



## CHAPTER 135

### An Act to incorporate the Montreal & North-Western Railway

[Assented to, the 4th of April, 1931]

**W**HEREAS it is in the general interest of Canada and Preamble.  
the particular interest of the Province of Quebec  
that a railway line be constructed to unite the western  
mining, agricultural and timber districts of the Province of  
Quebec, in the electoral district of Abitibi, with the railway  
systems established in the electoral districts of Labelle,  
Papineau and Hull, by the most direct and practical route;

Whereas Jacques Hébert, stockbroker, Errol Languedoc,  
advocate and King's Counsel, and William Bayliss, agent,  
all of the city of Montreal, have, by their petition, re-  
presented that they are willing and prepared to construct,  
equip, maintain and operate a railway on the said territory;

Whereas it is expedient to grant the prayer of the said  
petitioners;

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

**1.** The said petitioners and all others who shall here-  
after become shareholders in the company are hereby Incorporation.  
constituted and declared to be a corporation under the  
name of "Montreal & North-Western Railway". Name.

**2.** The persons above named shall be the provisional Provisional  
directors of the said company. directors.

**3.** The capital stock of the company shall be divided Capital  
into twenty thousand shares having no nominal or par stock.  
value and may be increased in the manner determined by

Beginning of operations. paragraph 27 of section 9 of chapter 230 of the Revised Statutes of 1925; and the capital necessary to begin operations shall be one hundred thousand dollars.

Head office. **4.** The head office of the company shall be at the city of Montreal or at any other place within the Province of Quebec which may from time to time be decreed by resolution of the board of directors.

Annual meeting. **5.** The annual meeting of the shareholders shall be held on the first juridical Monday of the month of April, or at such other date as may be fixed from time to time by the board of directors.

Directors. **6.** The number of directors shall not be less than three nor more than fifteen, the majority of whom shall form a quorum.

Place of meeting. **7.** The board of directors may meet at any place in the Province of Quebec which it may from time to time designate by resolution. The directors may from time to time, by by-law, delegate such of their powers as they may deem advisable to an executive committee consisting of not less than three members of the board of directors of the company.

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

Organization meeting. **9.** All notices of general or special meetings of the shareholders of the company shall be in writing, specifying the date, hour, place and object of the meeting. Such notices shall be signed by the secretary or any other person designated by the directors, as the case may be, and sent by mail or otherwise to the last address given by each shareholder of the company, at least six days before the meeting.

Notices of meeting. **10.** The company may lay out, construct, equip and operate a single or double track railway with necessary side tracks and switches to be operated wholly or partly by

Route, etc., of railway.

steam, electricity or other power, starting from a point at or near the town of Amos or the town of Rouyn or from both places, in the electoral districts of Abitibi and Temiscamingue, in the Province of Quebec, and extending from Amos in a southeasterly direction through the townships of Figuery, LaMothe, LaCorne, Varsan, Dubuisson and Bourlamaque, in the electoral district of Abitibi, and Sabourin, Marias and Granet, in the electoral district of Temiscamingue, and from Rouyn, crossing the townships of Rouyn and Joanne, in the electoral district of Témiscamingue, and the townships of Bousquet, Cadillac, Malartic, Fournière, Varsan, Dubuisson and Bourlamaque, in the electoral district of Abitibi, and of Sabourin, Marias and Granet, in the electoral district of Témiscamingue; thence, through the non-organized lands in the northern part of the electoral district of Pontiac, and thence, through the townships of Mitchell and Baskatong, in the electoral district of Hull, and Major, Front-Brun, Gravel, Décarie, Pope or Wurtele, and Campbell, in the electoral district of Labelle, by the most direct and feasible route to a point of connection with the existing lines of railway at or near Mont Laurier, in the said electoral district.

Also the company may lay out, construct, equip and <sup>Branch.</sup> operate a branch of the above line of railway from a point in the township of Mitchell, near the crossing of the Gatineau River, in a southerly direction through the townships of Lytton and Egan, in the electoral district of Hull, to a point of junction with the existing railway at or near Maniwaki, in the electoral district of Hull, and further may build and operate an extension of the main line, as <sup>Extension.</sup> described above, from a point at or near Mont Laurier, through the electoral district of Labelle, by the most direct and feasible route to a junction with the existing railway at or near the village of Saint-Rémi in the township of Amherst, in the aforesaid electoral district of Labelle.

All the material to be used in the construction of the said <sup>Canadian</sup> railway and its branches shall, whenever possible, be of <sup>material.</sup> Canadian origin.

**11.** The company may build branch lines or extensions <sup>Branch</sup> from any point on these main lines provided that, except <sup>lines.</sup> for the purposes of connection with another railway, any such branch lines or extensions do not exceed in length fifty miles.

**12.** Securities may be issued by the company, not to <sup>Issue of se-</sup> exceed fifty thousand dollars per mile of the railway and <sup>curities.</sup>

branches, and shall be issued only in proportion to the length of railway and branches constructed or under contract to be constructed.

Additional powers.

**13.** The company may, in the same territory:

*a.* For the purposes of its undertakings, construct and operate branch lines as the directors of the company may deem expedient;

*b.* For the purposes of its undertakings only, construct and operate telegraph and telephone lines within the said limits;

*c.* Acquire, hold, lease, utilize, alienate, or convey all moveable or immoveable property it may deem useful for the needs of the undertakings or operations it is authorized to carry on;

*d.* In connection with its railway and for the purposes thereof, build, acquire and lease any buildings for hotels, restaurants and houses of public entertainment at such points or places along its lines of railway as it deems advisable; carry on such business in connection therewith as may be necessary or expedient for the comfort or convenience of travellers, and lease such buildings or any parts thereof for any such purposes;

*e.* For the purposes of its undertakings, construct, acquire, charter and navigate steam and other vessels for the conveyance of passengers, goods and merchandise; and construct, acquire and dispose of wharves, docks, elevators, warehouses, offices or other structures to be used to facilitate the carrying on of business in connection therewith, and carry on the business of warehousemen and wharfingers, and charge wharfage and other dues for the use of any such property;

*f.* Acquire by permit, lease, purchase or otherwise all rights in patents, inventions, processes and options for facilitating the carrying out of the objects the company has in view and dispose of the same;

*g.* Acquire, lease, hold, use and operate, and dispose of the works or undertakings, in whole or in part, and exercise the charter rights and franchises, privileges and other rights of any company, any of whose powers are within the scope of those of the company, and amalgamate and consolidate with any such company, and exercise the powers, franchises, rights and privileges of such company under its own name or the name of such company, in the territory where such company or this company is authorized to carry on its operation.

**14.** The directors may issue, as paid-up stock, shares of the capital stock of the company in payment of and for all or any of the businesses, franchises, undertakings, properties, rights, powers, privileges, letters patent, contracts, real estate, stock and assets, and other property of any person, company or municipal corporation, which the company may lawfully acquire in virtue of this act, and may allot and hand over such shares to any such person, company or corporation or to its shareholders, and issue, as paid-up and non-assessable stock, shares of the capital stock of the company, and allot and hand over the same in payment for right-of-way, lands, rights, plant, property, letters patent of invention, rolling stock or materials of any kind, or services rendered to the company; and any such issue and allotment of stock shall be binding on the company, and such stock shall not be assessable for calls, nor shall the holders thereof be liable in any way therein; and the company may pay for any such property or services rendered to the company wholly or partly in paid-up shares or wholly or partly in debentures, as the directors may deem proper.

Issue of capital stock.

**15.** Section 179 of the Quebec Railway Act (Revised Statutes, 1925, chapter 230) shall not apply to the company.

Provisions not applicable.

**16.** Section 180 of the said Quebec Railway Act is replaced, for the company, by the following:

R. S., c. 230, s. 180, replaced for the company. Delay for construction, etc.

**“180.** If the construction of the railway is not commenced within three years after the granting of the charter, or if the railway be not finished and put in operation within ten years from the granting of such charter; the powers of the company shall cease and be null and void as respects so much of the said railway as then remains uncompleted.”

**17.** The company may build its railway by sections and in such order as it may deem suitable.

May build by sections.

**18.** The provisions of the Revised Statutes, 1925, respecting railways, and their amendments, shall apply to this company, except in cases of derogation therefrom by this act.

Provisions applicable.

**19.** The company shall have the power to enter into agreements:

Power to enter into certain agreements.

a. With the Abitibi Southern or any other railway company for the acquirement by outright purchase, exchange

of securities, or otherwise, of all or any of the rights, privileges, contracts, or other assets with which such railway company may be vested or to which it may be entitled by law;

b. With any other railway company for the passing of its cars and running of its trains over any line or railway which its own line may join, as well as for the running of the trains of any other company over its own line;

c. With any other railway company for facilitating connections between its railway and any other railway;

d. With any municipal corporations in the electoral districts of Hull, Abitibi, Pontiac, Temiscamingue, Labelle, Argenteuil and Papineau, for the building and maintenance of bridges across rivers and streams to be used by train, vehicular or pedestrian traffic, with full power to settle the manner and building of such bridges, the apportionment of the cost of same, and generally to make any and all contracts which municipal corporations may lawfully enter into. The plans of such bridges shall be submitted to the Quebec Public Service Commission for approval.

Power to receive, etc., property, etc.

**20.** The company may receive, as aid in the construction or carrying on of the works or operations authorized by this act, any lands, properties, sums of money or debentures and may alienate and dispose thereof in promoting any of the affairs, businesses or operations of the company, and the company may receive exemptions from taxation and all other exemptions granted by municipal corporations under the laws governing them.

Coming into force.

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