
tion for
commis-
sioners upon
resolution.**

**Coming into
force of reso-
lution.**

**Meeting of
electors.**

**Opening of
meeting.**

Poll.

**Chairman
may be
absent.**

**How voting
effected.**

**Entering in
poll-book.**

**Counting of
votes.**

**Casting-
vote.**

**Deposit of
poll-book,
etc.**

6. The said school commissioners may, upon the vote of three-fifths of their number, adopt a resolution granting a remuneration to the commissioners, but such resolution shall come into force and have effect only after having been approved by the majority of the property-owners entitled to vote at the election of school commissioners and who vote on such resolution; such vote shall be taken at a public meeting of the said electors called by the commissioners, after a public notice of eight days. The said meeting shall be presided over by the secretary-treasurer of the commissioners or another person appointed for the purpose by him and the secretary-treasurer of the said commissioners or the person appointed by him to preside over the said meeting shall choose and appoint a person to act as secretary of the meeting.

The meeting shall be opened at ten o'clock in the forenoon. The officer presiding shall then read the resolution adopted to the meeting. If in the next hour, eight electors have not requested in writing that a vote be taken on the resolution, it shall be deemed to have been adopted. When a vote is asked for as above, the poll shall be held from eleven o'clock until five o'clock of the same day.

The chairman or person presiding may absent himself during the voting upon being replaced by some other person.

The electors shall vote "Yea" or "Nay"; the word "Yea" meaning that they approve the resolution and the word "Nay" that they disapprove it.

The names of the electors and the votes given by them shall be entered in a poll-book kept by the secretary of the meeting.

At the close of the poll the chairman of the meeting shall count the "Yeas" and the "Nays" and within the following four days shall submit the result of the vote to the commission. He shall certify over his signature and that of the secretary, for the commissioners' information, whether the majority approve or disapprove of the resolution. In the case of a tie in the vote, the chairman of the meeting shall give a casting-vote.

The poll-book, the result of the voting and the certificate of the chairman and secretary shall be deposited in the archives of the commission.

7. The school commissioners for the municipality of Verdun, in the county of Montreal-Verdun, shall henceforth be known under the name of "The Catholic School Commission of Verdun".

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