



CHAPTER 97

An Act to amend the charter of the city of Montreal

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

WHEREAS 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;

Whereas the town of Hampstead and the Village of Côte St. Luc have agreed to the widening of the St. Luc Road in accordance with the provisions of section 47 of this act; and

Whereas it is expedient to grant its prayer contained in the said petition;

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

1. Article 1 of the act 62 Victoria, chapter 58, as amended by the acts 63 Victoria, chapter 49, section 1; 3 Edward VII, chapter 62, section 1; 1 George V (2nd session), chapter 60, section 1; 4 George V, chapter 73, section 1, and 15 George V, chapter 92, section 1, is further amended by replacing paragraph "d" thereof by the following:

"(d). The words "director of the law department", ^{Definitions.} "director of the health department", "director of public works", "director of the police department", "director of the fire department", "director of the finance department", "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."

62 Vict., c. 58, s. 7, am. **2.** Article 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, and 16 George V, chapter 71, section 1, is further amended by replacing the boundaries of St. Lawrence, Crémazie, St. Louis, Prefontaine, St. Jean-Baptiste, Laurier, St. Denis and Rosemount Wards by the following:

"ST. LAWRENCE WARD.

"Starting from the intersection of the centre of Pine avenue and of Durocher street; thence following the centre of Durocher street to the centre of Sherbrooke street; thence following the centre of Sherbrooke street to the centre of City Councillors street; thence following the centre of City Councillors street to the centre of St. Catherine street; thence following the centre of St. Catherine street to the centre of St. Alexander street; thence following the centre of St. Alexander street to the centre of Craig street; thence following the centre of Craig street to the centre of St. Lawrence boulevard; thence following the centre of St. Lawrence boulevard to the centre of Pine avenue; thence following the centre of Pine avenue to the starting point."

"CREMAZIE WARD.

"Starting from the intersection of the centre of Sherbrooke street and of St. Lawrence boulevard; thence following the centre of St. Lawrence boulevard to the centre of Craig street; thence following the centre of Craig street to the centre of St. Denis street; thence following the centre of St. Denis street to the centre of the street running along the north side of St. Louis square; thence following the centre of the said street to the centre of Laval avenue; thence following the centre of Laval avenue to the centre of Sherbrooke street; thence following the centre of Sherbrooke street to the starting point."

“ST. LOUIS WARD.

“Starting from the intersection of the centre of Esplanade avenue and of Mount Royal avenue; thence following the centre of Esplanade avenue to the centre of Duluth avenue; thence following the centre of Duluth avenue to the centre of Park avenue; thence following the centre of Park avenue to the centre of Pine avenue; thence following the centre of Pine avenue to the centre of St. Lawrence boulevard; thence following the centre of St. Lawrence boulevard to the centre of Sherbrooke street; thence following the centre of Sherbrooke street to the centre of Laval avenue; thence following the centre of Laval avenue to the centre of the street running along the north side of St. Louis square; thence following the centre of the said street to the centre of St. Denis street; thence following the centre of St. Denis street to the centre of Duluth avenue; thence following the centre of Duluth avenue to the centre of St. Lawrence boulevard; thence following the centre of St. Lawrence boulevard to the centre of Mount Royal avenue; thence following the centre of Mount Royal avenue to the starting point.”

“PREFONTAINE WARD.

“Starting from the intersection of the centre of Nolan street and of the centre of the Canadian Pacific Railway track; thence following the centre of the Canadian Pacific Railway track to the centre of Ontario street; thence following the centre of Ontario street to the centre of Orléans avenue; thence following the centre of Orléans avenue to the centre of Lafèche street; thence following the centre of Lafèche street to the dividing line between Cadastral Nos. 18 and 184 of the incorporated Village of Hochelaga (former southwest limits of the city of Maisonneuve); thence following the said dividing line to the centre of Nolan street; thence following the centre of Nolan street to the starting point.”

“ST. JEAN-BAPTISTE WARD.

“Starting from the intersection of the centre of Mount Royal avenue and of St. Lawrence boulevard; thence following the centre of St. Lawrence boulevard to the centre of Duluth avenue; thence following the centre of Duluth avenue to the centre of Lafontaine Park street; thence following the centre of Lafontaine Park street to the centre of Rachel street; thence following the centre of

Rachel street to the centre of de Lanaudière street; thence following the centre of de Lanaudière street to the centre of Mount Royal avenue; thence following the centre of Mount Royal avenue to the starting point."

"LAURIER WARD.

"Starting from the intersection of the extension of the centre of Laurier avenue and the northeast limit of the city of Outremont; thence following the said limit to the centre of Mount Royal avenue; thence following the centre of Mount Royal avenue to the centre of St. Denis street; thence following the centre of St. Denis street to the centre of Laurier avenue; thence following the centre of Laurier avenue to the starting point."

"ST. DENIS WARD.

"Starting from the intersection of the centre of Henri-Julien avenue and of the centre of the Canadian Pacific Railway track; thence following the centre of Henri-Julien avenue to the centre of Laurier avenue; thence following the centre of Laurier avenue to the centre of St. Denis street; thence following the centre of St. Denis street to the centre of Mount Royal avenue; thence following the centre of Mount Royal avenue to the centre of de Lanaudière street; thence following the centre of de Lanaudière street to the centre of the Canadian Pacific Railway track; thence following the centre of the Canadian Pacific Railway track to the starting point."

"ROSEMOUNT WARD.

"Starting from the intersection of the centre of Parthenais street and the northwest limit of the city; thence following the centre of Parthenais street to the centre of Augier street; thence following the centre of Augier street to the centre of Parthenais street; thence following the centre of Parthenais street to the centre of des Carrières street; thence following the centre of des Carrières street to the centre of des Erables street; thence following the centre of des Erables street to the centre of the Canadian Pacific Railway track; thence following the centre of the Canadian Pacific Railway track to the centre of Nolan street; thence following the centre of Nolan street to the dividing line between Cadastral Nos. 18 and 184 of the incorporated village of Hochelaga (former southwest limit of the city of Maisonneuve); thence following the

said dividing line to the centre of Laflèche street; thence following the centre of Laflèche street to the centre of Orléans avenue; thence following the centre of Orléans avenue to the centre of Armand street; thence following the centre of Armand street to the centre of Viau avenue; thence following the centre of Viau avenue to the centre of Masson street; thence following the centre of Masson street to the centre of 45th avenue; thence following the centre of 45th avenue to the northwest limits of the city of Montreal; thence following the said limits to the starting point."

The provisions of this section shall take effect only from the date of the general municipal elections to be held in the month of April, 1930. The Chairman of the Board of Assessors shall, however, prepare or cause to be prepared, under his direction, the voters' list which he is bound, by law, to transmit to the city clerk on the 1st of December, 1929, and, in so doing, shall take into account the new boundaries of St. Lawrence, Crémazie, St. Louis, Préfontaine, St. Jean Baptiste, Laurier, St. Denis, and Rosemount Wards.

3. Article 35a of the act 62 Victoria, chapter 58, as 62 Viet., c. 58, s. 35a, enacted by the act 4 George V, chapter 73, section 48, is replaced by the following:

"35a. The aldermen shall remain in office from the day they shall have taken their oath of office to the date of the election at which they are to be replaced, and not beyond such date. The mayor shall remain in office from the date he shall have taken his oath of office, until his successor has taken the oath of office required by law."

4. Article 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 as amended by the acts 12 George V, chapter 105, section 3, and 13 George V, chapter 91, section 4, and replaced by the act 18 George V, chapter 97, section 2, is again replaced by the following:

"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.

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 swearing in of their successors.

Leader.

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."

62 Vict., c.
58, s. 44a,
replaced.

5. Article 44a of the act 62 Victoria, chapter 58, as enacted by the act 1 George V (2nd session), chapter 60, section 5, and replaced by the act 5 George V, chapter 89, section 1, is again replaced by the following:

Voting by
companies,
etc.

"44a. Incorporated societies, owning one or more immoveables, as well as joint stock companies or corporations, may be entered on the voters' list and vote in the name of and through a representative of the society, company or corporation, as the case may be, duly authorized to that effect by a resolution, a copy whereof shall be filed with the city clerk on or before the 25th of November, and they may so vote in all the wards, where, in the case of said societies, they own taxable real estate, and, in the case of said companies or corporations, in all the wards where they pay taxes; provided such representative be a director or employee of the said society or of the said company or corporation, as the case may be, when authorized and when called upon to cast his vote. The said societies, or the said companies or corporations, as the may be, shall mention, in their applications to be entered on the voters' list, the wards where they own taxable real estate or where they pay taxes, as the case may be, and where they desire to exercise the right to vote.

Resolution.

The said resolution shall serve for the above purposes until it has been replaced by another resolution to the same effect, which shall be produced on the date above specified."

62 Vict., c.
58, s. 52, re-
placed.

6. Article 52 of the act 62 Victoria, chapter 58, is replaced by the following:

Subdivision
of wards

"52. The chairman of the board of assessors, in preparing the voters' list for each ward of the city, shall sub-

divide each ward into as many polling districts as he may deem necessary, each of such districts not to contain more than two hundred and fifty electors".

7. Article 54 of the act 62 Victoria, chapter 58, as replaced by the act 3 Edward VII, chapter 62, section 9, is again replaced by the following:

"54. He shall make, for each polling district, an alphabetical list of the electors qualified to be entered thereon, which he shall sign and certify under oath before a justice of the peace, as correct to the best of his knowledge and belief.

The clerk shall thereupon finally establish the polling districts and shall unite several polling districts, if required, in order that the number of qualified voters in each district shall not exceed two hundred and fifty."

8. Article 106 of the act 62 Victoria, chapter 58, is replaced by the following:

"106. When voting shall be necessary, the returning-officer or the election-clerk shall appoint by commission under his hand, as per form No. 9, a competent person to act as deputy returning-officer at each poll."

9. Article 125 of the act 62 Victoria, chapter 58, as replaced by the acts 1 George V (1st session), chapter 48, section 27, and 4 George V, chapter 73, section 6, is again replaced by the following:

"125. One or two compartments shall be made within the room, so arranged that each voter may be screened from observation, and so that he may mark his ballot without interference or interruption from any person whomsoever.

Each deputy returning-officer shall open the poll assigned to him at the hour of nine o'clock in the forenoon and shall keep the same open until seven o'clock in the evening.

He shall, during that time, receive, in the manner hereinafter prescribed, the votes of the electors duly qualified to vote at such poll and applying to vote thereat."

10. Article 144 of the act 62 Victoria, chapter 58, as replaced by the act 3 Edward VII, chapter 62, section 13, is again replaced by the following:

"144. Any person who is entitled to vote in the ward in which the election is being held and who has been appointed deputy returning-officer, poll-clerk, or polling

agent of one of the candidates, for a poll other than the one where he is entitled to vote, may, on request, obtain from the returning-officer or the election-clerk a certificate showing such right to vote and authorizing him to vote at the poll where he is employed, but he shall, before voting, make oath that he has not voted elsewhere and is duly qualified as required by law."

62 Viet., c. 58, s. 176a, replaced. **11.** Article 176a of the act 62 Victoria, chapter 58, as enacted by the act 5 George V, chapter 89, section 5, is replaced by the following:

Opening of ballot-boxes. **"176a.** The opening of the boxes, as regards the election of the mayor, may be required only on a sworn declaration by a candidate and an elector, to the effect that there is reason to believe that the returns transmitted to the city clerk are erroneous or fraudulent and do not correspond to the duplicates deposited in the boxes, and that the result of the election might thus be changed."

62 Viet., c. 58, s. 183, replaced. **12.** Article 183 of the act 62 Victoria, chapter 58, is replaced by the following:

Notice to candidates, etc. **"183.** The judge shall himself, immediately, give notice in writing, served upon the candidates and the returning-officer, in the usual manner or in any manner which he may order, of the day and hour when and the place where he will proceed to recount the votes and to make a final addition thereof, and shall summon and command the returning-officer and his election-clerk and order them to attend then and there with the parcels containing the ballot-papers used at the election, which command the returning-officer and his election-clerk shall obey, the whole in the most expeditious manner, so that in any event the recount may be held."

62 Viet., c. 58, s. 283, replaced. **13.** Article 283 of the act 62 Victoria, chapter 58, as replaced by the act 63 Victoria, chapter 49, section 6, is again replaced by the following:

Judgments on petitions subject to appeal before Court of King's Bench. **"283.** The judgment rendered on a petition under this act shall be subject to appeal to the Court of King's Bench sitting in appeal; the case shall be there heard as a privileged case and shall have precedence over all other cases; the judgment of the Court of King's Bench shall be final."

62 Viet., c. 58, s. 300, am. **14.** Article 300 of the act 62 Victoria, chapter 58, as amended by the acts 63 Victoria, chapter 49, sections 7 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, and 18 George V, chapter 97, section 5, is further amended:

a. By replacing paragraph 3 thereof by the following:

"3. To require the owner or occupant of any immovable property to keep the sidewalks along and in front of the same free from obstructions; to provide for the removal of the same at the expense of such owner or occupant, and to levy an assessment on such immovable property to cover the cost of the general maintenance, during the whole or a part of the year, of the sidewalks in all or in certain districts of the city;"

Obstructions on sidewalks, etc.

b. By repealing paragraph 28 thereof.

Such repeal shall not, however, affect the provisions of the by-laws adopted in virtue of such paragraph, which said by-laws shall remain in force until the 1st of May, 1929;

Provisions not affected.

c. By replacing paragraph 60 thereof by the following:

"60. To establish and regulate city hospitals and pest-houses, and to make all regulations which may be necessary and expedient for the preservation of health and the suppression of disease; to prevent the introduction or spread of contagious, infectious and other diseases into the city, and to make quarantine laws, and to enforce the same within the city; to regulate, control or prevent the landing of persons, baggage, merchandise or other property from boats, vessels, cars or other conveyances infected with the germs of contagious diseases, and to make such disposal of such persons or property as to protect the health of the citizens, and to prevent infected boats, vessels, cars or other conveyances from coming within or near the limits of the city, and to order at the discretion of the medical health officer, when effective isolation is impossible in the person's residence, the compulsory removal to the civic hospital of any person affected with small-pox, or any other contagious or infectious disease, with the consent of the physician attending such person;"

City hospitals, etc.

d. By replacing the first paragraph of paragraph 133 thereof by the following:

Excava-
tions in
streets, etc.

"133. Notwithstanding any law to the contrary, to prevent any person, firm, company or corporation whatsoever from making any excavations in any street, public or private paved lane, thoroughfare or public place, including squares and public parks, without having previously deposited, in each case, with the city treasurer a sufficient sum, which shall be fixed by the executive committee of the city, to perform the work required in order to restore the roadway, macadam, paving and sidewalk to their former state of solidity and durability, and even to renew the same should the executive committee of the city so decide, the whole subject to the provisions hereafter set forth; to provide that the work of refilling the cut or excavation shall be done by the person who has made such cut or excavation, under the supervision and to the satisfaction of the officer designated for that purpose by the executive committee, and that the repairs to the roadway, macadam, paving and sidewalk shall be made by the city and that the cost thereof shall be paid out of the deposit in the hands of the city; to provide that, in the event of the sum deposited not being sufficient to pay the cost of such repairs, the city may require an additional amount to entirely cover the cost of such repairs, without diminishing in any way the obligations and responsibilities towards the city of the person who shall have the excavation made;"

e. By adding, after paragraph 164 thereof, the following paragraphs:

Depositing
of old mate-
rials;

"165. To prohibit the depositing of old materials or cast-off goods or articles on private grounds;

Night
works;

"166. To regulate works carried out at night in the city;

Plate on cer-
tain vehi-
cles;

"167. To allow the city, notwithstanding the Motor Vehicle Act, to affix to heavy vehicles, subject to a license, a plate showing that the fee exigible in connection with such license has been paid;

Removal of
snow from
lanes;

"168. With the consent of the two-thirds of the interested proprietors, to provide for the removal of snow from private or public lanes and to levy an assessment on the immoveables bordering on such lanes to cover the cost of such removal;

Identifica-
tion for
electoral
purposes;

"169. To enact, whenever it may deem it advisable, the free establishment, for electoral purposes, of a means of identification, which shall be determined by the council;

Signs.

"170. To regulate signs erected between the line of the street and the line of the buildings or homologated line."

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

"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 and 43 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. Article 313 of the act 62 Victoria, chapter 58, is replaced by the following:

62 Viet., c. 58, s. 313, replaced.

"313. The city clerk shall subdivide each ward of the city into as many polling districts as he may deem necessary, and each of such polling districts shall contain, as nearly as possible, the names of four hundred real estate owners entitled to vote."

Division of city into polling districts.

17. Article 322 of the act 62 Victoria, chapter 58, is replaced by the following:

62 Viet., c. 58, s. 322, replaced.

"322. On the day fixed, as aforesaid, a poll shall be held and the votes of real estate owners entitled to vote shall be taken by ballot.

Poll to be held on day fixed.

Each poll shall be open from nine o'clock in the forenoon till seven o'clock in the evening."

Hours to be open.

18. Article 333 of the act 62 Victoria, chapter 58, as replaced by the acts 3 Edward VII, chapter 62, section 26; 8 Edward VII, chapter 85, section 4, and 1 George V, (1910), chapter 48, section 33, is again replaced by the following:

62 Viet., c. 58, s. 333, replaced.

"333. The council may dispose of such capital amounts as the city has at its disposal within the limits of its legal borrowing powers; provided always that no expenditure of such capital amounts be voted or made until and unless the approximate cost of each of the works or objects, for which such expenditure is contemplated, be submitted to the council and approved by the absolute majority of all its members, on a report from the executive committee."

Disposal of certain moneys.

19. Article 337 of the act 62 Victoria, chapter 58, as amended by the act 3 George V, chapter 54, section 12, and replaced by the act 11 George V, chapter 112, schedule B, section 32, is amended by replacing the first paragraph thereof by the following:

62 Viet., c. 58, s. 337, am.

Approval of
contracts.

"337. No contract or agreement whatsoever shall bind the city unless it has been approved of by the council or by the executive committee except, notwithstanding any provision to the contrary, the deeds of discharge executed before a notary, and the deeds of retrocession or receipts in connection with immoveables sold by the sheriff for taxes and redeemed by the proprietor or his representative, which shall have been approved of by the chief city attorney and which bear a certificate from the city treasurer, attesting the payment of the amount due."

62 Vict., c.
58, s. 364,
am.

20. Article 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, and 18 George V, chapter 97, section 9, is further amended:

a. By replacing the first paragraph of paragraph *f* thereof 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, second-hand dealers, or junk dealers, and on all itinerant traders doing business in the city, and a special tax not exceeding fifty dollars on real estate agents."

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

Stock ex-
change
brokers, etc.

"(hh). A special tax not exceeding one hundred dollars on all brokers who are members of the stock exchange or curb, and on all other 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;"

62 Vict., c.
58, s. 369,
replaced.

21. Article 369 of the act 62 Victoria, chapter 58, is replaced by the following:

When prop-
erty is sub-
divided.

"369. Whenever the subdivision of any property shall not have been duly registered in the registry office, in the limits whereof such property is situated, the assessors may assess it as a whole; and it shall be lawful for the city to

levy such assessment on the whole or on any part of such property; if, on the contrary, a subdivision thereof has been duly registered, it shall be the duty of the assessors to assess each subdivided lot separately, and to value the share of assessment chargeable to each known proprietor, except, however, when a building covers several lots or when several lots owned by the same proprietor are being used for the same purposes, in which case the whole shall be assessed and taxed as a single lot."

22. Article 375 of the act 62 Victoria, chapter 58, as replaced by the act 3 Edward VII, chapter 62, section 41, and amended by the act 7 Edward VII, chapter 63, section 23, is again amended by replacing paragraph 4a thereof by the following:

"4a. The amount of the tax to pay the cost of the general maintenance, for the whole or part of the year, of the sidewalks, in the city, under the by-law relating to the matter, imposed on the real estate proprietors in front of the immoveables, the maintenance whereof has been effected, according to the frontage or value of such immoveables, as may be determined by the council. Amount of tax for general maintenance, etc.

"4b. The amount of the tax for removing snow from the private or public lanes under the by-laws adopted on the subject imposed on the real estate proprietors in front of the immoveables, the maintenance of which has been effected, according to the frontage or the value of such immovable, as may be decided by the council. Id., for snow removal from lanes.

23. Article 396 of the act 62 Victoria, chapter 58, as replaced by the acts 7 Edward VII, chapter 63, section 26, and 8 George V, chapter 84, section 37, and amended by the act 10 George V, chapter 86, section 9, is again replaced by the following:

"**396.** It shall be the duty of the city treasurer to prepare, before the first day of June, every year, the notices 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 Immoveables in arrears for taxes.

assessment roll and also of the amount due in each case, with accrued interest."

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

24. Article 397 of the act 62 Victoria, chapter 58, as amended by the acts 8 George V, chapter 84, section 38, and 15 George V, chapter 92, section 30, is further amended:

a. By replacing the first paragraph thereof 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 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.";

b. By replacing the fourth paragraph thereof by the following:

When owner
is not suffi-
ciently des-
cribed.

"When the entry or entries under any cadastral number or subdivision thereof in the registry office do not disclose the owner of the immoveable or when the title to the immoveable is not sufficiently clear to make known such owner, the service or transmission by registered letter of the notice upon or to the last assessed owner shall be sufficient.";

c. By replacing the sixth paragraph thereof by the following:

When prop-
erty belongs
to an estate.

"When the assessed immoveable is entered on the valuation and assessment roll as belonging to a succession or to joint owners, the service of the notice upon, or the transmission thereof, by registered letter, to any two of the heirs or legal representatives or any two of the joint owners, shall be sufficient."

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

25. Article 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, and 16 George V, chapter 71, section 17, is further amended by replacing the fifth paragraph thereof by the following:

Redemp-
tion 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, plus 15% 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."

26. Article 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, is amended:

a. By replacing paragraph 3 thereof by the following:

“3. The total cost of pavings shall include all sums spent by the city for the construction of said pavings, the interest and three per cent for general administration expenses. The rolls shall be prepared accordingly under the provisions of the act and shall indicate the portion payable by bordering proprietors and the portion payable by the city.”

The portion payable by bordering proprietors shall include the cost of paving at the rate of five dollars per square yard. The portion payable by the city shall include whatever cannot be charged to bordering proprietors.

The portion payable by bordering proprietors and that payable by the city shall be charged to the working capital authorized by article 351b of the charter until reimbursement, as provided by this act.

The quota of the cost of pavings payable by the city, the construction of which has been ordered from the 1st of January, 1919, to the first of January, 1928, shall be paid by an annual special and mobile tax imposed and levied on all immoveables in the city. The rate of such tax shall be fixed every year by the council on a report of the executive committee, and such tax shall be entered on the annual real estate assessment roll and shall be sufficient to repay to the working capital the sums advanced to the city, within a delay not to exceed twenty years from the date of the homologation of the original roll for rolls now in force, and for pavings ordered before the 1st of January, 1928, the rolls of which were not made, from the date of the homologation of the roll.”;

b. By replacing paragraph 6 thereof by the following:

“6. For the payment of the cost of pavings ordered after the 1st of January, 1928, the procedure shall be as follows: in the month of January in each year, or as soon as it can be done, the city treasurer shall prepare a statement of expenses incurred for the laying of the said pavings according to the rolls in force. The city shall provide for the payment of all excess in the cost of the pavings and of the interest and, for that purpose, is authorized to pay such excess out of its revenues, if it deems advisable, or by means of an annual and mobile special real estate tax levied on

all immoveables, according to their value as shown on the valuation roll for the preceding year, or 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 real estate assessment roll.”;

c. By adding thereto the following paragraph:

Lot border-
ing on paved
streets.

“11. In the case of a lot the frontage and the rear part of which border upon paved streets, the executive committee is authorized to assess on the frontage of said lot the full amount of the five dollar tax, to determine the proportion of such tax to be assessed on the rear part of said lot, and to charge the difference against the annual and mobile special tax, imposed and collected on all immoveables situated in the city.”

The above provisions shall apply to the rolls for paving made since the 1st of January, 1919, and these rolls shall be corrected to make them conform to the above provisions.

62 Vict., c.
58, s. 456,
replaced.

27. Article 456 of the act 62 Victoria, chapter 58, as replaced by the acts 7 Edward VII, chapter 63, section 41; 4 George V, chapter 73, section 28; 15 George V, chapter 92, section 52, and 18 George V, chapter 97, section 16, is again replaced by the following:

Payment for
construction
of sidewalks,
etc.

“**456.** The executive committee may, by resolution, enact that any assessment levied to pay the cost of an expropriation or of the construction of sidewalks, pavings, drains or sewers, may be paid by annual instalments covering a period not exceeding forty years, with interest at the rate fixed by the city charter on any balance remaining unpaid, the interest on such balance to be equally apportioned on each of the instalments; and, in such case, the privileges and hypothecary rights of the city shall continue to exist on the immoveables liable for the payment of such assessment, until the proprietors have paid in full their share thereof.

Provisions
applicable.

This provision shall also apply to all expropriations specially authorized or ordered by law.”

62 Vict., c.
58, s. 503,
am.

28. Article 503 of the act 62 Victoria, chapter 58, as replaced by the act 2 George V, chapter 56, section 25, is amended by adding thereto the following paragraphs:

Violation of
traffic rules.

“In the case of violation of the municipal by-laws relating to traffic and public safety, the police officer shall report to the chief of police, who shall, himself, report in

writing to the clerk of the Recorder's Court stating the nature of the offence, the date when and place where it was committed and the names, address and the number of the permit of the person guilty of same, and, upon receiving such report, the said clerk shall send to or cause to be served upon the person mentioned therein, within ten days of the commission of the offence, a notice likewise stating the nature of the offence and the date when and place where it was committed and granting to such person a delay of eight days from the mailing of such notice or of its service by a bailiff to pay to the clerk of the said court, the amount of the fine and costs; the amount of the said fine to be determined by the council by a by-law fixing the amount of the fine for the first offence, for the second offence and for a third offence, but, in no case to exceed forty dollars, and the costs of the said notice to be fixed at the sum of one dollar and a half.

The payment of the said fine and costs by the person mentioned in the said notice and the receipt given him by the clerk of the Recorder's Court shall free him from the offence committed by him.

If the person who has received such notice refuses or neglects to comply therewith in the delay mentioned therein, or, if he contests the accusation made against him, the police officer who laid the complaint must proceed on such complaint according to law.

The clerk of the Recorder's Court must keep a special book for the above purposes; nevertheless, the fines collected by the Recorder's Court in the manner above indicated must be entered in the ordinary book for fines, and shall be disposed of in the same manner as if they had been imposed by the Recorder.

The foregoing provisions shall not prevent police officers, when they deem it expedient, from laying a complaint or having a summons issued according to law."

29. Article 528 of the act 62 Victoria, chapter 58, as replaced by the act 1 George V (2nd session,) chapter 60, section 29, is again replaced by the following:

"528. The city clerk, the city treasurer, the city surveyor, and the chairman of the board of assessors may, respectively, affix their signatures to the certificates, notices and voters' list which they are required to give or sign under this charter, by stamping such signature thereon with a stamp to be used exclusively for that purpose after having been approved by the executive committee.

The signature so affixed and stamped shall be, to all intents and purposes, as valid as if in the handwriting of the clerk, treasurer, surveyor or chairman of the board of assessors."

62 Vict., c.
58, s. 530,
replaced.

30. Article 530 of the act 62 Victoria, chapter 58, as replaced by the act 3 Edward VII, chapter 62, section 49, is again replaced by the following:

Exercise of
right to use
franchise on
streets.

"530. No person, firm, syndicate, company or corporation whatever shall have or exercise any franchise, right or privilege in, over, upon or under any street, lane, public place or thoroughfare (including Mount Royal Park and St. Helen's Island Park) for the construction or operation of any tramways or inclined railways, whether surface, elevated or underground, or for the establishment of telephone, telegraph, pneumatic or traction systems, or for other similar purposes, or for the erection of poles or the installation of wires, or for the construction of bridges, trestles or viaducts or for the laying of cables, pipes, conduits or such like installations, unless, notwithstanding any provisions to the contrary, by and in virtue of a resolution or a by-law, at the discretion of the executive committee, such resolution or by-law to be adopted by the affirmative vote of the absolute majority of the members of the council."

62 Vict., c.
58, s. 536,
replaced.

31. Article 536 of the act 62 Victoria, chapter 58, as replaced by the act 7 Edward VII, chapter 63, section 45, and amended by the act 3 George V, chapter 54, section 32, and replaced by the act 4 George V, chapter 73, section 33, is again replaced by the following:

Delay to
give notice
in actions
for damages.

"536. Notwithstanding any law to the contrary, no right of action shall exist against the city for damages resulting from bodily injury, caused by an accident, or for damages to moveable or immoveable property, unless, within thirty days from the date of such accident or damages and, in the case of accident and damages caused by a fall on the sidewalk or the roadway, unless within the fifteen days from the date of such accident or damages, a written notice has been received by the city, containing the particulars of the damages sustained, indicating the name, surname, occupation and address of the person who has suffered the same, giving the cause of such damages and specifying the place where the same occurred.

Delay for in-
stituting
action.

No action for damages or for compensation shall be instituted against the city before the expiration of thirty days from the date of the receipt of the above notice.

The default of such notice, however, shall not deprive Exceptions. the victims of an accident of their right of action, if they prove that they were prevented from giving such notice by irresistible force, or for any other reason deemed valid by the judge or the court."

32. The following article is inserted in the act 62 62 Vict., c. Victoria, chapter 58, after article 541, as replaced by the 58, s. 541a, acts 7 George V, chapter 60, section 10, and 8 George V, added. chapter 84, section 44:

"**541a.** The city may exact and recover from any Meat trade person, firm, corporation or company operating one or on commis- more establishments situated in the city and in which such sion, sub- person, firm, corporation or company carries on the meat ject to cer- trade on commission, in order to meet the expenses which tain pay- the said city may be called upon to incur for the inspection ment. of the said establishments as well as for the inspection of the animals, a sum not exceeding two hundred dollars per annum for each such establishment.

The amounts to be recovered shall be fixed every year Resolution by the city, by resolution, before the month of July, and to fix shall be payable on the 1st of September following." amount.

33. Form No. 2 of the act 62 Victoria, chapter 58, as 62 Vict., c. replaced by the act 4 George V, chapter 73, section 34, is 58, form 2, again replaced by the following: replaced.

"No. 2

FORM MENTIONED IN ARTICLE 62

Notice to electors of completion of electors' lists

Public notice is hereby given that the electors' lists for Form of the several wards of the city of Montreal have been de- notice to livered to the undersigned, and that, within fifteen days electors of from the date hereof, any elector in any ward may give completion of notice in writing to the undersigned, that he will apply of lists. to the recorder of the city to have the list of electors for any ward amended, either by the addition thereto of names of persons omitted, or by striking therefrom the names of persons improperly inserted. Such notice must specify the qualifications of the persons whose names are sought to be added, and the causes of disqualification of those sought to be struck off, and must be served, at the diligence of the applicant, on or before the day of December, 19...., upon every person whose name is sought to be struck from the electors'

lists, by registered letter, sent to the address mentioned on said list. And public notice is hereby given that the recorder of the city of Montreal will sit (*mention the day, date, hour and place*), for the purpose of considering such applications or complaints, in respect of said electors' lists, as may be made, according to law.

By order.

City Clerk.

City Clerk's Office,
City Hall,
Montreal,

19 "

62 Vict., c.
58, form 9,
replaced.

34. Form No. 9 of the act 62 Victoria, chapter 58, is replaced by the following:

"No. 9

FORM MENTIONED IN ARTICLE 106

Commission of a deputy returning-officer

Form of
commission
of deputy-
returning-
officer.

To G. H. (*insert his occupation and residence*).

Know you, that in my capacity of returning-officer (*or election-clerk, as the case may be*), I have appointed and do hereby appoint you to be deputy returning-officer for the polling district No. in ward of the city of Montreal, there to take the votes of the electors by ballot, according to law, at the poll to be by you opened and held therein for the purpose; and you are hereby authorized and required to open and hold the poll for such election, for the said polling district, on day of the month of instant (*or next*) at (*hour*) of the clock in the noon, and there hold such poll during the hours required by law, and there take by ballot, in the manner by law provided, the votes of the electors voting at the said poll, and, after counting the votes given and performing the other duties required of you by law, to return to me [*or to the returning-officer, as the case may be*] forthwith the ballot-box, sealed with your seal, and enclosing the ballots, list of electors and other documents required by law, together with this commission.

Given under my hand, at Montreal, this
day of the month of , in the year 19

(Signature) A. B.,

Returning-Officer
(*or Election-Clerk.*)"

35. The loans hitherto effected as well as the loans to be effected in future by the city of Montreal under the act 62 Victoria, chapter 58, and its amendments, or any other act which authorizes it to borrow, have never been and are not subject to the provisions of chapter 111 of the Revised Statutes, 1925, nor to the acts consolidated in that chapter. Provisions not applicable to loans.

36. Section 23 of the act 6 George V, chapter 44, as replaced by the act 18 George V, chapter 97, section 20, is again replaced by the following: 6 Geo. V, c. 44, s. 23, replaced.

"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 purposes of such expropriation. Expropriation costs, etc.

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 appears 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. One year's interest only. Special tax.

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

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

All special taxes for a local improvement which cannot be imputed to the bordering proprietors shall be charged to the above-mentioned special tax. Charge against special tax.

37. Section 18 of the act 7 George V, chapter 60, is amended by adding thereto the following paragraph: 7 Geo. V, c. 60, s. 18, am.

Provisions
not applic-
able.

"However, the provisions of the preceding paragraph shall not apply to a recorder who shall have resigned his office after having exercised his functions during fifteen years or more and who draws the pension provided for in the fourth paragraph of article 477 of the act 62 Victoria, chapter 58, as replaced by the act 7 Edward VII, chapter 63, section 42, and 1 George V (2nd session), chapter 60, section 27, and amended by the acts 2 George V, chapter 56, section 21; 8 George V, chapter 84, section 41, and 11 George V, chapter 111, section 7."

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

38. 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, and 15 George V, chapter 92, section 65, is again replaced by the following:

Approval of
owners of
real estate
for certain
future
loans.

34. Notwithstanding any law to the contrary, no loan shall be effected nor negotiated, in the future, under articles 343 and 343a of the charter of the city of Montreal, without the approval, obtained by means of a referendum held in accordance with the provisions of this act, of the majority in number and in value of the electors owning taxable real estate whose names are entered on the valuation roll in force, and who shall have voted at such referendum.

Exceptions.

This article shall not apply:

1. To loans authorized by by-laws adopted by the council before the coming into force of the act 15 George V, chapter 92, section 65;

2. To loans required for the enlargement and development of the waterworks and the construction of reservoirs and filtering basins, including the cost of the necessary expropriations;

3. To loans required for urgent needs or needs recognized as such by the council, on the recommendation of the executive committee, provided that such loans do not exceed, in any year, the sum of six hundred thousand dollars, of which five hundred thousand dollars shall be used only for the laying of conduits and water mains, and one hundred thousand dollars for the other purposes mentioned in this paragraph;

4. To loans for the carrying out of the works required to place the wires of the municipal fire alarm system and of the municipal lighting system in underground conduits;

5. To loans, up to an amount of two hundred thousand dollars, for the acquisition, construction or improvement of an immovable for the Juvenile Delinquents' Court;

6. To loans for the payment of the whole or part of the construction of Viau and Lachapelle bridges;

The other municipalities of the Island of Montreal are authorized to contribute, by by-law, without a referendum if they so desire, towards part of the cost of reconstruction of Viau and Lachapelle bridges and to borrow such sums as they may deem expedient;

7. To loans authorized by section 46 of the act 18 George V, chapter 97, for the acquisition of the immovable of *Les Frères de la Charité de St. Vincent de Paul de Montréal*, situated between Demontigny, Savoie, Ontario and Providence streets;

8. To the loans, up to an amount of two million dollars, for the establishment or enlargement of one or more public markets;

9. To loans, up to an amount of five hundred thousand dollars, for the purchase, leasing and equipment of playgrounds in various parts of the city.

Every loan by-law, which is to be submitted to the electors owning real estate, including those authorized by article 348 of the city charter, except in a case of urgency, declared as such by the council, must be so submitted to such electors at the time of the general elections. When by-law submitted.

39. Section 13 of the act 13 George V, chapter 91, as amended by the act 15 George V, chapter 92, section 67, is further amended by replacing the second paragraph of paragraph s thereof by the following: 13 Geo. V, c. 91, s. 13, am.

“The city clerk shall also state in his report whether the majority in number and in value of the taxable real estate owners who have voted approve or disapprove of the by-law.” Statement.

40. Section 34 of the act 16 George V, chapter 71, as replaced by section 27 of the act 18 George V, chapter 97, is repealed. 16 Geo. V, c. 71, s. 34, repealed.

41. Section 35 of the act 16 George V, chapter 71, as replaced by section 28 of the act 18 George V, chapter 97, is repealed. Id., s. 35, repealed.

42. Section 29 of the act 18 George V, chapter 97, is repealed. 18 Geo. V, c. 97, s. 29, repealed.

43. Section 33 of the act 18 George V, chapter 97, is amended by adding thereto the following paragraph: Id., s. 33, am.

“The provisions of section 20 of the act 18 George V, chapter 97, as amended, shall apply in the present case.” Provisions applicable.

Authoriza-
tion to ac-
cept cession
of immove-
ables.

44. The city is authorized to accept the cession of immoveables on which taxes are due, and give up, as a consideration, the sum represented by the said taxes.

Exemption
from taxa-
tion in
Outremont.

45. All the immoveables which the city now owns or may hereafter own in the city of Outremont and which are at present or may hereafter be utilized as streets or boulevards, including the properties on which the city has given or may hereafter give a right of way to the Montreal Tramways Company, shall be exempted from all municipal taxes whatsoever, as well as from the school tax, and such exemption shall have a retroactive effect from the date of the acquisition of said immoveables by the city or from the date on which it has given such right of way.

Powers of
city respect-
ing certain
expropria-
tion costs.

46. Notwithstanding any law to the contrary, the city is authorized, by simple resolution of its council, on a report from the executive committee: (1) to amend the by-laws or resolutions adopted by the former incorporated village of Notre-Dame-de-Grâces West, by the town of Notre-Dame-de-Grâces and by the city of Montreal, enacting the expropriations required for the opening or widening of St. James Street, Western and Monkland Avenues, Côte St. Antoine Road, Sherbrooke Street, Notre-Dame-de-Grâces, Terrebonne and Somerled Avenues and Décarie Boulevard, in Notre-Dame-de-Grâces Ward, as to the payment of the cost of said expropriations; (2) to enact that the cost of said expropriations, as determined by section 23 of the act 6 George V, chapter 44, as replaced by section 20 of the act 18 George V, chapter 97, or otherwise amended, as to the cost of the expropriations already charged against the working capital, shall continue to be charged against the working capital and shall be payable by means of a tax imposed, in whole or in part, on the bordering proprietors, according to a percentage to be fixed, in each case, and/or, in whole or in part, on the proprietors within a radius to be established and according to a percentage to be determined in each case, the excess in the cost, if any, to be paid by means of an annual mobile tax, imposed on all taxable and non-taxable immoveables situated in Notre-Dame-de-Grâces Ward as now existing, such tax not to exceed one dollar per one thousand dollars of the value of said immoveables, as shown on the valuation roll; (3) to amend the rolls which have been made in virtue of said by-laws or resolutions; (4) to refund to the interested proprietors, without interest, the sums paid by them in connection with the said expropriations. The refund of the sums paid shall be effected upon production of the receipts which have

been delivered to the ratepayers, and, failing the production of such receipts, the executive committee is authorized to determine the procedure to be followed in order to safeguard the city against the risk of any amount being twice refunded. Any refund which has not been effected within five years from the date of the annulment of the roll shall be prescribed.

The city is also authorized to enact that the cost of the future expropriations of Côte St. Luc Road and Terrebonne and Western Avenues shall be payable as hereinabove provided, when it decides to proceed with the said expropriations. Payment of certain expropriations.

47. The city is authorized to widen, through the territory covered by the city of Montreal, the municipality of Côte-St-Luc and the municipality of Hampstead, the public thoroughfare known as "Côte St. Luc Road", from the western limits of Notre-Dame-de-Grâces ward to Décarie Boulevard, as per plans L. 6 N.D.G. and L. 10 N.D.G., approved by the Superior Court, as well as Terrebonne Avenue, as per said plans, and to open said Terrebonne Avenue, from Décarie Boulevard to the limits of the city of Westmount, as per plan T. 16 N.D.G., approved by the Superior Court. The city is further authorized to proceed with the expropriation which such improvement will necessitate in accordance with section XX of the act 62 Victoria, chapter 58, as amended (paragraph 1 relating to expropriations). Côte St. Luc Road, etc. Expropriation.

The cost of said expropriation shall be paid by the city of Montreal out of its working capital. Costs thereof.

The municipalities affected by such expropriation, including the city of Montreal, shall refund to the working capital of the said city the amount taken out of said working capital to cover the cost of said expropriation, which shall be fixed as follows: Refund to working capital.

As regards that part of the expropriation affecting immoveables situated in the territory of the city of Montreal, the latter shall determine, by resolution of its council, upon a report from the executive committee, how the share of the cost of said expropriation payable by the said city shall be charged; Share of costs.

As regards that part of the expropriation affecting immoveables located in adjoining municipalities, the share of the cost which each of such municipalities shall be held to pay shall be the amount allowed to the owners of the expropriated immoveables in their respective territory. The Quebec Public Service Commission shall determine, Idem. Jurisdiction of

Pub. Ser. Com. when rendering judgment, the proportion of the expropriation costs to be charged to each said municipality. When the amount thereof has so been fixed, the city of Montreal is authorized to require payment of same after having transmitted to each of said municipalities a statement of the cost of the expropriation.

Payment. On receipt of such statement, each of the interested municipalities is authorized to pay to the city of Montreal its respective share of the cost of the expropriation, either out of its revenue or by means of a loan, and, in the event of a loan being effected for such purpose, each of the said municipalities is authorized to determine how the proportion of the cost of the expropriation covered by the amount so borrowed shall be apportioned in the municipality.

Failure to refund. In case the interested municipalities should fail to refund to the city of Montreal their respective share of the cost of said expropriation, with interest at six per cent, within a delay of six months from the date of the mailing of the statement hereinabove mentioned, the said city is authorized to apportion the amount due by them in this connection, with interest, on the immoveables situated on both sides of Côte St. Luc Road and Terrebonne Avenue, within the limits of such municipalities, according to the frontage of said immoveables, in the same manner and with the same effect as if the said immoveables were all situated within the limits of the city of Montreal.

Delay to expropriate certain land. The expropriation of immoveables situated in the limits of the village of Côte St. Luc shall not be begun until five years after the date of the sanctioning of this act, except upon an agreement to the contrary between the city of Montreal and the corporation of the village of Côte St. Luc.

Homologated line with view to widening St. Catherine Street. **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, on each side of such street, throughout the whole of its length, a homologated line which shall not be at more than twenty feet from the present line of the street.

Vacant lots subject to taxation. 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.

Approval of new building. 2. Every building hereafter erected or re-erected shall be so erected or re-erected on the present street line, but according to plans and specifications previously approved of by the city. Such plans and specifications shall provide

for a construction which may be easily demolished as to that part of the ground-floor situated between the street line and the homologated line, so that such part of the building may be converted into sidewalks for the public, the present sidewalks to be removed in order to widen the roadway.

3. When the city proceeds with the widening of the street in accordance with the provisions of this act, it shall previously indemnify the proprietors for the loss sustained by them as a result of the transformation of their buildings and for the deprivation of that part of their property which shall be utilized for the use of the public. Indemnification of proprietors.

In case the parties should fail to come to an agreement, the indemnity shall be fixed by the Quebec Public Service Commission in accordance with the provisions of the charter. Failure of agreement.

When the city has decided to carry out this act, the immoveable affected shall be taxed as a whole including the portion of the immoveable over the sidewalk and under the sidewalk. Taxation of immoveable.

49. Notwithstanding any provision to the contrary, the city is authorized to order the public utility companies to cut off the electric current in their wires connected with any buildings, as soon as the underground wires are ready to supply such buildings with electricity, such order, however, to take effect only sixty days after the publication of the legal notices. Cutting off of electric current.

The city is further authorized to delegate to the Electrical Commission of the city of Montreal, by simple resolution of its council, the power which is hereby conferred upon it. Delegation of powers.

50. The following deeds and by-laws are declared valid and legal: Validations.

a. Deed of exchange between the city of Montreal and the Dominion Square Corporation, executed before Mtre. Jean Baudouin, N.P., on the 3rd of July, 1928, under number 11227 of his minutes;

b. Deed of sale between the city of Montreal and the Montreal Light, Heat and Power Consolidated, executed before Mtre. Jean Baudouin, N.P., on the 23rd of November, 1928, under number 11398 of his minutes;

c. Transfer and giving in payment by John S. Clunie to the city of Montreal, executed before Mtre. Jean Baudouin, N.P., on the 8th of January, 1929, under number 11444 of his minutes;

d. Deed of transfer by the city of Montreal to La Société d'Archéologie et de Numismatique de Montréal, executed before Mtre. Jean Baudouin, N.P., on the 28th of January, 1929, under number 11454 of his minutes;

e. Deed of sale by the city of Montreal to His Majesty the King, executed before Mtre. J. A. Hamelin, N.P., on the 15th of January, 1929, under number 4134 of his minutes;

The Radium Institute shall have two years to move from their actual place;

f. Deed of exchange between the city of Montreal and The Royal Institution for the Advancement of Learning, executed before Mtre. Jean Baudouin, N.P., on the 8th of February, 1929, under number 11465 of his minutes;

g. Deed of sale and agreement between the city of Montreal and The Royal Bank of Canada, executed before Mtre. Jean Baudouin, N.P., on the 11th of February, 1929, under number 11467 of his minutes;

h. Deed of sale and agreement between the city of Montreal and the Montreal Trust Company, executed before Mtre. Jean Baudouin, N.P., on the 11th of February, 1929, under number 11468 of his minutes. The portion of the public lane being between official lot Nos. fourteen hundred and ninety-one, fourteen hundred and ninety-one A, fourteen hundred and ninety-two, fourteen hundred and ninety-two A and fourteen hundred and ninety (1491, 1491A, 1492, 1492A and 1490) on the official plan and book of reference of the St. Antoine Ward, is declared closed;

i. Deed of sale by the city of Montreal to the Harbour Commissioners of Montreal, executed before Mtre. Jean Baudouin, N.P., on the 23rd of February, 1929, under number 11481 of his minutes;

j. Deed of sale by the city of Montreal to the Catholic School Commission of Montreal, executed before Mtre. Jean Baudouin, N.P., on the 9th of March, 1929, under number 11505 of his minutes; the strip of land measuring sixty feet wide and extending to the northeast of Girouard Avenue, in Notre-Dame de Graces Ward of the city of Montreal, bearing number forty-five on the plan of subdivision of lot number two hundred and thirty-seven on the first plan of subdivision of the original lot designated by number sixty-one on the plan and in the official book of reference of the parish of Montreal (No. 61-237-45), and being a street without name, is declared closed;

k. By-law No. 971, providing for the borrowing of two hundred thousand dollars for the acquisition, construction or improvement of an immovable for the Juvenile Delinquents' Court;

l. By-law No. 980, providing for the borrowing of three hundred and ninety thousand dollars for the construction and furnishing of two police and fire stations combined and of a fire station, approved of by the majority in number and value of the electors, proprietors of taxable immoveables, who have voted in a referendum held on the 8th, 9th and 10th of January, 1929, under the provisions of section 13 of the act 13 George V, chapter 91, as amended;

m. By-law No. 981, providing for the borrowing of one million five hundred thousand dollars for the establishment of a Fire Alarm System, approved of by the majority in number and value of the electors, proprietors of taxable immoveables, who have voted in a referendum held on the 8th, 9th and 10th of January, 1929, under the provisions of section 13 of the act 13 George V, chapter 91, as amended;

n. By-law No. 982, providing for the borrowing of eight hundred and eighty thousand dollars for the construction of two tunnels beneath the tracks of the Canadian Pacific Railway Company, one of which at the Jean Talon Street and the other at Park Avenue, approved of by the majority in number and value of the electors, proprietors of taxable immoveables, who have voted in a referendum held on the 8th, 9th and 10th of January, 1929, under the provisions of section 13 of the act 13 George V, chapter 91, as amended;

o. By-law No. 983, providing for the borrowing of five hundred thousand dollars to execute the works of establishing an alarm and signal system for the Police Department, approved of by the majority in number and value of the electors, proprietors of taxable immoveables, who have voted in a referendum held on the 8th, 9th and 10th of January, 1929, under the provisions of section 13 of the act 13 George V, chapter 91, as amended;

p. By-law No. 984, providing for the borrowing of five hundred thousand dollars for the erection of an incinerator and dependencies, approved of by the majority in number and value of the electors, proprietors of taxable immoveables, who have voted in the referendum held on the 8th, 9th and 10th of January, 1929, under the provisions of section 13 of the act 13 George V, chapter 91, as amended.

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