



CHAPTER 132

An Act to amend the charter of the city of Sorel

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

WHEREAS the city of Sorel has, by its petition, prayed Preamble.
for an act to amend its charter, the act 52 Victoria, chapter 80, as amended by the acts 55-56 Victoria, chapter 52; 62 Victoria, chapter 60; 4 Edward VII, chapter 55; 7 Edward VII, chapter 67; 9 Edward VII, chapter 85; 2 George V, chapter 59; 9 George V, chapter 97, and 22 George V, chapter 112;

Whereas the council of the city of Sorel adopted, on the 19th of April, 1924; the 27th of August, 1927; the 5th of April, 1929; the 17th of May, 1930; the 16th of January, 1931; the 26th of December, 1931, and the 12th of March, 1932, certain loan by-laws, bearing Nos. 396, 403, 411, 414, 417, 423, and 424 of its by-laws, which were all approved by the elector-proprietors and by the Lieutenant-Governor in Council;

Whereas doubts have recently arisen as to the legality of the special taxes imposed by such by-laws, and that even the Court of Appeals of this Province has maintained that lands under cultivation in the city of Sorel were not subject to such taxes, which is prejudicial to the city;

Whereas it is in the public interest to regularize the situation, and to validate the said by-laws; and

Whereas it is expedient to grant the prayer contained in the said petition;

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

1. Section 94 of the act 52 Victoria, chapter 80, as 52 Vict., c. 80, s. 94, replaced.
replaced by section 7 of the act 2 George V, chapter 59, is again replaced by the following:

Appointing
of auditors.

"94. At the first session of the council after the annual elections, or as soon as possible at the commencement of the fiscal year, the council shall appoint one or two auditors who are not members or officers of the council and who have no contract or bargain with or obligation towards it."

52 Viet., c.
80, s. 583,
replaced.

2. Section 583 of the said act, as replaced by section 44 of the act 2 George V, chapter 59, is again replaced by the following:

Provisions
applicable
to loans.

"583. Except in the cases referred to in section 599a of this act, and the other cases specially regulated by law, every loan must previously be authorized by a by-law of the council, approved by the electors who are proprietors of taxable immoveables, and by the Lieutenant-Governor in Council, in the manner and according to the formalities prescribed in Subdivision 28 of Division XII of the Cities and Towns' Act (Revised Statutes, 1925, chapter 102)."

52 Viet., c.
80, s. 584,
replaced.

3. Section 584 of the said act is replaced by the following:

Formation
of sinking-
fund, etc.

"584. Notwithstanding sections 519 and 522 of this act, the sinking-fund and the amount necessary for the payment of the interest shall be formed by means of a special tax imposed by the by-law, and levied annually, during the period of the loan, on all the taxable immoveables in the municipality."

Provisions
repealed.

4. Sections 585; 586; 587 as replaced by section 11 of the act 55-56 Victoria, chapter 52; 588; 589; 590; 591; 592; 593; 594 as re-enacted by section 2 of the act 62 Victoria, chapter 60; 595 as replaced by section 8 of the act 62 Victoria, chapter 60; 596; 597; 598 and 599 of the act 52 Victoria, chapter 80, are repealed.

Validation
of loan by-
laws, etc.

5. The loan by-laws Nos. 396, 403, 411, 414, 417, 423 and 424 of the city of Sorel, mentioned in the preamble of this act, are confirmed and ratified for all legal purposes, and the special taxes imposed by such by-laws are declared valid and legal, notwithstanding sections 519 and 522 of the act 52 Victoria, chapter 80.

No recourse
for certain
payments.

6. No recourse shall be had against the city in recovery of the dues and taxes paid to the city up to the present by the insurance companies.

7. The city of Sorel is authorized to borrow a sum not exceeding fifty thousand dollars, to consolidate its floating debt, by means of a by-law approved by the Quebec Municipal Commission and by the Lieutenant-Governor in Council. The form, the rate of interest and the term of this loan shall be specified in the said by-law. ^{Loan authorized.}

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