



CHAPTER 112

An Act to amend the acts respecting the city of Hull

[Assented to, the 20th of March, 1930]

WHEREAS the city of Hull has, by its petition, prayed Preamble
that an act be passed to amend its charter and it is
expedient to grant its prayer;

Whereas, on the seventh of August, 1911, the city of Hull made a gift, before F. A. Labelle, notary public, to the community of the Reverend Sisters of Providence, having its chief seat in the city of Montreal, of a property of the city of Hull, known as lot two hundred and nineteen "D" of Ward No. 5 of the city of Hull, on the official cadastre and book of reference;

Whereas doubts have arisen as to the legality of said gift;

Whereas in the eleventh paragraph of the said deed of gift, it was covenanted that if the party of the second party so desired, an application would be made to the Legislature to confirm the said deed, so far as need be;

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

1. Section 18 of the act 56 Victoria, chapter 52, as ^{56 Vict., c.} amended by the act 61 Victoria, chapter 56, section 3, is ^{52, s. 18, re-} replaced by the following:

"18. The following persons cannot be elected mayor or Persons un-
alderman, nor perform the duties thereof, nor be appointed able to hold
to or fill municipal offices: municipal
office.

1. Minors;
2. Persons in holy orders, and the ministers of any religious denomination;
3. Members of the Privy Council;

4. The judges or magistrates receiving emoluments from the Federal or Local Governments or from the city;
5. Officers or men of the police force;
6. Keepers of taverns, hotels or licensed liquor sellers;
7. Whosoever receives any pecuniary allowances or other consideration from the corporation for his services, or who has, directly or indirectly, any contract with the corporation, except as provided in the preceding section;
8. Whosoever has not paid all his municipal dues to the first of May immediately preceding the election, with the exception of such amounts as may have to be made up, owing to involuntary error or omission;
9. Aliens;
10. Any person convicted of treason or felony by any court of justice;
11. Persons who are responsible for moneys belonging to the city, or who are sureties for any employee of the council."

56 Vict., c. 52, s. 24, replaced.

2. Section 24 of the act 56 Victoria, chapter 52, as amended by the act 8 Edward VII, chapter 88, section 7, is replaced by the following:

Voting in all wards at once for mayor.
Voting for aldermen.

"24. When a poll has been granted for the election of mayor, the election shall be held in all the wards at once, and, if the poll is granted for the election of an alderman, the voting shall take place in the ward for which a poll has been granted.

Holding of election.

The voting for the election of the mayor and aldermen takes place on one and the same day, that is to say the Monday following the nomination of the candidates as aforesaid, or the following day, if such Monday be a non-judicial day, and at the place and before the deputy returning-officers appointed in the manner above set forth.

Voting hours.

The poll shall be opened at the hour of nine in the morning and be closed at six in the afternoon."

56 Vict., c. 52, s. 360, replaced.

3. Section 360 of the act 56 Victoria, chapter 52, is replaced by the following:

Effect of sale.

"360. Such sale has the same effect as a sale by authority of justice.

Transfer of rights.

It transfers to the adjudicatary all the rights of the original owner and frees the immoveable from any privilege or hypothec with which it was burdened, except the right to special taxes not yet due imposed on the immoveable, the right to constituted ground rents, seigniorial dues and the rents replacing same, school taxes or assess-

ments and also the rights of trustees for the amount of any assessment imposed on such immoveable to pay the cost of construction or repair of a church, vestry, presbytery or cemetery. But arrears of the above-mentioned rents, taxes or assessments, become due before the sale, are discharged by the sale, unless there be deposited in the office of the council, at least eight days before the sale, a certified statement of such arrears, taxes or assessments.

The registration of the deed of sale shall effect the registration of the registration of the privileges and hypothecs registered against the immoveable which are extinguished by the sale.” ^{Registration effects radiation.}

4. The contract in connection with the title to the property, entered into between the city of Hull and the Community of the Sisters of Providence, on the 7th of August, 1911, before F. A. Labelle, notary public, under number thirteen thousand six hundred and seventy-four of his repertory, is hereby ratified and confirmed. ^{Contract ratified.}

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