



## CHAPTER 94

### An Act to amend the Municipal Code

[Assented to, the 22nd of March, 1928]

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

- 1.** Article 30 of the Municipal Code is repealed. Mun. C.,  
art. 30, re-  
pealed.
- 2.** Article 32 of the said Code is amended:
  - a.* By striking out the words: "of a parish or", in the first line thereof; Id., art. 32,  
am.
  - b.* By striking out the words: "of a parish or", in the second line thereof;
  - c.* By striking out the words: "of part of a parish or", in the third line thereof.
- 3.** Article 33 of the said Code is amended by striking out the figures: "30", in the first line thereof. Id., art. 33,  
am.
- 4.** Article 105 of the said Code is amended by replacing the word: "lost", in the fourth line thereof, by the words: "submitted to the Minister of Municipal Affairs and the latter shall appoint a person to act as an arbitrator whose decision shall have the same effect as a decision rendered by the board of delegates". Id., art. 105,  
am.
- 5.** Article 152 of the said Code is amended: Id., art. 152,  
am.
  - a.* By adding thereto, after the word: "him", in the fifth line of the first paragraph thereof, the words: "and cannot be withdrawn without the authorization of the Minister of Municipal Affairs";
  - b.* By replacing the words: "five hundred", in the second line of the fourth paragraph thereof, by the words: "two thousand".

Mun. C.,  
art. 155, am. **6.** Article 155 of the said Code is amended by adding thereto, after the word: "council", in the fourth line of the second paragraph thereof, the words: "and to the Minister of Municipal Affairs".

Id., arts.  
155a to  
155d, added. **7.** The said Code is amended by inserting therein, after article 155 thereof, the following articles:

Transmission of duplicate receipt.  
Id., of policy. **"155a.** If the security is by pledge, the Provincial Treasurer must, without delay, transmit to the Minister of Municipal Affairs a duplicate of the receipt intended for the secretary-treasurer, and if the security is by a guarantee policy, the secretary-treasurer must without delay, transmit the guarantee policy to the Minister of Municipal Affairs.

Renewal receipt. **"155b.** On or before the last day of February of each year, the secretary-treasurer shall transmit to the Minister of Municipal Affairs the renewal receipt of the guarantee policy or the new policy replacing it, as the case may be, or a declaration under his oath of office attesting that the hypothecary security is still in force.

Offence and penalty. **"155c.** Every secretary-treasurer who fails to comply with the obligations imposed by article 155b, after notice sent by mail by the Minister of Municipal Affairs to comply with the said obligations within the delay fixed by him, shall be liable to a fine of not less than ten dollars nor more than twenty dollars, and, failing payment of the fine and costs, to imprisonment for not more than one month.

Suit. **"155d.** The suit under the authority of article 155c shall be taken in the name of the collector of revenue for the district before a justice of the peace, a judge of the sessions, a police magistrate or a district magistrate, and shall be governed by Part I of the Quebec Summary Convictions' Act (Revised Statutes, 1925, chapter 165)."

Provisions governing same.

Mun. C.,  
art. 156, am. **8.** Article 156 of the said Code is amended by inserting therein, after the first paragraph thereof, the following paragraph:

Payment of premiums, etc. **"The premiums on the guarantee policy, when security is given in this form, as well as the expenses connected with hypothecary security, shall be borne by the municipality."**

Mun. C.,  
art. 175, am. **9.** Article 175 of the said Code, as amended by the act 8 George V, chapter 20, section 23, is again amended:

**a.** By replacing, the words: "Minister of Municipal Affairs, in duplicate", in the third line thereof, by the words: "Provincial Secretary";

*b.* By replacing the words: "Minister of Municipal Affairs", in the second line of paragraph 22 thereof, by the words: "Provincial Secretary".

**10.** Article 176 of the said Code, as amended by the act *Mun. C.*, 8 George V, chapter 20, section 24, is again amended by re-<sup>art. 176, am.</sup> placing the words: "Minister of Municipal Affairs, in duplicate", in the third line thereof, by the words: "Provincial Secretary".

**11.** Article 177 of the said Code, as amended by the act 8 *Id.*, art. 177, George V, chapter 20, section 25, is again amended by re-<sup>am.</sup> placing the words: "Minister of Municipal Affairs", in the fifth line thereof, by the words: "Provincial Secretary".

**12.** Article 227 of the said Code, as amended by the *Id.*, art. 227, acts 9 George V, chapter 83, section 1; 10 George V, <sup>am.</sup> chapter 82, section 1; 11 George V, chapter 105, section 1, and 15 George V, chapter 84, section 2, is again amended by replacing paragraph 13 thereof by the following:

"13. Any person who has been or shall be convicted of Disqualifica-<sup>tion.</sup> treason or of any criminal offence punishable by imprisonment for two years or more. Such disqualification shall continue for five years after the term of imprisonment fixed by the sentence, and, if only a fine was imposed or the sentence is suspended, for five years from the date of such condemnation."

**13.** Article 244 of the said Code, as replaced by the act *Mun. C.*, 14 George V, chapter 84, section 1, is amended by adding <sup>art. 244, am.</sup> thereto, after the word: "least", in the first line of paragraph 3 thereof, the words: "in the municipality".

**14.** Article 408 of the said Code, as amended by the *Id.*, art. 408, acts 10 George V, chapter 82, section 2; 11 George V, <sup>am.</sup> chapter 48, section 25; 16 George V, chapter 69, section 1, and 17 George V, chapter 74, section 11, is again amended by inserting therein, after sub-paragraph *b* of paragraph 3 thereof, the following paragraph:

"When such by-law also provides for a loan, the provi-<sup>Provisions</sup> sions respecting the approval of a loan by-law shall apply, <sup>applicable.</sup> notwithstanding the provisions of the present sub-paragraph *b*."

**15.** The said Code is amended by inserting therein, *Mun. C.*,  
after article 414 thereof, the following article: <sup>art. 414a,  
added.</sup>

"**414a.** Every local corporation, other than a village <sup>Powers of</sup> or town corporation, may make, amend or repeal by-laws: <sup>local corpo-</sup> <sup>rations as to:</sup>

Prohibition of sign-boards, etc., advertising liquor; 1. To prohibit, in any part of the municipality, the erection of signboards or exposing of signs used to advertise alcoholic liquor within the meaning of paragraphs 1 to 5 inclusively of section 3 of the Alcoholic Liquor Act (Revised Statutes, 1925, chapter 37):

Removal, etc., of same. 2. To compel all persons, firms or corporations who have had such signboards erected or such signs exposed, to do away with them and, upon their failure so to do, to order their removal at the expense of such persons, firms or corporations, without the municipality incurring any liability therefor to such persons, firms or corporations."

Mun. C., art. 654, am. **16.** Article 654 of the said Code, as amended by the acts 8 George V, chapter 20, section 36, and 14 George V, chapter 84, section 2, is again amended by adding thereto, after the word: "occupation", in the first line of paragraph 12 thereof, the word: "religion".

Id., art. 717, am. **17.** Article 717 of the said Code is amended by replacing the word: "twenty-five", in the first line of the third paragraph thereof, by the word: "thirty-five".

Id., art. 735, am. **18.** Article 735 of the said Code is amended by replacing the word: "bid", in the first line thereof, by the word: "offer".

Id., art. 758, am. **19.** Article 758 of the said Code, as replaced by the act 8 George V, chapter 60, section 19, and amended by the acts 11 George V, chapter 48, section 29, and 16 George V, chapter 34, section 7, is again amended by striking out the words: "and who are entitled to vote upon such by-law", in the seventh and eighth lines of the first paragraph thereof.

Id., art. 769, am. **20.** Article 769 of the said Code, as replaced by the act 12 George V, chapter 80, section 12, is amended by inserting therein, after paragraph 9 thereof, the following paragraph:

Copy of certificate. "9a. A copy of the certificate from the Director of the Provincial Bureau of Health approving the plans for the work, when such approval is required."

Mun. C., art. 771, am. **21.** Article 771 of the said Code, as replaced by the act 8 George V, chapter 60, section 22, and amended by the act 16 George V, chapter 34, section 8, is again amended by striking out the words: "and who are entitled to vote upon such by-law", in the thirteenth and fourteenth lines thereof.

Id., art. 774a, am. **22.** Article 774a of the said Code, as enacted by the