



CHAPTER 18

An Act to amend the Public Service Commission Act

[Assented to, the 4th of April, 1929]

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

1. Section 2 of the Public Service Commission Act R.S., c. 17, (Revised Statutes, 1925, chapter 17) as replaced by section s. 2, am. 1 of the act 16 George V, chapter 16, is amended by replacing paragraph *c* of subsection 2 thereof by the following:

“*c.* for the conveyance of passengers or goods, over the Autobus, public roads, by autobus, taxi or delivery car, as defined in etc. section 2 of the Motor Vehicle Act (Chap. 35), subject to the exceptions mentioned in paragraphs *b*, *c*, *d* and *e* of subsection 2 of section 28; or”.

2. Subsection 2 of section 28 of the said act, as enacted R. S., c. 17, by the act 16 George V, chapter 16, section 6, is replaced s. 28, am. by the following:

“2. Subsection 1 of this section shall not apply in the following cases: Provisions not applicable in certain cases.

a. When a public service already doing business in one section of a city, town or other local municipality, desires to render the same service to the rest or to another part of such municipality, and, for such purpose, desires to enlarge or extend its plant or system;

b. In the case of conveyance of passengers by taxi, at so much for the trip or at so much per day;

c. In the case of conveyance of passengers by taxi, at so much per head, when the distance travelled is less than fifteen miles;

d. In the case of conveyance of passengers by autobus, when the distance travelled is less than three miles;

e. In the case of conveyance of passengers by an autobus or taxi owned by a hotel-keeper and used by him solely for the conveyance of the travellers who patronize his hotel, between such hotel and a station or landing-place, within the same locality or in a neighbouring locality."

R.S., c. 17,
s. 29, am.

3. Section 29 of the said act is amended by replacing paragraph *d* of subsection 1 thereof by the following:

Cutting, etc.
of trees.

"*d.* No public service shall cut down or mutilate any tree, sapling, shrub or underwood except in accordance with the provisions of the Tree Protection Act (Chap. 264A) as enacted by the act 19 George V, chapter 71."

R.S., c. 17,
s. 30, am.

4. Section 30 of the said act, as replaced by the act 16 George V, chapter 16, section 7, is amended:

a. By replacing subsection 1 thereof by the following:

Formalities
governing
application
for autobus
service, etc.

"**30.** 1. The application by any public service mentioned in paragraph *c* of subsection 2 of section 2, for the authorization required by section 28, must give the description, weight and capacity of each one of the automobiles that it is proposed to employ, indicate the locality in which such conveyance is to be carried on, and the time-table it is proposed to follow in the case of a regular service, the rates proposed to be charged, the security offered to compensate the public for any damage that may be caused, and, as to its civil status and solvency, shall furnish any information that may be required by the Commission.";

b. By replacing subsection 3 thereof by the following:

Granting of
authoriza-
tion by
order.

"3. When the Commission grants the authorization applied for, it shall do so by an order indicating the manner in which the conveyance shall be effected, and, if any there be, the route and time-table to be followed, the description, number, weight, and capacity of automobiles to be employed, the security to be furnished, and the tariff of fares and rates to be charged by the carrier. Whenever

Time-table.

a time-table has been prescribed, it must be posted up in the car to which it applies, and must be followed so that there shall be no departure from any locality before the time indicated in such time-table. No such time-table, route, security or tariff may thereafter be varied, nor any such car replaced by the carrier without the permission of the Commission or unless obliged so to do by an order of the Commission. A copy of each order shall be furnished by the Commission to the Comptroller of Provincial

Copy of
order.

Revenue, and to the Roads Department, at Quebec, as soon as given."

5. The said act is amended by inserting therein, after section 30 thereof, as enacted by the act 16 George V, chapter 16, section 7, the following section: R.S., c. 17, s. 30a, added.

"30a. 1. Whosoever,—

a. being bound to obtain the authorization of the Commission, conveys any passenger or goods, by automobile, over a public road, without having obtained such authorization; or

b. having the authorization of the Commission, conveys any passenger or goods over a public road otherwise than as prescribed by the order granting such authorization,—

Contraventions.

shall be guilty of an offence, and liable, in addition to the payment of the costs: for the first offence to a fine of twenty-five dollars; for the second offence to a fine of fifty dollars, and for the third or any other offence to a fine of one hundred dollars, and the cancellation of his driver's or chauffeur's license, the cancellation of the registration of the motor vehicle employed, and the confiscation of the registration markers of such motor vehicle; and in every case, on failure to pay the fine and costs, to imprisonment for not more than one month. Penalty.

2. An appeal shall lie from every judgment rendered in virtue of this section, in accordance with the provisions of Part II of the Quebec Summary Convictions Act (Chap. 165). Appeal.

6. This act shall come into force on the day of its sanction. Coming into force.