



## CHAPTER 105

An Act to amend the charter of the city of Montreal

[Assented to, the 19th of February, 1932]

**W**HEREAS the city of Montreal has, by its petition, Preamble.  
represented that it is in the interest of the city and necessary for the proper administration of its affairs that its charter, the act 62 Victoria, chapter 58, and the acts amending the same, be further amended, and

Whereas it is expedient to grant its prayer;

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

**1.** Section 1 of the act 62 Victoria, chapter 58, as amend-62 Vict., c.  
ed by the acts 63 Victoria, chapter 49, section 1; 3 Edward 58, s. 1, am.  
VII, chapter 62, section 1; 1 George V (1911), chapter 60, section 1; 4 George V, chapter 73, section 1; 15 George V, chapter 92, section 1, and 19 George V, chapter 97, section 1, is again amended by replacing paragraph (d) thereof by the following:

“(d) The words “director of the law department”, “Director of the law department”, “director of the health department”, “director of public the law department”, “director of the police department”, “director of the fire department”, “director of the finance department”, etc.  
“director of the city clerk’s department”, “city comptroller” or “city comptroller and auditor”, “city surveyor”, “building inspector”, “chairman of the board of assessors of the city”, shall mean the chief attorney, the chief medical officer, the chief engineer, the chief of police, the chief of the fire brigade, the treasurer, the clerk, the comptroller or comptroller and auditor, the surveyor, the building inspector of the city of Montreal, the chairman of the board of assessors, or their assistants, or any person duly authorized to replace them.

“Clerk of the Recorder’s Court”.

The words “clerk of the Recorder’s Court” shall mean the clerk of the Recorder’s Court of the city of Montreal or his assistants or any person duly authorized to represent him.”

62 Vict., c. 58, s. 5, am.

**2.** Section 5 of the act 62 Victoria, chapter 58, as amended by the acts 7 Edward VII, chapter 63, section 1; 8 Edward VII, chapter 85, section 1; 9 Edward VII, chapter 81, section 1; 1 George V (1910), chapter 48, sections 1, 2 and 3; 1 George V (1911), chapter 60, section 2; 2 George V, chapter 56, sections 1 and 31; 3 George V, chapter 54, section 1; 4 George V, chapter 73, section 2; 7 George V, chapter 60, section 1; 8 George V, chapter 84, section 1; 9 George V, chapter 90, section 1; 10 George V, chapter 86, section 1, and 15 George V, chapter 92, section 2, is again amended by adding thereto, after paragraph *p* thereof, the following paragraph:

Annexation to Ahuntsic ward.

“*q.* The following territory shall be annexed to the city and shall form part of Ahuntsic ward:

That part of the parish of St. Laurent comprising Nos. 264, 265, 354 and part of lot No. 2638 (C.N.R.) and bounded on the northwest by Ahuntsic ward; on the northeast by Nos. 353, 266 and 2638 (C.N.R.); on the southeast, by the centre of Côte de Liesse road; and on the southwest, by Nos. 262, 263, 355 and 2638 (C.N.R.) of the cadastre of the said parish of St. Laurent.

Payment of certain sum to parish of St. Laurent.

The city shall, within thirty days after the 19th of February, 1932, pay to the parish of St. Laurent the sum of two thousand dollars to compensate that municipality on account of such annexation and to cover the annexed territory’s contributive share towards the extinction of the debts of the parish of St. Laurent.”

62 Vict., c. 58, s. 7, am.

**3.** Section 7 of the act 62 Victoria, chapter 58, as amended by the acts 3 Edward VII, chapter 62, section 2; 7 Edward VII, chapter 63, section 3; 8 Edward VII, chapter 85, section 2; 9 Edward VII, chapter 81, section 2; 1 George V (1910), chapter 48, section 4; 2 George V, chapter 56, section 2; 6 George V, chapter 44, section 1; 11 George V, chapter 112 (Schedule B), section 1; 12 George V, chapter 105, section 1; 15 George V, chapter 92, section 3; 16 George V, chapter 71, section 1, and 19 George V, chapter 97, section 2, is again amended by replacing the boundaries of Ahuntsic ward by the following:

## "AHUNTSIC WARD:

Ahuntsic  
ward:

"Starting from a point in the centre of Côte de Liesse road (Crémazie boulevard), in a northwest direction to the boundary line of the cadastral divisions of the parishes of St. Laurent and Sault-au-Récollet; thence, following the said boundary line to the dividing line between lots Nos. 266 and 265 of the parish of St. Laurent; thence, in a southeast direction following the said dividing line between lots Nos. 266 and 265 and between lots Nos. 354 and 353, through lot No. 2638 (C.N.R.) to the centre of Côte de Liesse road; thence, following the centre of said road to the dividing line between lots Nos. 354 and 355 and lots Nos. 263 and 264 and also between lots Nos. 262 and 265 and through lot No. 2638 (C.N.R.), in a northwest direction, to the boundary line of the cadastral divisions of the parishes of St. Laurent and Sault-au-Récollet; thence, following the limit of the city of Montreal to the Rivière-des-Prairies, thence, following the bank of the Rivière-des-Prairies to the limit between the city of Montreal and the town of Montreal North; thence, following the limit between the city of Montreal and the town of Montreal North and the town of St. Michel-de-Laval, to the centre of Charton street; thence, following the centre of Charton street to the centre of Sauriol street; thence, following the centre of Sauriol street, and its prolongation, to the centre of Laverdure street; thence, following the centre of Laverdure street to the centre of Prideaux street; thence following the centre of Prideaux street, and its prolongation, to the centre of St. Lawrence boulevard; thence, following the centre of St. Lawrence boulevard to the centre of Crémazie boulevard; thence, following the centre of Crémazie boulevard and of Côte de Liesse road to the starting point.

The following islands in the Rivière-des-Prairies are included in the Ahuntsic ward, namely: Isle-de-la-Visitation, Isle-aux-Pins, Isle-aux-Sergeants, Isle-du-Cheval-de-Terre and the islands bearing No. 2635 of the parish of St. Laurent."

4. Section 31 of the act 62 Victoria, chapter 58, as replaced by the act 3 Edward VII, chapter 62, section 4, again replaced by the following:

"31. If any vacancy occurs in the office of alderman, the mayor, within ten days after such vacancy, shall fix a day for the nomination of candidates and also for the election in case of a contest, which election shall be held within thirty days after the decision so arrived at by the mayor.

Notice of election.

Notice of such election shall be given as in the case of general elections, and such nomination and election shall be held as in the case of general elections, and the person elected shall hold office during the unexpired term of the previous incumbent's tenure of office.

Council may act in default of mayor.

In case the mayor should not proceed, within the above-mentioned delay, to fill the said vacancy, the council may take action and order that the election be held, and such election shall be held within thirty days after such order given by the council.

Vacancy not filled in certain case.

In case a vacancy should occur in the office of alderman within the three months preceding the general municipal elections such vacancy shall not be filled."

62 Vict., c. 58, s. 39, replaced.

**5.** Section 39 of the act 62 Victoria, chapter 58, as replaced by the acts 9 Edward VII, chapter 81, section 4; 1 George V (1910), chapter 48, section 21; 6 George V, chapter 44, section 7, and 11 George V, chapter 112 (schedule B), section 20, and amended by the acts 12 George V, chapter 105, section 3, and 13 George V, chapter 91, section 4, and replaced by the acts 18 George V, chapter 97, section 2, and 19 George V, chapter 97, section 4, is again replaced by the following:

Aldermen's indemnity.

**"39.** Every alderman shall receive, out of the funds of the city, as an indemnity or compensation for his services, from the date of the voting to the date of the expiry of his term of office, an annual sum of two thousand dollars, provided that there shall be deducted from the indemnity of each alderman a sum of ten dollars for every failure on his part, even with the authorization of the council, to attend a meeting of the council, duly called, whether there be a quorum or not, unless such alderman has been absent on an official mission for the city or through illness.

Proviso.

Indemnity of chairman, etc.

In addition to the above-mentioned indemnity, the chairman of the executive committee shall have the right to receive a yearly indemnity of ten thousand dollars, and each of the other members of the committee, a yearly indemnity of five thousand dollars, from the date of their appointment to the date of the appointment of their successors.

Leader of council.

One of the members of the council shall be chosen outside of the members of the committee as leader and shall receive a further indemnity of three thousand dollars annually from the date of his appointment."

**6.** Section 43 of the act 62 Victoria, chapter 58, as 62 Viet., c. amended by the acts 3 Edward VII, chapter 62, section 7, 58, s. 43, am. and 7 Edward VII, chapter 63, section 7, is again amended by replacing paragraph 2 thereof by the following:

“2. Every woman separated as to property, when seized Woman separated as to property. as owner, usufructuary or institute of immoveable property of the assessed value of three hundred dollars or upwards, according to the assessment and valuation roll in force, or when she carries on trade or keeps a place of business which renders her subject to the payment of a tax, and when such place of business is entered on the tax roll as being of the assessed annual value of not less than thirty dollars; but her husband, separated as to bed and board or as to property only from his wife, shall not be entitled to be entered on the electors' list, in respect of property belonging to his said wife or the trade or place of business of his said wife.”

**7.** Section 118 of the act 62 Victoria, chapter 58, is re- 62 Viet., c. placed by the following: 58, s. 118, replaced.

“**118.** The ballot-papers must be bound or stitched so Binding of ballot-papers. as to form a book and be numbered on the annex by the printer from No. 1 to 275.”

**8.** Section 124 of the act 62 Victoria, chapter 58, as re- 62 Viet., c. placed by the acts 15 George V, chapter 92, section 10; 58, s. 124, replaced. 16 George V, chapter 71, section 6, and 18 George V, chapter 97, section 4, is again replaced by the following:

“**124.** The voting shall take place in a room or building Place of voting. of convenient access, with a door for the admission of the voters, and having, if possible, another for exit.

The returning-officer may in his discretion, group the Grouping of polls. polls in public halls, schools or other spacious premises.

He shall see that a municipal constable or other per- Special constables. son sworn as special constable is stationed, during voting hours, at each of the places where several polls are so grouped, with instructions to prevent any overcrowding and to call the electors by their names, and direct them to the poll where they have the right to vote.

He shall likewise appoint, for each of such places, a Special employee. special employee whose duty it shall be to give to the electors any information they may require and who shall be sworn for such purpose by the returning-officer or the election clerk.”

**9.** The act 62 Victoria, chapter 58, is amended by in- 62 Viet., c. serting therein, after section 162 thereof, the following 58, ss. 162a-162g, added, sections:

Special  
polling-  
station.

“**162a.** Besides the ordinary polling-stations mentioned in the present subdivision 7, and subordinately, insofar as they are applicable, to the provisions of sections 106 to 181, the returning-officer shall open, at the City Hall, a special polling-station for all the wards, and, immediately after the nomination of candidates, shall affix, outside the main door of this building, a notice setting forth:

Notice.

1. The number of the room where such polling-station will be established;

2. The days and the hours during which such polling-station will be open for balloting;

3. The days and the hours during which the interested parties will be able to obtain, at the office of the returning-officer, the certificate required to vote at such special polling-station, and

4. The surname, Christian names, occupation and address of the deputy returning-officer and of the clerk appointed by the returning-officer to keep such special polling-station.

Information  
to candi-  
dates.

“**162b.** The day after the nomination of candidates, the returning-officer shall furnish to each candidate or to his agent, the surname, Christian names, occupation and address of the deputy returning-officer and of the clerk appointed by him to keep such special polling-station.

Hours for  
special  
polling-  
station.

“**162c.** Such special polling-station shall be open between one o'clock in the afternoon and ten o'clock in the evening for two days, not being holidays, during the course of the week preceding that in which the general balloting is to take place.

Votes.

During these hours, the deputy returning-officer of the special polling-station shall receive, in such polling-station, and in the manner hereinafter prescribed, the votes of the electors who have the right to vote therein.

“Special  
Polling-  
Station”.

“**162d.** Before the opening of the special polling-station, the deputy returning-officer shall cause to be placed, outside the main door of the City Hall, a placard bearing in conspicuous characters the words “Special Polling-Station”—Bureau spécial de votation” together with instructions to the electors as to the manner of voting.

Placard, etc.

This placard and these instructions to the electors shall be removed at the close of the poll, the first evening, and they shall be again posted up on the following day, before the reopening of the poll.

Persons per-  
mitted to  
vote.

“**162e.** The only persons permitted to vote at a special polling-station are railway employees, navigators and commercial travellers, who have reason to believe that their ordinary employment will, on the general polling day, ne-

cessitate their absence from the city, and consequently prevent them from voting at the then election, and who conform to the provisions hereinafter mentioned.

“**162f.** The returning-officer or the election clerk shall deliver free a certificate in the following form to every railway employee, navigator and commercial traveller, whose name appears on the electoral list and who asks for it personally and affixes his ordinary signature to the certificate in the presence of the election officer whose duty it is to sign and deliver it. Certificate to certain voters.”

“I, the undersigned, returning-officer (or election clerk) of the city of Montreal, certify by these presents: Form thereof.”

1. That (*give the surname, Christian names, occupation and residence or place of business and electoral qualification of the railway employee, etc., as they appear on the list*) is an elector whose name appears on the electoral list of the polling district No.                      of                      ward of the city of Montreal, which is to be used in the present election;

2. That, the said elector having presented himself before me on the                      day of                      , 19                      , and having asked me personally for a certificate permitting him to vote in the present election before the day fixed for the general polling, I satisfied myself that he was entitled to a certificate under section 162e, and I have consequently signed and issued the present certificate after he had affixed thereto his ordinary signature in my presence.

“(Signature of the elector)”

“(Signature of the election officer)”.

“**162g.** The returning-officer or the election clerk who delivers a certificate in conformity with section 162f shall inscribe immediately, on the copy or on the extract of the electoral list which is to be used at the general balloting, the words “Special Polling-Station” opposite the name of the elector to whom the certificate was delivered and affix under these words the initials of his surname and of his Christian names. Procedure on delivery of certificate.”

“**162h.** Insofar as the election officers of the ordinary polling-stations are concerned, the elector who has obtained a certificate in virtue of section 162f is deemed to have voted at the election then being held. Holder of certificate deemed to have voted.”

Nevertheless, if the elector who has obtained a certificate has not voted at the special polling-station, he is entitled to vote on the day of the general balloting at the ordinary Proviso.

polling-station on the electoral list of which his name appears. But, before voting, he shall hand his certificate to the deputy returning-officer, who shall inscribe thereon the word "Used" and keep it for deposit in the ballot-box after the count.

Procedure  
by person  
voting.

"**162i.** Every person who presents himself to vote at the special polling-station shall immediately hand to the deputy returning-officer the certificate which he has obtained in virtue of section 162*f* and sign with his ordinary signature, at the bottom of the certificate and in the presence of the deputy returning-officer, the following sworn declaration:

Sworn de-  
claration.

"I, the undersigned, after having been duly sworn, declare as follows:

I am the elector mentioned in the above certificate.

I am a railway employee (navigator *or* commercial traveller) and I have reason to believe that my ordinary employment will, on the general polling-day, necessitate my absence from the city of Montreal, and consequently prevent me from voting at the election being held.

I know that, after having voted at this special polling-station, I shall not have the right to vote in an ordinary polling-station during the election being held.

And I have signed with my ordinary signature.

*(Signature of the elector).*

Sworn (*or* affirmed) and signed  
before me at  
this

, 19 .

*Deputy Returning-Officer."*

No ballot-  
paper in  
certain  
cases.

No ballot-paper shall be given to a person who presents himself without a certificate issued in conformity with section 162*f* nor to a person who refuses to sign the sworn declaration hereinabove prescribed, nor to a person whose signature, at the foot of the declaration, differs from the signature which has been affixed to the certificate.

Taking of  
oath, etc., if  
required.

"**162j.** Before he receives his ballot-paper, any person who presents himself to vote shall, moreover, if he is required to do so by the deputy returning-officer, take the oath or make the affirmation prescribed by sections 135, 136 and 138, and no ballot-paper shall be given to him if he refuses to take such oath or make such affirmation.

Disposal of  
certificates.

"**162k.** The deputy returning-officer shall write the word "Used" on every certificate which is handed to him and keep the said certificate for deposit in the ballot-box, at the close of the poll.

“**162l.** Each day, at ten o'clock sharp in the evening, the special polling-station shall be closed, the voting shall cease, and an entry thereof shall be made in the poll-book.”

“**162m.** Immediately after the closing of the poll, the deputy returning-officer shall, in presence of the clerk:

1. Count the spoiled ballots, place them in an envelope, and write on such envelope the words “Spoiled ballots”, as well as the number of the spoiled ballots which it contains, and seal it.

2. Count the number of electors who, according to the entries in the poll-book, have voted, and write this number as follows immediately below the name of the last voter: “The number of electors who, in this special polling-station for the city of Montreal, have voted on the \_\_\_\_\_, 19\_\_\_\_, is (*insert the number in writing*)” and affix thereto his signature.

3. Count the number of unused ballots, place them in an envelope, and write on such envelope the words “Unused ballots” as well as the number of unused ballots which it contains, and seal it;

4. Count the certificates received, place them in an envelope, endorse thereon the word “Certificates” as well as the number of certificates contained therein, and seal it;

5. Open the ballot-box, place in an envelope the ballot-papers contained therein, but in such a manner as not to see nor allow to be seen in favour of which candidate they have been marked, endorse on this envelope the word “Votes” and seal it.

The deputy returning-officer shall thereupon deposit these four envelopes, together with the poll-book, in the ballot-box, lock the same and seal it with his seal, in such a manner that it will be impossible, without breaking the seal, to open it, or to deposit therein or to remove therefrom anything whatsoever.

“**162n.** At the reopening of the poll, on the second day, the deputy returning-officer shall, in presence of the clerk, open the ballot-box, remove therefrom the poll-book, together with the envelope containing the ballot-papers which were not used the previous day, unseal the said envelope, take out the ballot-papers, and lock the ballot-box.”

“**162o.** At five o'clock in the afternoon on the day of the general balloting, the deputy returning-officer of the special polling-station shall, in the presence of the clerk, proceed in this poll to open the ballot-box, together with the

envelopes containing the votes polled, and to count the ballots, in conformity with the provisions of section 163 and the following sections, insofar as they are applicable.

Offences and penalties; “**162p.** Shall be guilty of an offence summarily triable, and liable to a fine of not less than one hundred dollars nor more than five hundred dollars, and, on failure to pay such fine, to imprisonment for not less than three months nor more than one year;

False declaration; 1. Any person who makes a false declaration to the returning-officer or to the election clerk with the object of obtaining from such election officer a certificate in virtue of section 162f;

Alteration, etc., of certificate; 2. Any person who makes, counterfeits, or fraudulently alters a certificate required to vote at the special polling-station;

False representation; 3. Any person who, not being the person mentioned in the certificate delivered in virtue of section 162f, presents such certificate to the deputy returning-officer to obtain a ballot-paper, either at the special polling-station, or at an ordinary polling-station;

False declaration; 4. Any person who, with the object of voting at the special polling-station, makes a false declaration to the deputy returning-officer of such polling-station;

Attempted voting at other poll; 5. Any person who, after having obtained a certificate in virtue of section 162f, votes or attempts to vote in a poll other than the special polling-station, except upon presentation of such certificate;

Certain delivery by returning-officer, etc. 6. Any returning-officer or election clerk who delivers a certificate in the form provided for in section 162f to a person who to his knowledge is not entitled to such a certificate;

Certain act by deputy-returning-officer; 7. Any deputy returning-officer who allows a person to vote in the special polling-station who to his knowledge is not entitled to vote in such polling-station;

Idem. 8. Any deputy returning-officer who allows a person to vote in an ordinary polling-station who to his knowledge has already voted in a special polling-station.

Provisions applicable to special polling-station. “**162g.** Subject to the above prescriptions, the provisions of sections 106 to 181 inclusively shall apply, *mutatis mutandis*, to the special polling-station.”

62 Viet., c. 58, s. 163, replaced. **10.** Section 163 of the act 62 Victoria, chapter 58, as replaced by the acts 1 George V (1910), chapter 48, section 28, and 4 George V, chapter 73, section 7, is again replaced by the following:

**163.** At seven o'clock in the evening, the voting-room shall be closed, the voting shall cease and an entry thereof shall be made in the poll-book." Closing of poll.

**11.** Section 191 of the act 62 Victoria, chapter 58, is replaced by the following: 62 Vict., c. 58, s. 191 replaced.

**191.** The city clerk shall retain in his possession all the papers transmitted to him by any deputy-returning-officer until the expiration of the delays prescribed by the present charter for the contestation of such election, if same is not contested, and, in the case of contestation, until the courts have adjudicated thereon." Documents to be retained by city clerk for certain period.

**12.** Section 233 of the act 62 Victoria, chapter 58, is replaced by the following: 62 Vict., c. 58, s. 233, replaced.

**233.** The giving, or causing to be given, to any elector, at any time from the nomination day until the second day following the voting on account of such elector having voted or being about to vote, any meat, drink or refreshments, or any money or ticket to enable such elector to procure refreshments, shall be deemed an act of corruption, known as "treating". Treating of electors.

Whosoever shall have been guilty of such act of treating shall, for each offence, be liable to a penalty of ten dollars and imprisonment of one month in default of payment, for each time and for each elector treated, in addition to the other penalties enacted by this charter." Penalty.

**13.** Section 280 of the act 62 Victoria, chapter 58, is replaced by the following: 62 Vict., c. 58, s. 280, replaced.

**280.** Such petition shall set forth, in a succinct manner, the time, place and circumstances of any act, matter or thing, material to the conclusions of such petition; and the allegations thereof shall be supported by affidavit to the satisfaction of the judge, who shall thereupon cause a writ to be issued, summoning the person returned as being elected to appear on a day named therein to answer the said petition. A copy of such writ and of such petition must be served upon the returning-officer." Contents of petition. To be supported by affidavit. Copy to be served upon returning-officer.

No such petition shall be received after the expiry of thirty days from the polling-day for such election or, if no poll was held, after the expiry of thirty days from the day of nomination." Delay to receive petition.

**14.** Section 300 of the act 62 Victoria, chapter 58, as amended by the act 63 Victoria, chapter 49, sections 7 62 Vict., c. 58, s. 300, am.

and 8; 3 Edward VII, chapter 62, sections 22 and 23; 4 Edward VII, chapter 49, sections 6 and 7; 7 Edward VII, chapter 63, sections 10 and 11; 8 Edward VII, chapter 85, section 15; 9 Edward VII, chapter 81, sections 7, 8 and 9; 1 George V (1910), chapter 48, section 29; 1 George V (1911), chapter 60, sections 10 and 11; 2 George V, chapter 56, sections 11 and 12; 3 George V, chapter 54, section 8; 4 George V, chapter 73, section 8; 6 George V, chapter 44, section 12; 7 George V, chapter 60, section 2; 8 George V, chapter 84, section 29; 10 George V, chapter 86, section 2; 11 George V, chapter 111, section 1; 12 George V, chapter 105, section 4; 13 George V, chapter 91, section 5; 15 George V, chapter 92, section 17; 16 George V, chapter 71, section 11; 18 George V, chapter 97, section 5, and 19 George V, chapter 97, section 14, is further amended:

a. By replacing paragraph 42 thereof by the following:

Hay, straw,  
etc.

“42. To provide for and regulate the place and manner of weighing or measuring and selling hay, straw, lime, cut or rough building stone, crushed stone, sand, fire-wood, coal, lumber and sawn timber, and to provide that such various articles and merchandise shall be weighed, as the case may be, on public scales controlled and approved by the city, and to allow the city to appoint inspectors to verify the weight and the measurement of the above-mentioned articles, provided that every by-law passed under this paragraph shall apply only to sales by retail;”

b. By replacing paragraph 44a thereof by the following:

Building  
regulations,  
etc.

“44a. To regulate the kind of buildings that may be erected on certain streets, parts or sections of streets or on any land fronting on any public place or park; to compel the proprietors or constructors of buildings, hereafter erected, containing ten stories or more, to reserve an adequate space as a garage for the use of the occupants of such buildings; to determine at what distance from the line of the streets, public places or parks the houses shall be built, provided that such distance shall not be fixed at more than twenty-five feet from the said line, or to prohibit the construction, occupation and maintenance of factories, workshops, taverns, billiard-rooms, pigeon-hole rooms, livery-stables, butcher's stalls or other shops or similar places of business in the said streets, parts or sections of certain streets or on said land fronting on any public place or park, saving the indemnity, if any, payable to the proprietors, tenants or occupants of the buildings now built or being built or who have building permits, which indemnity shall be determined by three arbitrators, one to be appointed by the city, one by the proprietor, tenant

or occupant interested and the third by the two former and, in default of agreement, by a judge of the Superior Court; [and the city shall have the right to pass a by-law to compel every proprietor to have an opening made in the outer door of his house or houses, even those already built, to enable the postman to insert the mail;”];

c. By adding to paragraph 99 thereof the following paragraph:

“Between the date of the resolution of the council enacting the establishment of homologated lines and that of the judgment of the Superior Court homologating such lines, the superintendent of buildings of the city shall not issue any permit for the erection of any building on the line existing at the time such resolution is adopted;”;

No permit for construction in certain case;

d. By adding thereto, after paragraph 170 thereof, the following paragraph:

“171. To regulate private maternities and private hospitals and subject them to the granting of a permit by the director of the police department and of a permit by the director of the health department; to regulate the equipment, linen, general care and nourishment in such establishments as well as the staff thereof; to compel the owners or directors or persons in charge of said establishments to keep a record and to submit a report on their operations to the director of the health department, and to subject said private maternities and said private hospitals to an inspection by the director of the health department or his representatives.”

Private maternities, etc.

**15.** Section 307c of the act 62 Victoria, chapter 58, as enacted by the act 10 George V, chapter 86, section 3, and replaced by the acts 13 George V, chapter 91, section 6, and 19 George V, chapter 97, section 15, is again replaced by the following:

62 Vict., c. 58, s. 307c, replaced.

“**307c.** The fine which the city may levy for any and each infraction of its by-laws may be for a maximum of two hundred dollars in the case of by-laws passed under paragraphs 25, 40, 41, 42, 43 and 166 of article 300 of the charter, and under the act 11 George V, chapter 79, section 55, instead of being for a maximum of forty dollars, as provided by article 307 of the charter.”

Maximum penalties for infraction of certain by-laws.

**16.** The following section is inserted in the act 62 Victoria, chapter 58, after section 345, as replaced by the acts 8 Edward VII, chapter 85, section 11; 1 George V (1910), chapter 48, section 37, and 3 George V, chapter 54, section 13:

62 Vict., c. 58, s. 345a, added.

Use of balance of certain loan.

**“345a.** Notwithstanding any provision to the contrary, the sum of fourteen thousand, forty-five dollars and seventy-eight cents, still available from the loan of three hundred thousand dollars issued under by-law No. 838, adopted by the executive committee on the 9th of July, 1923, and by the council, on the 13th of August, 1923, for the reconstruction of the Ontario street subway, may be applied to other purposes specified in a new by-law of the council without the approval of the property-owners.”

62 Vict., c. 58, s. 351, replaced.

**17.** Section 351 of the act 62 Victoria, chapter 58, as replaced by the acts 3 Edward VII, chapter 62, section 33, and 6 George V, chapter 44, section 14, is again replaced by the following:

Temporary loans in anticipation of revenue.

**“351.** Without prejudice to the loans already made under article 351 of the charter, which is replaced by this article, and without prejudice to by-law No. 575, passed under the same article—which loans and by-law are declared to be valid—the city may, at any time, and from time to time, by simple resolution of the council, on a report from the executive committee, approved by the majority of all the members of the said council, in anticipation of the collection of the annual revenue for the current civic year, as well as in anticipation of the collection of all arrears of taxes, dues and water-rates, borrow temporarily the sum of which it is in need; provided that such loans shall be redeemed and discharged out of the said revenue and the said arrears of taxes, dues or water-rates.”

Redemption.

62 Vict., c. 58, s. 351b, am.

**18.** Section 351b of the act 62 Victoria, chapter 58, as replaced by the act 13 George V, chapter 91, section 8, and amended by the act 18 George V, chapter 97, section 7, is again amended:

*a.* By adding thereto, after sub-paragraph *b* of paragraph 1 thereof, the following sub-paragraph:

Sum for hospitals and charitable institutions;

*“ba.* After the 1st of May, 1932, for the purposes of hospitals and charitable institutions, a sum not exceeding five hundred thousand dollars for the year 1932, provided that, in such case, there shall be voted each year in the budget a sum sufficient to pay the interest and the sinking-fund of the sums employed for the purposes mentioned in this paragraph, whether these sums be raised by a loan or are taken from the proceeds of the special assessments as authorized by paragraph 2 of the present article 351b;”;

*b.* By replacing paragraph 2 thereof by the following:

Utilization of proceeds of special assessments;

**“2.** The proceeds from the collection of the said special assessments may be again utilized for the purposes mentioned in sub-paragraph *d* above or to repay at maturity the

loans contracted under this article or for the purposes mentioned in sub-paragraph *ba* of paragraph 1 of this article, but shall not be used for other purposes.”;

*c.* By replacing paragraph 3 thereof by the following:

“3. The loans provided for by this article may be contracted for a period not exceeding forty years, by the issue of bonds, debentures and registered bonds, signed by the mayor and the city treasurer and countersigned by the city comptroller, except those mentioned in sub-paragraph *ba* of paragraph 1 of this article which are for a period not exceeding twenty years.

In the case of sub-paragraphs *b*, *ba* and *c* of paragraph 1 of this article, the loan may also be contracted, in whole or in part, by treasury notes and these notes may be renewed at any time.”

**19.** Section 363 of the act 62 Victoria, chapter 58, as amended by the acts 1 Edward VII, chapter 43, section 1; 6 George V, chapter 44, section 15, and 8 George V, chapter 84, section 32, is again amended by inserting therein, before the last paragraph thereof, the following paragraph:

“Any person who, after the homologation of the business tax roll, becomes an occupant of any building, part of building or other premises as a place of business, shall pay the business tax for the proportion of the year still to run, at the amount fixed by the certificate of the chairman of the board of assessors, which certificate shall be considered as forming part of the said roll, and any tax so paid in the past is declared valid and legal and the city is authorized to retain the sums so collected.”

**20.** Section 364 of the act 62 Victoria, chapter 58, as amended by the acts 3 Edward VII, chapter 62, sections 37 and 38; 4 Edward VII, chapter 49, sections 13 and 14; 7 Edward VII, chapter 63, sections 21 and 22; 9 Edward VII, chapter 81, section 16; 1 George V (1911), chapter 60, section 19; 2 George V, chapter 56, section 20; 3 George V, chapter 54, section 17; 4 George V, chapter 73, section 15; 5 George V, chapter 89, sections 9 and 10; 7 George V, chapter 60, section 4; 8 George V, chapter 84, section 34; 10 George V, chapter 86, section 8; 11 George V, chapter 111, section 2; 12 George V, chapter 105, section 5; 13 George V, chapter 91, section 9; 15 George V, chapter 92, section 25; 16 George V, chapter 71, section 14; 18 George V, chapter 97, section 9, and 19 George V, chapter 97, section 20, is further amended:

a. By replacing paragraph (f) by the following:

Special tax on public laundries, etc.

“(f) A special tax not exceeding two hundred dollars on public laundries, persons keeping private hospitals, hawkers, peddlers, canvassers, hucksters, junk dealers, or second-hand dealers and on all itinerant traders doing business in the streets, at residences or places of business in the city, and every employee of such persons or companies canvassing or peddling in the streets, at residences or places of business shall obtain a permit from the city and the city may exact an amount which shall not exceed one dollar for the said permit which shall be transferable; and a special tax not exceeding fifty dollars on real estate agents.

Exceptions.

The special tax last mentioned shall not be exigible from any advocate or notary having an advocate’s or notary’s office and who, occasionally, and in the ordinary course of his professional business, sells or purchases immovables for others, or leases the same or makes investments for his clients.

Power to make certain definitions.

For the purposes of this paragraph, it shall be lawful for the council to define, by by-law, the meaning of the words “peddler”, “canvasser”, “huckster”, and “itinerant trader”; but the expression “canvasser” shall not apply to commercial travellers or to insurance agents.

Tax on junk dealers validated.

The tax which was imposed by the city previous to the coming into force of the act 10 George V, chapter 86, on junk dealers, is declared legal and binding, and the resolutions or by-laws imposing the same are confirmed and validated.

Collection of certain tax on certain employees validated.

Notwithstanding any law to the contrary and any judgment, any tax collected by the city on employees of peddlers or of canvassers, under by-law No. 432, up to the 19th of February, 1932, is declared to have been validly collected.”;

Special tax on special sales, etc.

b. By replacing paragraph (j) thereof by the following:

“(j) A special tax, not exceeding fifty dollars, on every person selling or offering for sale by retail any bankrupt stock or stocks exclusively, and a special tax, not exceeding three hundred dollars, on every person temporarily opening a shop or temporarily occupying any other premises for a period of thirty consecutive days or less to sell or offer for sale therein by retail, or on samples or otherwise, any articles or goods whatsoever, and, if the period exceed thirty days, a tax of ten dollars for each additional day, and any tax collected from any such person in the past, up to the 19th of February, 1932, is declared to have been legally collected.”;

Period.

Additional period.

c. By replacing paragraph (*hh*) thereof by the following:

“(*hh*). A special tax not exceeding one hundred dollars on all brokers and persons carrying on the stock exchange business, either as agents, correspondents or representatives of brokerage or exchange brokerage firms, except the members of the corn exchange;”;

Special tax on brokers, etc.  
Exception.

d. By adding thereto the following paragraph:

“(*ww*). A special annual tax not exceeding one hundred dollars on any person operating a miniature-golf course where an admission fee or any sum whatever is charged for the privilege of taking part in the game, except on persons already paying a business tax for operating such game.”

Persons operating miniature-golf course.

**21.** Section 372*a* of the act 62 Victoria, chapter 58, as enacted by the act 4 George V, chapter 73, section 16, is replaced by the following:

62 Vict., c. 58, s. 372*a*, replaced.

“**372*a***. The general or special municipal or school taxes levied on any immovable may be claimed from the occupant or other person in possession thereof as well as from the proprietor, and also from any subsequent purchaser of such immovable, even if such occupant, possessor, purchaser or proprietor is not entered on the roll imposing the said taxes.

Municipal taxes may be claimed from person in possession of immovable.

The person who, not being the debtor, but having an interest in such payment, or who, at the demand of the debtor, pays to the city a municipal or school, real estate or personal tax, general or special, or the water tax, due by a third party, shall be subrogated, *pleno jure*, in the rights and privileges of the said city and may recover from the actual debtor the amount of the taxes so paid by him.

Subrogation.

Such subrogation shall have no effect against the party unless the receipt given by the city treasurer specifies that the payment was made with subrogation and the name and address of the person who made the payment.

Effect.

The above subrogation shall not prevent the city from being collocated by preference to the subrogated party for the taxes due to the city after the subrogation, in the case of the sale of the immovable and of the moveables subject to the said taxes.”

Restriction.

**22.** Section 395*a* of the act 62 Victoria, chapter 58, as enacted by the act 6 George V, chapter 44, section 18, and replaced by the act 15 George V, chapter 92, section 29, is repealed.

62 Vict., c. 58, s. 395*a*, repealed.

**23.** Section 396 of the act 62 Victoria, chapter 58, as replaced by the acts 7 Edward VII, chapter 63, section 26,

Id., s. 396, replaced.

and 8 George V, chapter 84, section 37, amended by the act 10 George V, chapter 86, section 9, and replaced by the act 19 George V, chapter 97, section 23, is again replaced by the following:

Immove-  
ables in  
arrears for  
taxes.

**“396.** It shall be the duty of the city treasurer to prepare before the first day of June, every year, the notice which must be served, in accordance with article 397 of this act, in connection with the immoveables situated in the city, on which at least two years arrears of assessments or any portion thereof are due, or on which the assessments or any portion thereof for any single year have been unpaid for more than one year, or on which any special assessment or portion thereof is due, with a description of said immoveables as the same are entered on the valuation and assessment rolls and with mention of the names of the proprietors as they appear upon the latest valuation and assessment roll of the city and also the amount of assessments due.”

62 Vict., c.  
58, s. 397,  
am.

**24.** The first paragraph of section 397 of the act 62 Victoria, chapter 58, as amended by the acts 8 George V, chapter 84, section 38; 15 George V, chapter 92, section 30, and 19 George V, chapter 97, section 24, is replaced by the following:

Notice to be  
given last  
assessed  
owner.

**“397.** The city treasurer shall then cause to be served at, or sent by registered letter to the domicile or place of business of the last assessed owner on the said valuation and assessment roll, a notice (in which the amount of the assessments due shall be indicated) to the effect that the immoveable will be sold by the sheriff, in default of payment within ten days from the date of service or mailing of such notice.”

62 Vict., c.  
58, s. 398,  
replaced.

**25.** Section 398 of the act 62 Victoria, chapter 58, as replaced by the acts 8 George V, chapter 84, section 39, and 15 George V, chapter 92, section 31, is again replaced by the following:

Statement  
to sheriff  
and sale  
after notice.

**“398.** If the amount due is not paid within a delay of ten days, the city treasurer shall transmit a statement duly certified by him to the sheriff, which statement shall contain a summary description of every immoveable to be sold for taxes, the description thereof, with mention of the adjoining and abutting lands to be furnished to the sheriff only eight days before the sale, and the sheriff shall, without the formality of a *procès-verbal* of seizure, proceed with the sale of all immoveables described in such state-

ment, after having published a notice thereof, as provided in the following article."

**26.** Section 399 of the act 62 Victoria, chapter 58, as replaced by the acts 3 Edward VII, chapter 62, section 43, and 4 Edward VII, chapter 49, section 17, amended by the act 7 Edward VII, chapter 63, section 27, and replaced by the acts 8 George V, chapter 84, section 40, and 16 George V, chapter 71, section 15, is again replaced by the following:

"**399.** The notice to be given, as aforesaid, by the sheriff may be in the form No. 29 as amended; it shall mention as many immoveables as the sheriff has been required to sell, for the levying of the amount of assessments due to the city. The interest, costs, etc., as provided for by article 401 of the charter, shall be added to the amount of assessments due only at the time of the sale by the sheriff or at the time of the settlement of the amount.

In the said notice it shall be sufficient to describe the immoveables by their numbers in the official cadastral plan and book of reference, by adding thereto the letter P when such immoveable is only a part of a lot bearing a cadastral number or a subdivision number, the subdivision numbers continuing on the same line as far as possible, and by adding the name of the street and the civic number, if there be any; civic numbers may be indicated by the first number and by the last and united by a dash when there are several.

Furthermore, when the immoveable is in the name of several proprietors it shall be sufficient to indicate in the said notice the name of one of the proprietors and add *et al.* The sheriff shall nevertheless refer in said notice to the statement prepared by the city treasurer in accordance with article 398.

Such notice shall be published once at least one month before the date fixed for the sale in the *Quebec Official Gazette*, and also once in a daily English newspaper, and in a daily French newspaper, published in the city."

**27.** Section 401 of the act 62 Victoria, chapter 58, as amended by the act 18 George V, chapter 97, section 10, is again amended by replacing the third paragraph thereof by the following:

"All the remedies and procedure applicable to sales by the sheriff under writs of execution, as well as the legal effects thereof, shall also be applicable to sales under this charter, except as to the rights of trustees for the amount of any assessment imposed on the immoveable sold to de-

fray the expenses of construction or repair of a church, which can only be claimed for the instalments due at the time of the sale and which shall continue to affect the immoveable, even after the sale, for the instalments to become due, unless the purchaser pays them in full at the time of the sale, and except as regards the rights of the city of Montreal for the amount of any special assessment imposed on the immoveable sold to defray the costs of expropriation, sewer construction, paving or sidewalks which can only be claimed for the instalments due at the time of the sale, and which shall continue to affect the immoveable, even after the sale for the instalments to become due, unless the purchaser pays them in full at the time of the sale.”

62 Vict., c.  
58, s. 402,  
am.

**28.** Section 402 of the act 62 Victoria, chapter 58, as replaced by the act 7 George V, chapter 60, section 6, and amended by the acts 15 George V, chapter 92, section 32; 16 George V, chapter 71, section 17, and 19 George V, chapter 97, section 25, is again amended by replacing the fifth paragraph thereof, by the following:

Redemption  
by  
proprietor.

“Any property sold for non-payment of taxes may be redeemed by the proprietor or his representative, at any time within two years from the date of the sale, upon payment to the purchaser, of the amount paid by him for such property with the sheriff’s costs, plus fifteen per cent of such sum, and furthermore in the case of vacant lots, upon reimbursement, to the purchaser, of the general or special assessments paid by the latter.”

62 Vict., c.  
58, s. 404,  
am.

**29.** Section 404 of the act 62 Victoria, chapter 58, as replaced by the act 7 Edward VII, chapter 63, section 28, and amended by the act 15 George V, chapter 92, section 33, is again amended by replacing the last paragraph thereof by the following:

Claims for  
certain taxes  
privileged in  
certain case.

“Notwithstanding the fact that the real estate assessment rolls for the current year are not homologated, the city shall have a privilege for the proportion of the current year, based upon the valuation of the previous year, for the general and special real estate taxes, if the city becomes purchaser of the whole or of portions of the immoveable by expropriation before the homologation of the general or special real estate assessment rolls.”

62 Vict., c.  
58, s. 419a,  
replaced.

**30.** Section 419a of the act 62 Victoria, chapter 58, as enacted by the act 7 Edward VII, chapter 63, section 30, and replaced by the act 15 George V, chapter 92, section 34, is again replaced by the following:

**“419a.** Whenever the city lays out and homologates a line through vacant lots, the owners of such lots shall not pay any tax or assessment or school tax or special tax on the portion of such lots reserved for public or municipal purposes, although the city may not have taken possession thereof. This provision shall also apply to vacant lots in connection with which lines have already been laid out and homologated on the plan of the city.

Taxation of vacant lots, in certain event.

Application.

Nevertheless, the proprietors of lots crossed or affected by a homologated line but whose lot still fronts on a street, shall continue to pay the special paving, sidewalk, sewer or expropriation taxes, as well as the snow removal tax, unless the lot has been rendered non-utilizable by such homologated line. Whether the lot has been rendered non-utilizable or not shall be decided by the Recorder's Court.”

Proprietors bound to pay taxes.

Proviso.

Court.”

**31.** Section 419b of the act 62 Victoria, chapter 58, as enacted by the act 9 Edward VII, chapter 81, section 20, and replaced by the act 18 George V, chapter 97, section 11, is again replaced by the following:

62 Vict., c. 58, s. 419b, replaced.

**“419b.** Whenever the owners of property bordering upon any private lane or part of private lane desire to have a sewer, sidewalk or pavement laid or a curb constructed, on said private lane or part of private lane, or whenever the property-owners in any locality desire that any private lane or part of private lane be opened, widened, extended or diverted, application shall be made by them to the city surveyor for a form of petition to the council to that effect. If the petition is signed by at least one-half in number of the said property-owners and if the signers represent at least one-half of the frontage of the lots of land bordering upon the lane or part of lane where it is desired to have any works such as above mentioned carried out, or which it is sought to have opened, widened, extended or diverted, the council may, by resolution, order the carrying out of said works or, as the case may be, enact the acquisition, by mutual agreement or by expropriation, of the immoveables required for such opening, widening, extension or diversion, and assess the cost thereof upon the owners of property bordering on such private lane. Every resolution to that effect adopted by the council shall specify that the cost of such works, or of such acquisition of immoveables, as the case may be, shall be borne by the bordering proprietors.

Petition to have sewers, etc.

Assessment of costs.

Payment of costs, etc.

When the works are completed or when the acquisition of the immoveables is effected, the city shall impose, by resolution of its council, a special assessment on the lots of

Tax on bordering proprietors.

land belonging to the bordering proprietors and the apportionment roll shall be made in accordance with the provisions of article 450 of the city charter, provided always that in case two of the sides of one or more lots of land should border on a private lane or part of private lane, the council may enact, by resolution, in what manner the cost of the works or of the acquisition of the immoveables shall be apportioned.

Petition may be presented even without all signatures required.

If the signatures of one-half in number of the proprietors representing at least one-half of the frontage of the lots bordering on the private lane or part of private lane where it is desired to have any works, such as above mentioned, carried out, or which it is sought to have opened, widened, extended or diverted, have not been obtained, the petition may nevertheless be presented to the council, and if the latter considers that the works mentioned in the same or the acquisition of immoveables for the purposes set forth therein are necessary and in the public interest, it may, by a vote of three-quarters of its members, order the carrying out of said works or enact said acquisition of immoveables.

Work may be done without being asked for.

The city is authorized to carry out any works such as above mentioned on any private lane or part of private lane and to open, widen, extend or divert any private lane or part of private lane, at the expense of the proprietors whose immoveables border on said private lane or part of private lane, even though said proprietors may not have asked for same, when such private lane or part of private lane is situated at the rear of a street or part of street or of streets or parts of streets one-half of which bordering the said lane or part of lane are built upon.

Apportionment of cost of curb.

The city may apportion separately the cost of the construction of a curb, whether such curb be constructed at the same time as a sidewalk or at the same time as a paving.

Tax payable by instalments.

The city may enact that such tax shall be payable by annual instalments during a period not exceeding forty years, and all the provisions of the charter concerning special taxes shall apply.

Apportionment roll for certain pavings.

Notwithstanding any resolutions to the contrary, the city is authorized to prepare but one roll for the apportionment of the cost of the paving of two or more lanes running into one another and forming a whole, in cases where the rolls for the apportionment of the cost of such pavings have not yet been prepared or are not yet in force, and to replace by one roll the various rolls now in force for the apportionment of the cost of paving of two or more lanes running into one another and forming a whole.

Every proprietor whose land borders upon a private lane or part of private lane which is assessed for sewer paving or sidewalk works, or for the construction of a curb on such lane, or for the opening, widening, extension or diversion of such lane, shall obtain *ipso facto* a right of way in common with the other proprietors, as well as a right of view on the said lane.

The powers conferred on the council by this section can be exercised only upon a report of the executive committee.

**32.** Section 455 of the act 62 Victoria, chapter 58, as enacted by the act 1 George V (1911), chapter 60, section 25, and replaced by the acts 3 George V, chapter 54, section 29; 4 George V, chapter 73, section 26, and 18 George V, chapter 97, section 15, and amended by the act 19 George V, chapter 97, section 26, is again amended by replacing paragraph 6 thereof by the following:

“6. As to the share payable by the city, in connection with the pavings ordered after the 1st of January, 1928, the procedure shall be as follows: each year, in the month of January, or as soon as possible, the city treasurer shall prepare a statement showing:

1. The expenditure incurred, representing the city's share, according to the rolls in force;

2. The estimated expenditure which the city will have to incur for its share, according to the rolls which shall come into force on the 1st of October following;

The city shall then provide for the payment of the amount appearing in said statement, and, for such purpose, it is authorized to pay the same, in whole or in part, out of its revenues, if it deems it advisable, or by means of an annual and mobile special real estate tax levied on all immoveables, taxable and non-taxable, in the city, according to their value as shown on the valuation roll for the preceding year, or again by the concurrent application of both these methods together. The rate of such tax shall be fixed, each year, by the executive committee and the said tax shall be entered on the annual assessment roll and must be sufficient to pay the amount appearing in the aforesaid statement, either in full or by annual instalments during a period not exceeding twenty years, and, in the latter case, the city shall add to the annual instalment the interest, at the rate fixed by its charter, on any balance remaining unpaid.”

62 Vict., c.  
58, s. 459,  
replaced.

**33.** Article 459 of the act 62 Victoria, chapter 58, as replaced by the act 3 George V, chapter 54, section 30, is again replaced by the following:

Proceedings  
when special  
assessment  
annulled.

**“459.** If any special assessment or apportionment made by the city surveyor or by any other officer appointed by the board of commissioners is annulled by competent authority, the said inspector or other officer appointed by the board of commissioners, as the case may be, shall make another assessment or apportionment for the same purpose in the manner hereinabove provided; and the same, when completed and revised, shall have full force and effect, and in the event of a municipal ordinance, resolution, or by-law authorizing the apportioning of all or part of the cost of an expropriation or of any municipal work on the proprietors by means of a special real estate tax being annulled by the courts, the city is empowered to adopt a new resolution or a new by-law ordering the apportionment according to law.”

62 Vict., c.  
58, s. 468,  
am.

**34.** Section 468 of the act 62 Victoria, chapter 58, as amended by the act 1 George V (1911), chapter 60, section 26, is again amended by adding thereto, after paragraph 3 thereof, the following paragraph:

Proportional  
payment of  
water tax.

**“3a.** Any person who, after the homologation of the water tax roll, becomes occupant of a building, part of a building, or any other premises, shall pay the water tax for the proportion of the year still to run, at the amount fixed by the certificate of the chairman of the board of assessors, which certificate shall be considered as forming part of the said roll, unless such tax has been paid by the previous occupant.

Taxes paid,  
validated.

The tax so paid by such person in the past is declared valid and legal and the city is authorized to retain the sums so collected.”

62 Vict., c.  
58, s. 474,  
replaced.

**35.** Section 474 of the act 62 Victoria, chapter 58, as replaced by the act 3 Edward VII, chapter 62, section 46, is again replaced by the following:

Liability of  
proprietor  
for water  
tax.

**“474.** The proprietor of a building leased by two or more tenants, sub-tenants, or families shall be liable for the tax imposed for the water supplied to such tenants, sub-tenants or families occupying such building unless a separate and distinct supply pipe has been put into such building by the proprietor thereof for each such tenant, sub-tenant or family occupying a separate apartment or separate

apartments in such building, in such manner that the city may, at any time, control the supply of water of each of such tenants, sub-tenants or families as in the case of buildings occupied by a single tenant, but, even in the latter case of a separate service, the proprietor shall be liable for the payment of the water tax if the building is rented to tenants or sub-tenants who have leases for a month or less."

**36.** Section 482a of the act 62 Victoria, chapter 58, as enacted by the act 7 Edward VII, chapter 63, section 43, is replaced by the following: 62 Vict., c. 58, s. 482a, replaced.

"**482a.** Notwithstanding any law to the contrary, more than two recorders for the city of Montreal and more than one clerk of the recorder's court may, on a resolution passed by an absolute majority of the council, be appointed, by the Lieutenant-Governor in Council in the case of the recorders and by the city council in the case of the clerks, and they shall have the same powers as the recorders and clerk appointed under articles 477 and 478 respectively. Appointment of additional recorders and recorder's clerks.

The recorders appointed in virtue of this article shall be entitled to the same salary and shall enjoy the same privileges as those appointed in virtue of article 477 of the act 62 Victoria, chapter 58, as amended, this provision to have a retroactive effect." Salaries. Retroactive effect.

**37.** Section 503 of the act 62 Victoria, chapter 58, as replaced by the act 2 George V, chapter 56, section 25, and amended by the act 19 George V, chapter 97, section 28, is again amended by replacing the last five paragraphs thereof, as added by the said section 28 of the act 19 George V, chapter 97, by the following: 62 Vict., c. 58, s. 503, am.

"Whenever a vehicle is parked or stopped in violation of the municipal by-laws relating to traffic and public safety, the police officer to whom notice of such infraction has come may fill out, on the very spot where such infraction has been committed, a notice of summons stating the nature of the infraction, and shall deliver to the driver of the vehicle or deposit in a conspicuous place on the said vehicle a copy of such notice and bring the original thereof to the city traffic department. Violation of traffic rules.

The above provisions shall not prevent the police officer from lodging a complaint or from having a summons issued according to law, if he deems it advisable to do so. Powers safeguarded.

Any person in possession of such notice may avoid the lodging of a complaint against him, by presenting himself at the city traffic department and by paying thereat a sum Procedure to avoid lodging of complaint.

of two dollars as fine. The payment of said fine and the receipt therefor given to him by the cashier of the department in question shall free the said person from any other penalty in connection with the infraction committed by him.

When complaint lodged.

If the person in possession of such notice refuses or fails to conform thereto within the delay therein mentioned, the police officer shall lodge against him a complaint in accordance with the law.

Fines collected.

The sums already collected as fine by the city according to this mode of collection of fines are declared to have been legally collected and the city is authorized to retain the same."

4 Geo. V, c. 73, s. 40, am.

**38.** Section 40 of the act 4 George V, chapter 73, as amended by the acts 6 George V, chapter 44, section 37, and 7 George V, chapter 60, section 13, is again amended by replacing paragraph 2 thereof by the following:

How cost may be charged.

"2. The city may itself pay the cost of the acquisition of such lands and may charge the same against the loan fund, or it may, by means of a special tax upon immovables, charge such cost, as well as the cost of the acquisition of the lands required for widening the aqueduct and which shall be incorporated in the said boulevards, to the proprietors whose immovables are situated on both sides of the said boulevards, according to the red line shown on Plan No. A-16 St. Paul, prepared by the department of public works of the city under date of the 20th of October, 1930, whether such immovables are situated within its limits or within the limits of another municipality; provided the proprietors or their successors who have transferred, or may transfer, gratuitously, to the city the land it may need, shall not be called upon to pay for the land of which these transferred strips were part."

Accounts for expropriation.

**39.** The city treasurer shall be bound to send accounts to the various ratepayers obliged to pay expropriation costs, within a delay of six months from the date of the homologation of the rolls.

Delay.

All accounts for expropriation, paving and drainage, due at the coming into force of this act, shall be sent out by the treasurer within thirty days of its said coming into force.

6 Geo. V, c. 44, s. 23, replaced.

**40.** Section 23 of the act 6 George V, chapter 44, as replaced by the acts 18 George V, chapter 97, section 20,

and 19 George V, chapter 97, section 36, is again replaced by the following:

“**23.** The cost of an expropriation and of sidewalks, sewers or of other municipal works payable by the proprietors by means of a special real estate tax comprises the amounts spent by the city for such purposes together with the interest on such sums at the rate of six per cent per annum, from the date on which they were paid by the city to the date of the coming into force of the apportionment roll, and, in cases of expropriation, it shall devolve upon the executive committee to determine whether the expenditure incurred in connection with the relaying of pavings and sidewalks, the change of location of sewers, gullies, poles and water mains, the displacement of the tramway tracks and all other works incidental to the expropriation shall form part of the sums spent for the purpose of such expropriation. <sup>Expropriation costs, etc.</sup>

However, the city shall not collect from the proprietors more than one year's interest prior to the putting into force of the apportionment roll, and the difference of interest, on the amount expended for the purpose above indicated in the preceding paragraph shall be paid by means of a special annual and mobile real estate tax imposed on all taxable and non-taxable immoveables in the city, according to their value as shown on the valuation roll of the preceding year. The rate of the tax shall be fixed, each year, by the executive committee and the said tax shall appear on the annual real estate assessment roll and shall be sufficient to pay the amount in full or by annual instalments spread over a period not exceeding twenty years, in which case, the city shall add to the annual instalment the interest at the rate fixed by its charter, on any balance remaining unpaid. <sup>One year's interest only.</sup>

The city may annul or amend any roll already made and remake a new roll according to the provisions of this section. <sup>Roll.</sup>

The second paragraph of this section shall not apply to the interest on the paving cost. <sup>Application.</sup>

All special taxes for a local improvement which cannot be imputed to the bordering proprietors and all corrections made in a local improvement assessment roll entailing a loss for the city shall be charged against the above-mentioned special tax. <sup>Charge against special tax.</sup>

The sums charged to the city, the recovery whereof will be made by means of a special general tax, shall be charged to the working capital authorized by section 351*b* of the charter until repaid, as above stipulated.” <sup>Charge to working capital.</sup>

11 Geo. V, c.  
112, s. 34,  
am.

**41.** Section 34 of the act 11 George V, chapter 112, (schedule B), as replaced by the acts 12 George V, chapter 105, section 12; 13 George V, chapter 91, section 12; 15 George V, chapter 92, section 65, and 19 George V, chapter 97, section 38, is amended by adding thereto, after subparagraph 9 thereof, the following sub-paragraph:

Loans for  
contribution  
to Univer-  
sity of  
Montreal.

“10. To the loans, up to an amount of one million dollars which the city is authorized to effect, representing the city's contribution to the cost of the construction of the hospital of the University of Montreal, the University, in consideration of the payment of such sum, having to retrocede to the city of Montreal the piece of land situate on Mount Royal street, to the east of the ground of the Protestant cemetery, which the city ceded to them, on the 14th of March, 1923. The loans mentioned in the present subparagraph shall not form part of the consolidated debt of the city.

Delay.

The above-mentioned loans are to be made and paid to the University of Montreal within a delay of one year from the 19th of February, 1932, and the said University of Montreal shall make the said retrocession within the same delay.”

12 Geo. V, c.  
105, s. 20,  
replaced.

City to de-  
cide on lay-  
ing and cost  
of sewers.

**42.** Section 20 of the act 12 George V, chapter 105, is replaced by the following:

“**20.** Whenever the city deems it advisable to lay a sewer in any street, it shall devolve upon the said city to decide, according to the circumstances, whether only one sewer shall be laid in the centre of the street or whether a sewer shall be laid on each side of the street, or whether a sewer shall be laid on either side of the street, and to also decide by whom the cost of such sewer or sewers shall be borne.

Special  
sewers.

Whenever the city deems it advisable to lay a special sewer in a street where a sewer already exists or to replace the existing sewer by a new sewer or by two new sewers, it shall devolve upon the said city to decide, according to the circumstances, where the new sewer shall be laid, whether a sewer shall be laid on each side of the street and on whom the cost of such sewer or sewers shall be apportioned, the said apportionment to be made by means of a special real estate assessment which shall be levied, collected and payable in the same manner as the ordinary sewer tax.

Provisions  
applicable.

The provisions of the charter and of the by-laws of the city concerning the connection of private drains with the

public sewers shall apply to the cases mentioned in this section."

**43.** Section 33 of the act 18 George V, chapter 97, as amended by the act 19 George V, chapter 97, section 43, is again amended by adding thereto the following paragraphs:

"The owners of property bordering upon these streets shall not be bound to pay for the cost of the works on these streets except on the same basis, as regards the amount, and with the same privileges, as the other property-owners in Montreal liable for the payment of local improvement works.

The rolls made on any other basis shall be corrected, and in the case of payment on a basis higher than the present, the property-owners shall be repaid the difference, if any.

The reduction granted shall be charged to the special paying tax and shall be apportioned over a period of time not exceeding ten years."

**44.** Section 34 of the act 18 George V, chapter 97, is amended by adding thereto the following paragraph:

"Nevertheless, the assessment roll for the widening of St. Lawrence Boulevard, as ordered by the resolution of the 29th of June, 1920, shall be drawn up and made according to the value of the immoveables without the buildings, which, by the said resolution, have to support the cost thereof."

**45.** Section 48 of the act 19 George V, chapter 97, is amended by replacing paragraph 1 thereof by the following:

"**48.** 1. With a view to widening St. Catherine street, the city is authorized to establish, after the observance of the formalities prescribed by its charter, a homologated line on each side of such street, throughout the whole of its length, at a depth not exceeding twenty-five feet.

Notwithstanding the provisions of article 419a of the charter, every vacant lot comprised between the street line and the said homologated line shall be subject to taxation the same as any other immovable."

**46.** The city is authorized to sell, subject to the favourable report of the chief city assessor, by mutual agreement, to any owner of a lot next to the land constituting the lane which runs along Boyer street, at the rear of the lots fronting on St. André street, between Beaubien street and the

Canadian Pacific Railway Company's streets, the part of the land constituting the said lane and next to the said lot."

Provisions applicable for collection of sums due to city for water supplied to certain municipalities.

**47.** Notwithstanding any law to the contrary and any by-laws and any contracts passed between the Montreal Water and Power Company and the municipalities served by the said company before its acquisition by the city of Montreal, the ratepayers of the said municipalities supplied with water by the city of Montreal shall be subject to the provisions of articles 387, 387*a* and 388 of the act 62 Victoria, chapter 58, as amended, as to the collection of the sums due to the city of Montreal for water supply, to the provisions of articles 474 and 475 of the said act as to their personal responsibility to pay the water tax in default of installing separate and distinct service pipes for houses containing several dwellings as provided for in the said articles, and to the provisions of by-law No. 433 of the city of Montreal as to the obligation of putting in stop-cocks, saving that the writ of seizure provided for by the said article 387 shall, in each of such municipalities, be issued by the Recorder's Court, or the Magistrate's Court, or the court of the justices of the peace having jurisdiction in each such municipality.

Privileged claims.

For water supplied to any person outside its limits, the city of Montreal shall have, for the sums due to it for such water supply, a privileged claim exempt from the formality of registration and which shall rank as if imposed by such municipality, and, as regards this privileged claim, articles 387, 387*a* and 388 shall apply.

When city acquires property by mutual agreement.

**48.** In the case of the acquisition of properties by mutual agreement, under article 421 or 452 of the charter, the city comptroller is authorized to credit in a special account the amount due to the vendors until such time as the latter shall have filed with the city their titles to the properties sold, and, once the said amount has been carried to the special account, the city surveyor is authorized to proceed with the preparation of the rolls relating to such acquisition.

Validation of plan F. 45 St. Denis.

**49.** Notwithstanding any law to the contrary, plan F. 45 St. Denis, showing the proposed location of the lines of the streets bounded by Lajeunesse street, Sauvé avenue, Millen street and Crémazie boulevard, is declared valid and legal, and, in the event of the lots situated on the streets and other public thoroughfares above mentioned being expropriated, the city shall proceed with such expropria-

tion according to the aforesaid plan, and not according to the plan of the cadastre.

**50.** The loans effected or assumed by the Montreal Metropolitan Commission have never affected and do not affect the borrowing power of the city of Montreal. Borrowing power not affected.

**51.** The city is authorized to conclude by mutual agreement with any adjoining municipality all necessary arrangements for the carrying out and repairing of any work in the public streets, lanes or places or in the private lanes situated partly within its limits and partly in such municipality, or exclusively comprised within its own territory or in that of such municipality but bordering upon the dividing line between the said city and the said municipality, or the ends whereof are within its limits and the centre is in such municipality, and for the widening of such public streets, lanes or places or private lanes. Each of the said two municipalities is authorized to apportion on its rate-payers its share of the cost of such improvements or expropriations, including all incidental expenses, in the same manner and to the same effect as if the work had been done within its own limits. Agreement for repairing streets, etc. Apportionment of cost.

**52.** Notwithstanding any law to the contrary, the city is authorized to repay, out of the loans authorized by article 351b of its charter, to the city of Westmount, its portion of the cost of the paving and sewer of Clairement street situated within the city of Westmount, and to apportion on its owners of property bordering on the said street the cost of the said paving and sewer according to the provisions of its charter and by-laws. The provisions of section 20 of the act 18 George V, chapter 97, as amended, shall apply. Repayment to city of Westmount of cost of certain work. Provisions applicable.

**53.** Notwithstanding any law to the contrary:

a. The city of Outremont shall pay to the city, up to an amount not exceeding the sum of one thousand three hundred and fifty-three dollars and forty-seven cents, a part of the cost of the paving of the lane situated to the west of Hutchison street, from Villeneuve street going towards the south, equal to the sum that the city would have the right to apportion for this purpose upon the immoveables bordering on the said lane but situate within the city of Outremont if the said immoveables were situated within the city limits; and the city of Outremont is authorized to Payments by city of Outremont.

assess, if it thinks fit, the whole or a part of the amount thus paid, on the interested immoveables, and this by mere resolution;

Payments  
to city of  
Outremont.

b. The city shall pay to the city of Outremont, up to an amount of four thousand seven hundred and forty dollars, a part of the cost of widening Bellingham Road, including the expropriation and the paving, equal to the sum which the city of Outremont would have the right to apportion for this purpose upon the immoveables bordering on the said Bellingham Road situate within the city if the said immoveables were situated within the limits of the city of Outremont, and the city is authorized to apportion, if it thinks fit, the whole or a part of the sum thus paid upon the interested immoveables.

Apportion-  
ment of cost  
of paving  
Queen Mary  
Road.

**54.** The city is authorized to apportion the cost of the paving of that part of Queen Mary Road situated in the municipality of Côte St. Luc, amounting to seven hundred and sixty-nine dollars and eighty-two cents, which said paving was laid by the city of Montreal, on the immoveables bordering on the above part of said road, in the same manner and with the same effect as if such immoveables were situated within the limits of the city of Montreal.

Assumption  
by city of  
cost of part  
of certain  
sewer.

**55.** The city shall alone assume the portion of the cost of the main sewer of Desery street, between Rouen and Notre-Dame streets, ordered by the inspector of the Provincial Bureau of Health under the powers conferred by paragraph 3 of section 8 of the Quebec Public Health Act (Revised Statutes, 1925, chapter 186) and now charged to the bordering proprietors. The treasurer shall accordingly cancel the existing rolls, in his books.

Rolls  
cancelled.

Authoriza-  
tion to ac-  
quire, etc.,  
certain lots.

**56.** The city is authorized to acquire, by mutual agreement or by expropriation, lots Nos. 23-792, 23-part 804 and 23-part 822 of the cadastre of the incorporated village of Hochelaga; to subdivide and resell said lot No. 23-792, to convert said lot No. 23-part 822 into a lane and to resell said lot No. 23-part 804.

Authoriza-  
tion to ac-  
quire, etc.,  
certain im-  
moveable.

**57.** The city is authorized to acquire by mutual agreement or exchange, from the Montreal Catholic School Commission, the immoveable bearing No. 818 of the cadastre of St. James Ward, and to lease, on the conditions which it may deem fit to impose, the said immoveable for the establishing of an autobus station or for any purpose which it may deem to be in the public interest.

**58.** Whenever the depth of a lot situated on the corner of two streets, or on the corner of a street and a lane, or on the corner of two lanes, is altered as a result of the subdivision of such lot, the city is authorized to amend the rolls for local improvements in force, affecting the said lot, so as to increase or reduce the charges appearing on said rolls, as such subdivision may warrant. Amending of rolls in certain case.

The city is authorized to settle, on a report of the executive committee, approved by the council, in such manner as it may deem most equitable, all cases not provided for by this section. Settlement of additional cases.

**59.** The city of Montreal or the town of Montreal-East may apply to the Quebec Public Service Commission to fix the water-rate in the town of Montreal-East both for the past, since February, 1928, and for the future, and the said Commission shall have jurisdiction so to do. Application to Pub. Ser. Com.

**60.** The city is authorized to effect the loans legally authorized by the loan by-laws adopted by the city council prior to the 1st of December, 1931, either under this act or any other act governing the city, or the not yet negotiated portion of such loans, and to renew the temporary loans made under such by-laws, at a different rate of interest from that mentioned in the said by-laws, but not exceeding six per cent per annum, payable half-yearly. The rate of interest for which the issue of such loans will be made may be fixed at the time of issue by mere resolution of the council, without it being necessary to amend the said by-laws. Interest on certain loans.

This provision shall also apply to the loan by-laws approved by the electors who are proprietors, and any resolution so adopted by the council shall not be submitted for their approval. Application.

**61.** The city is authorized to enact, by resolution of its council, on reports of the executive committee, that the properties, pieces of land and other immoveables owned and occupied for social purposes by the associations known as "The United Talmud Torahs of Montreal Incorporated" and "The Jewish Peoples Schools Association Limited" and the "Navy League of Canada (Quebec Division)" shall be exempted from the annual real estate assessment, such exemption, however, to be granted only as long as such properties, pieces of land or other immoveables are held by the said associations and utilized for the aforesaid purposes. Certain immoveables exempted from certain tax. Proviso.

Pension to dependants of L. Villeneuve.

**62.** The city is authorized to pay a pension to the widow and children of ex-constable Léo Villeneuve who died on the 14th of February, 1931, as a result of injuries received on the 5th of July, 1928, while making an arrest.

Pension to A. Bouchard authorized.

**63.** The city is authorized to pay to Alfred Bouchard, ex-fireman, injured in an accident on the 20th of March, 1930, a pension equal to one-half of the salary which he was receiving at the time he met with the accident while in the employ of the said city.

Pension to former director of municipal services.

**64.** The city shall pay to the former director of municipal services the pension which it is already authorized to pay him under the act 21 George V, chapter 123, for the purpose of fulfilling the obligations which the said city has assumed regarding him.

Amending of certain roll.

**65.** The roll imposing on a part of St. Cunégonde ward the apportionment of the cost of the expropriation of St. Ambroise street is so amended that the total cost of the said expropriation shall be charged against the owners bordering on the said St. Ambroise street, situated between Green and Atwater streets, St. Cunégonde ward.

Cancellation of certain assessment rolls.

**66.** The assessment rolls for the expropriation of Lajeunesse street between Rivière-des-Prairies and Gouin Boulevard are cancelled, and the cost of this expropriation shall remain a charge against the city.

Exemption of certain immovable from annual real estate tax.

**67.** The city is authorized to enact, by a resolution of the council, upon a report of the Executive Committee, that the immovable known as "Palestre du National", situated on Cherrier street and belonging to the *Association catholique de la jeunesse canadienne-française*, shall be exempt from the annual real estate assessment as long as

Proviso.

it is used for the purposes of physical training and intellectual education.

Changing, etc., of certain assessment.

**68.** The city is authorized to change within a year the assessment for the expropriations on Rachel street provided that the cost thereof be charged to Saint-Jean-Baptiste ward, and in the meantime the rolls prepared shall be suspended.

Cancellation of certain expropriation roll.

**69.** The city may, by mere resolution of its council, cancel the expropriation roll for Pine Avenue, corner of Park Avenue, and charge the cost of the said expropria-

tion to the special tax provided by section 36 of the act 19 George V, chapter 97, by annual instalments during a period of time not to exceed ten years.

**70.** The city is authorized to effect the expropriations of Smith street and of Colborne street between Smith and Notre-Dame streets required in connection with the subway under the Lachine Canal at Wellington Street and to defray the cost of such expropriations out of the loan fund, without referendum. Certain expropriations authorized.

However, the expropriation proceedings shall be taken only when the construction of the Wellington Street tunnel is entirely completed. Restriction.

**71.** The immoveable known and designated on the plan and book of reference of the official cadastre of Bourget, bearing the civic number 4047, Papineau Street, and bearing the cadastral number 1139, division No. 1, at present owned by J. L. Gravel, shall not be bound to pay the special real estate tax to which he is liable as owner of the property bordering on the lanes running along the said immoveable; and the provisions of section 419b of the act 62 Victoria, chapter 58, as replaced by the act 22 George V, chapter 105, section 31, shall not apply to this immoveable. Certain immoveable exempted from special real estate tax.

The city of Montreal is authorized to prepare a new assessment roll and to assess the amount claimed from J. L. Gravel upon the other property-owners bordering on such lanes, each one for his share. Preparation of new assessment roll authorized.

**72.** The following deeds, resolutions and by-laws are declared to be legal and valid: Validation of deeds, etc.

*a.* Deed of exchange between the city of Montreal and Dame Isobel Deborah Mathews, widow of the late Thomas Anderson Trenholme, Miss Ellen Mathilda Trenholme, *et al es qual.*, passed before Jean Baudouin, notary public, on the 15th of June, 1921, under the number 9016 of the minutes of his repertory;

*b.* Deed of sale by the city of Montreal to the Montreal Catholic School Commission, passed before Jean Baudouin, notary public, on the 2nd of August, 1930, under the number 12116 of the minutes of his repertory;

*c.* Deed of sale by the *Communauté des Frères de la Charité de Saint-Vincent de Paul de Montréal* to the city of Montreal, passed before Jean Baudouin, notary public, on the 15th of September, 1930, under the number 12162 of the minutes of his repertory;

*d.* Deed of cession by The Royal Institution for the Advancement of Learning to the city of Montreal, passed before Jean Baudouin, notary public, on the 25th of October, 1930, under the number 12224 of the minutes of his repertory;

*e.* Sale and transfer by the city of Montreal to Douglas Ford, passed before Jean Baudouin, notary public, on the 25th of October, 1930, under the number 12226 of the minutes of his repertory;

*f.* Agreement between the city of Montreal and the Montreal Tramways Company, passed before Jean Baudouin, notary public, on the 10th of February, 1931, under the number 12348 of the minutes of his repertory;

*g.* Deed of cession by the city of Montreal to Mrs. Azilda Verdun, wife of Chéri Gagné, passed before Jean Baudouin, notary public, on the 14th of July, 1931, under the number 12525 of the minutes of his repertory;

*h.* Deed of cession by the city of Montreal to the Montreal Catholic School Commission, passed before Jean Baudouin, notary public, on the 14th of July, 1931, under the number 12526 of the minutes of his repertory;

*i.* Deed of donation by the Royal Trust Company to the city of Montreal, passed before Jean Baudouin, notary public, on the 18th of August, 1931, under the number 12575 of the minutes of his repertory;

*j.* Deed of exchange between the city of Montreal and John Hoolahan and John Hoolahan Construction Company, Limited, passed before Jean Baudouin, notary public, on the 16th of October, 1931, under the number 12639 of the minutes of his repertory;

Notwithstanding the terms of the said deed the said John Hoolahan and John Hoolahan Construction Company, Limited, become absolute owners of lot 175, subdivision 801, of the parish of Montreal;

*k.* Deed of sale by the city of Montreal to the Montreal Catholic School Commission, passed before Jean Baudouin, notary public, on the 23rd of December, 1931, under the number 12707 of the minutes of his repertory;

*l.* The resolution of the council dated the 30th of March, 1931, appointing Mr. Fernand Dufresne, Director of the Police Department during good conduct, and giving him the right to the pension provided for by section 477 of the act 62 Victoria, chapter 58, and its amendments;

*m.* The resolution of the council dated the 29th of April, 1931, recommending that the city subscribe to the work of constructing a national basilica on the Gaspé peninsula a sum of twenty-five thousand dollars payable in five yearly

instalments, the first instalment to be paid on demand and the sum of five thousand dollars required for this purpose, to be, if the first instalment is made during the course of the current year, deducted from the credits voted for the administration of the city of Montreal;

*n.* The resolution of the council dated the 31st of July, 1931, amending the resolution of the council passed on the 8th of June, 1931, exempting from the payment of the cost of the expropriation of 6th Avenue, to the north of Bellechasse street, the owners who have ceded and who will cede gratuitously to the city the land necessary for the opening of the said part of 6th Avenue.

**73.** This act shall come into force on the day of its <sup>Coming into</sup> sanction. <sub>force.</sub>

