



CHAPTER 19

An Act to amend the acts respecting the organization of Departments

[Assented to, the 11th of March, 1931]

HIS MAJESTY, with the advice and consent of the
Legislative Council and of the Legislative Assembly
of Quebec, enacts as follows:

1. Section 66 of the Legislature Act (Revised Statutes, R.S., c. 3, 1925, chapter 3), as amended by the acts 17 George V, s. 66, am. chapter 13, section 3, and 18 George V, chapter 12, section 3, is again amended by replacing subsection 1 thereof by the following:

“**66.** 1. Nothing in section 65 shall, however, disqualify, Exception as regards Executive Councillors, etc. by reason of the salary, fees or emoluments received in such capacity, the Prime Minister, the Attorney-General, the Provincial Secretary, the Provincial Treasurer, the Minister of Lands and Forests, the Minister of Colonization, Game and Fisheries, the Minister of Agriculture, the Minister of Roads, the Minister of Public Works, the Minister of Labour, or any other member of the Executive Council, from being appointed a legislative councillor, or sitting or voting as such, or shall render any of them ineligible or disqualified to sit or vote as a member of the Legislative Assembly.”

2. Section 5 of the Executive Power Act (Revised Statutes, 1925, chapter 6), as amended by the act 20 George V, chapter 19, section 1, is again amended by replacing paragraph 8 thereof by the following paragraphs:

“8. A Minister of Public Works;

“9. A Minister of Labour.”

R.S., c. 13,
s. 2, am.

3. Section 2 of the Public Department Act (Revised Statutes, 1925, chapter 13), as amended by the act 20 George V, chapter 19, section 3, is again amended:

a. By replacing paragraph 9 thereof by the following:

“9. The Department of Public Works, presided over by the Minister of Public Works;”;

b. By adding thereto, after paragraph 11 thereof, the following paragraph:

“12. The Department of Labour, presided over by the Minister of Labour.”

R.S., c. 94.
replaced.

4. Chapter 94 of the Revised Statutes, 1925, is replaced by the following:

“CHAPTER 94

“AN ACT RESPECTING THE DEPARTMENT OF PUBLIC WORKS

Short title. “**1.** This act may be cited as the *Public Works Department Act*.”

“DIVISION I

“MINISTER AND HIS FUNCTIONS

Administra-
tion of De-
partment.

“**2.** The Minister of Public Works, in this act called the “Minister”, shall have the administration and direction of the Department of Public Works.

Documents
binding only
when signed
and counter-
signed.

“**3.** No deed, contract, document or writing shall be binding upon the Department, or held to be the act of the Minister, unless signed by him or by the Deputy-Minister.

Functions,
powers and
duties of
Minister.

“**4.** The functions, powers and duties of the Minister shall be the following:

1. He has the management, custody and control of all public works, immoveables and public buildings belonging to the Province, and all buildings destined for the residence of the Lieutenant-Governor or for offices for the public departments;

2. He provides for the interior disposition and for the furnishing of such public buildings;

3. He exercises control over the property of all railways built or subsidized by the Government in virtue of provincial laws, and over the works connected therewith and dependencies thereof;

4. He has the management and control of the construction, maintenance and repair of the public buildings, bridges, roads, drainage or other public works in process of construction or maintained wholly or in part at the expense of the Province;

5. He further has control over all other works undertaken at the expense of the Province and all immoveables acquired by the Government of the Province, which the Lieutenant-Governor in Council declares by proclamation to be subject to the provisions of this act;

6. He has the supervision and control of the Provincial Fire Commissioner and of his officers.

“5. The Minister shall submit to the Legislature, within ten days after the opening of each session thereof, a detailed report of his proceedings. Annual report to Legislature.

“DIVISION II

“STAFF OF THE DEPARTMENT

“6. 1. The Lieutenant-Governor in Council shall appoint a Deputy-Minister of Public Works. Deputy-Minister.

Under the direction and authority of the Minister, the Deputy-Minister has the supervision of the other officers, employees, messengers and servants; he has the general control of the affairs of the Department and he exercises the other powers and duties assigned to him by the Lieutenant-Governor in Council. Duties and powers.

The orders of the Deputy-Minister must be carried out in the same manner as those of the Minister and his authority shall be deemed to be that of the head of the Department, so that he may validly affix his official signature and thereby give force and authority to any documents whatsoever which are or may be within the jurisdiction of the Department. Orders and signature.

He may suspend any employee of the Department who refuses or neglects to obey his orders or whose conduct he deems to be reprehensible; he shall report same to the head of the Department. Suspension of employees.

2. The Lieutenant-Governor in Council shall further appoint an engineer, a secretary and an accountant and all the other officers, clerks and messengers necessary for the proper administration of the Department. Engineer and other officers.

Such officers, to each of whom the Lieutenant-Governor in Council shall assign his duties, shall hold office during pleasure. Tenure of office.

3. He may also, from time to time, appoint outside of the Department, as many engineers, superintendents of works Officers outside Department.

and other officers as he may deem necessary for the efficiency of the service in the various branches of the Department, and may remove them from office at pleasure.

Assignment of other duties to officers.

“**7.** The duties of the officers and clerks of the Department, not expressly regulated by law or by the Lieutenant-Governor in Council, shall be assigned to them by the Minister.

Duties of secretary.

“**8.** Unless otherwise directed by the Minister, the secretary shall:

1. Conduct, under the direction of the Minister, the correspondence of the Department;

2. Keep a regular register of such correspondence, and classify the same in such manner as to be able easily to refer thereto;

3. Prepare the reports;

4. Keep separate accounts for each public work, property and building;

5. Keep proper accounts with each contractor, superintendent of works, or other person employed by the Department;

6. Prepare certificates upon which any warrant is to issue;

7. Keep under his charge all reports, plans, maps, contracts, estimates, titles, models and other articles and documents, relating to such public work, property or building;

8. Keep minutes of all proceedings of the Department;

9. Perform generally all such acts concerning the business of the Department, which he may be directed by the Minister to perform.

Authenticity of certified copies.

“**9.** A copy of any document in the custody and charge of the secretary, certified by the Minister or the Deputy-Minister as a true copy, shall be authentic and shall have the same legal effect as the original in any court of justice.

Duties of engineer-director.

“**10.** The engineer-director of works shall prepare maps, plans and specifications for all public works which are about to be constructed, altered or repaired by the Department; report for the information of the Minister on any question relating to public works which may be submitted to him; examine and revise the plans, estimates and recommendations of other engineers and officers in connection with the Department, and generally advise the Department on all engineering questions affecting the public works of the Province.

"DIVISION III

"DUTIES OF OFFICERS, OF CERTAIN PERSONS AND CORPORATIONS
RESPECTING THE DEPARTMENT

"11. The Lieutenant-Governor may, at any time, require any person or corporation, having the possession or custody of any maps, plans, specifications, estimates, reports, or other papers, books, drawings, instruments, models, contracts, documents, or records, not being private property, and relating to any public work, building or property, which is now or which may hereafter be placed under the control of the Department, to deliver the same to the secretary; and may also place in his possession and custody, for the use of the Minister, all instruments, books, drawings, models or documents relating to the objects for which the Minister is appointed, and which are required for the better attainment of the ends of this act as well as every act the carrying out of which shall be in the charge of the Minister."

Delivery of
plans, etc.,
to Depart-
ment.

5. Section 2 of the Public Works Act (Revised Statutes, R.S., c. 95, 1925, chapter 95) is amended by striking out the words: "and Labour", in the first line thereof.

6. The Revised Statutes, 1925, are amended by inserting therein, after chapter 95 thereof, the following chapter:

R.S., c. 95A,
added.

"CHAPTER 95A

"AN ACT RESPECTING THE DEPARTMENT OF LABOUR

"1. This act may be cited as the *Labour Department Act*. Short title.

"DIVISION I

"MINISTER AND HIS FUNCTIONS

"2. The Minister of Labour, in this act called the "Minister", shall have the administration and direction of the Department of Labour.

Administra-
tion of De-
partment.

"3. 1. No deed, contract, document or writing shall be binding upon the Department, or held to be the act of the Minister, unless signed by him or by the Deputy-Minister.

Documents
signed and
counter-
signed.

2. A copy of any document forming part of the archives of the Department, certified by the Minister or the Deputy-Minister as a true copy, shall be authentic and shall have the same legal effect as the original in any court of justice.

Authenti-
city of certi-
fied copies.

Functions,
powers and
duties of
Minister.

“4. The functions, powers and duties of the Minister shall be the following:

1. He institutes and controls inquiries into important industrial questions as well as into labour conditions, and may collect statistics relating thereto, and transmit the same to the Quebec Bureau of Statistics;

2. He has charge of the carrying out of any acts respecting: riots near public works; disputes between employers and employees; municipal strikes and lockouts; employment bureaus; minimum wages for women; safety in public buildings; inspection of scaffolding; protection of the public from fire; installation of lightning-rods; safety and inspection of industrial establishments; stationary engineers; weekly day of rest for industrial employees; labour accidents; Workmen’s Compensation Commission, and, generally, everything concerning artisans, workmen, and day and manual laborers.

Annual re-
port to
Legislature.

“5. The Minister shall submit to the Legislature, within ten days after the opening of each session thereof, a detailed report of his proceedings.

“DIVISION II

“STAFF OF THE DEPARTMENT

Deputy-
Minister.

“6. The Lieutenant-Governor in Council shall appoint a Deputy-Minister of Labour.

Secretary-
and other
officers.

He shall further appoint a secretary and all the other officers, clerks and messengers necessary for the proper administration of the Department.

Tenure of
office.

Such officers, to each of whom the Lieutenant-Governor in Council shall assign his duties, shall hold office during pleasure.

Officers out-
side Depart-
ment.

He may also, from time to time, appoint outside of the Department, as many other officers as he may deem necessary for the efficiency of the service in the various branches of the Department and may remove them from office at pleasure.

Assignment
of other
duties to
officers.

“7. The duties of the officers and clerks of the Department, not expressly regulated by law or by the Lieutenant-Governor in Council, shall be assigned to them by the Minister.

Duties of
secretary.

“8. Unless otherwise directed by the Minister, the secretary shall:

1. Conduct, under the direction of the Minister, the correspondence of the Department;
2. Keep a regular register of such correspondence and classify the same in such manner as to be able easily to refer thereto;
3. Prepare the reports;
4. Keep under his charge all records and archives of the Department;
5. Keep minutes of all proceedings of the Department;
6. Perform generally all such acts concerning the business of the Department, which he may be directed by the Minister to perform.

“DIVISION III

“DUTIES OF CERTAIN OFFICERS AND OF CERTAIN INSTITUTIONS RESPECTING THE DEPARTMENT

“9. Every public institution and public officer in this Province shall promptly answer official communications from the Department, and shall diligently endeavour to supply correct information on all questions submitted to them. Duty of certain institutions, etc. to furnish information.

Any such public officer or officer of any of the said institutions, refusing or wilfully neglecting to answer any questions or to furnish any information relating to the interest of artisans or manufactures, shall for every such offence incur a fine of twenty dollars, which shall be recoverable in the name of His Majesty, before any court of competent jurisdiction.” Penalty for officers refusing.

7. Section 2 of the Public Works Riot Act (Revised Statutes, 1925, chapter 96) is amended by striking out the words: “Public Works and”, in the first line thereof. R.S., c. 96, s. 2, am.

8. Section 2 of the Quebec Trade Disputes Act (Revised Statutes, 1925, chapter 97) is amended by striking out the words: “Public Works and”, in the first line thereof. R.S., s. 97, s. 2, am.

9. Section 2 of the Municipal Strike and Lock-out Act (Revised Statutes, 1925, chapter 98) is amended by replacing the words: “Public Works and Labour”, in the first line thereof, by the words: “Labour, in this act called the “Minister””, R.S., c. 98, s. 2, am.

10. Section 7 of the said act is amended by striking out the words: “of Public Works and Labour”, in the third line of subsection 1 thereof. Id., s. 7, am.

- R. S., c. 98,
s. 8, am. **11.** Section 8 of the said act is amended by striking out the words: "of Public Works and Labour", in the sixth line thereof.
- Id., s. 10,
am. **12.** Section 10 of the said act is amended:
 a. By striking out the words: "of Public Works and Labour", in the second line thereof;
 b. By striking out the words: "Public Works and", in the sixth line thereof.
- R. S., c. 99,
s. 3, am. **13.** Section 3 of the Employment Bureau Act (Revised Statutes, 1925, chapter 99) is amended by replacing the words: "Public Works and Labour", in the second line thereof, by the words: "Labour, in this act called the "Minister",".
- Id., s. 7, am. **14.** Section 7 of the said act is amended by striking out the words: "of Public Works and Labour", in the third and fourth lines of the first paragraph thereof.
- Id., s. 17,
am. **15.** Section 17 of the said act is amended by striking out the words: "Public Works and", in the first line thereof.
- R. S., c. 100,
s. 2, am. **16.** Section 2 of the Women's Minimum Wage Act (Revised Statutes, 1925, chapter 100), as amended by the act 16 George V, chapter 33, section 1, and replaced by the act 20 George V, chapter 46, section 1, is amended by replacing the words: "Public Works and Labour", in the second and third lines thereof, by the words: "Labour, in this act called "the Minister",".
- Id., s. 13,
am. **17.** Section 13 of the said act is amended by striking out the words: "Public Works and", in the first line thereof.
- R. S., c. 176,
s. 10, am. **18.** Section 10 of the Public Building Safety Act (Revised Statutes, 1925, chapter 176) is amended:
 a. By striking out the words: "Public Works and", in the sixth line of subsection 2 thereof;
 b. By striking out the words: "Public Works and", in the first line of the last paragraph thereof.
- Id., s. 36,
am. **19.** Section 36 of the said act is amended by striking out the words: "Public Works and", in the first and second lines of subsection 2 thereof.
- Id., s. 42,
am. **20.** Section 42 of the said act is amended by striking out the words: "Public Works and", in the second line thereof.

21. Section 4 of the Scaffolding Inspection Act (Revised R. S., c. 177, Statutes, 1925, chapter 177) is amended by striking out ^{s. 4, am.} the words: "Public Works and", in the second line thereof.

22. Section 2 of the Public Fire Protection Act (Re-R. S., c. 178, revised Statutes, 1925, chapter 178), as enacted by the act ^{s. 2, am.} 18 George V, chapter 62, section 1, is amended by striking out the words: "Public Works and", in the first and second lines of paragraph 4 thereof.

23. Section 2 of the Lightning Road Act (Revised R. S., c. Statutes, 1925, chapter 178A, as enacted by the act 18 ^{178A, s. 2, am.} George V, chapter 63, section 1), is amended by striking out the words: "Public Works and", in the first and second lines of paragraph 2 thereof.

24. Section 4 of the Fire Prevention Act (Revised R. S., c. 180, Statutes, 1925, chapter 180), as amended by the acts 17 ^{s. 4, am.} George V, chapter 53, section 2, and 18 George V, chapter 65, section 2, is again amended by striking out the words: "and Labour", in the third line of the first paragraph thereof.

25. Section 6b of the said act, as enacted by the act ^{Id., s. 6b, am.} 18 George V, chapter 65, section 3, is amended by striking out the words: "and Labour", in the first line thereof.

26. Section 7 of the said act is amended by striking ^{Id., s. 7, am.} out the words: "and Labour", in the second line thereof.

27. Section 2 of the Industrial Establishments Act ^{R. S., c. 182, (Revised Statutes, 1925, chapter 182) is amended by} ^{s. 2, am.} striking out the words: "Public Works and", in the second line of paragraph 6 thereof.

28. Section 2 of the Stationary Engineers' Act (Re-R. S., c. 184, revised Statutes, 1925, chapter 184) is amended by striking ^{s. 2, am.} out the words: "Public Works and", in the first and second lines of paragraph 3 thereof.

29. Section 18 of the Professional Syndicates' Act ^{R. S., c. 255, (Revised Statutes, 1925, chapter 255) is amended by} ^{s. 18, am.} striking out the words: "Public Works and", in the fourth and fifth lines of the second paragraph thereof.

30. Section 2 of the Workmen's Compensation Act ^{R. S., c. 274, (Revised Statutes, 1925, chapter 274, as enacted by the} ^{s. 2, am.}

act 18 George V, chapter 79) is amended by striking out the words: "Public Works and", in the first and second lines of paragraph 2 thereof.

R. S., c. 275, s. 3, am. **31.** Section 3 of the Workmen's Compensation Commission Act (Revised Statutes, 1925, chapter 275, as enacted by the act 18 George V, chapter 80) is amended by striking out the words: "Public Works and", in the second line thereof.

Id., s. 9, am. **32.** Section 9 of the said act is amended by striking out the words: "Public Works and", in the second and third lines of subsection 2 thereof.

Employment continued. **33.** The present officers of the Department of Public Works and Labour may, without any further appointment, continue in their employment, or may be transferred to other positions in the Department of Labour created by this act, or be required to exercise their functions in one or several departments, as it may please the Lieutenant-Governor in Council.

Interpretation. **34.** In any act, proclamation, order-in-council adopted and in any contract in writing or document whatsoever made before the coming into force of this act, wherein the words and expressions "Minister of Public Works and Labour", "Deputy-Minister of Public Works and Labour" and "Department of Public Works and Labour" appear, such words and expressions signify and mean, respectively, the "Minister of Public Works", "Deputy-Minister of Public Works", "Department of Public Works", "Department of Public Works", or, respectively, "Minister of Labour", "Deputy-Minister of Labour", "Department of Labour", according as such act, proclamation, order-in-council, contract in writing or document relates to a matter or thing within the jurisdiction of the Minister of Public Works or Minister of Labour.

Coming into force. **35.** This act shall come into force upon such date as it may please the Lieutenant-Governor in Council to fix by proclamation.