



CHAPTER 107

An Act to incorporate the Quebec Labrador Railway Company

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

WHEREAS, by their petition, the persons hereinafter Preamble.
named have represented that it is in the interest of the Province that a railway be built and operated as hereinafter described, and whereas it is expedient to grant the said prayer;

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

1. Reginald Saunders Meredith, financier, of the city of Incorporation.
London, England; Robert Peebles Kernan, capitalist, city of Quebec; J. Eugène Tanguay, manager, of the city of Quebec; Oscar A. Bériau, manufacturer, of the city of Quebec, and Arthur Duquet, jeweler, of the city of Quebec, together with such persons as may become shareholders in the company, are incorporated under the name of the "Quebec Name.
Labrador Railway Company", hereinafter called "the company".

2. 1. The persons named in section 1 of this act shall Provisional directors.
be the first or provisional directors of the company, and they shall hold their meetings at the city of Quebec, at such times as they determine, and the notice of such meetings shall be signed by the provisional directors calling the same.

2. Every notice calling a meeting of the provisional Contents of notice calling a meeting.
directors, directors or shareholders shall state the date and place of holding such meeting, and shall be mailed by registered letter to the address of each of the other provisional directors, directors or shareholders, as the case may be,

not less than ten days previous to the date of such meeting, and the mailing of such letter shall be sufficient notice of such meeting.

Vacancy. 3. The directors and provisional directors may act notwithstanding any vacancy in their number, provided that, if the number falls below three, they shall not, except for the purpose of filling vacancies, have power to act so long as the number is below the said minimum. A majority of the provisional directors shall be a quorum.

Quorum.

Stock books, etc. 4. The provisional directors may forthwith open stock books, and procure subscriptions of stock for the undertaking, and receive payments on account of stock subscribed, and carry on the business of the company.

Capital. 3. The capital of the company shall be one million dollars, divided into shares of one hundred dollars each; but it may, from time to time, with the sanction of a vote of at least two-thirds in value of the shareholders, at a general meeting duly called for such purpose, be increased to an amount deemed necessary for the proper accomplishment of the objects of the company.

Head office. 4. The head office of the company shall be at the city of Quebec.

General meeting of shareholders. 5. 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 Quebec, 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.

Number of directors. 6. The number of directors of the company shall not be less than five and not more than nine, the majority of whom shall form quorum.

Quorum.

Powers of company. 7. The company may lay out, construct, and operate by steam or electricity a railway of a gauge of four feet eight and a half inches, from a point on the Quebec and Chibougamau Railway Company east of the Peribonka river, Lake St. John county, and thence to the boundary of the Province, to the point nearest Cap St. Charles, on the coast of Labrador, by the most direct and practical route; the company may also build and operate branch lines to the north and south of its main road, and also connect, within the Province of Quebec, with any other railway in

the district; but no such branch shall be established so as to compete with an already-existing railway.

If the belt line north of Lake St. John is not constructed in accordance with the contracts between His Majesty and the Quebec and Chibougamau Company, the company may extend its own railway to the town of Dolbeau. Extension to Dolbeau.

Neither the railway nor any of its branch lines shall enter upon or cross the territory known as the Laurentide National Park, without the permission of the Lieutenant-Governor in Council. Restriction.

8. The company may, throughout the counties of Quebec, Montmorency, Charlevoix, Saguenay, Chicoutimi and Lake St. John, and the territory known as New Quebec, lease and acquire rights and privileges with respect to fisheries and fishing in the waters of the St. Lawrence river and gulf, and streams emptying therein; take, cure, preserve, can and sell fish; erect, acquire and lease buildings and premises, fishways, slides and dams, and equip the same with plant, machinery, implements and boats requisite and necessary for the purposes of such fishing industry. Additional powers of company.

9. The company may also, within the limits of the territory situated to the northward of the river St. Lawrence and eastward of the river St. Charles, construct, acquire, use, maintain and operate canals, water-courses, raceways and water-powers, and construct dams, sluices, conduits and buildings in connection with its undertaking. Water-powers, etc.

10. The company may also construct, or aid or subscribe towards the construction, acquisition and maintenance of roads, tramways, docks, piers, wharves, viaducts, aqueducts, flumes, bridges, ditches and similar works; and construct, charter or employ vessels, roads, and tramways for the purposes aforesaid and for transporting the products of the said mills, factories, mines, and works to any place in Canada or elsewhere, and for bringing and conveying to the properties of the company all materials required thereat; and the company may also construct, operate and dispose of telegraph and telephone lines for the purpose of its undertaking only; and the company may acquire any business falling within any of the objects of the company, and lands, properties, privileges, rights, contracts, limits and liabilities appertaining thereto, and may let or sublet any property of the company, and sell or otherwise dispose of any business, property or undertaking of the company. Navigation and transportation, Telegraph and telephone lines, Acquisition, etc., of property.

Patent
rights, etc.

11. The company may license, lease or acquire patent rights, letters patent of invention, processes and options to facilitate the carrying out of any of the objects of the company, and may dispose thereof.

Aid to com-
pany.

12. The company may receive, as aid in the construction or carrying on of the works or operations authorized by this act, any lands, properties, franchises, sums of money or debentures, and may alienate and dispose thereof in promoting any of the affairs, business or operations of the company; and the company may receive exemptions from taxation and all other exemptions granted by municipal or other authority, by by-law, resolution or otherwise, which may by law be granted by such municipality.

Grants or
donations.

13. The company may receive, take and hold all voluntary grants or donations of lands or other property, or any bonus of money or debentures, or other benefit of any sort, made to it for the purpose of aiding in the construction, maintenance and accommodation of the said railway, but the same shall be held and used only for the purpose of such grants or donations only.

Consent of
municipality
required.

14. The company shall not construct or operate its railway along any highway, street or other public place without first obtaining the consent expressed by by-law of the municipality having jurisdiction over such highway, street or other public place, and upon terms to be agreed on with such municipality.

Issue of
securities.

15. The securities issued by the company shall not exceed sixty thousand dollars per mile of its railway, and may be issued only in proportion to the length of railway constructed or under contract to be constructed.

Navigation
and trans-
portation
powers.

16. The company may, for the purposes of its undertaking, construct, acquire, charter and navigate steam and other vessels, for the conveyance of passengers, goods and merchandise; and may 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 may carry on the business of warehousemen and wharfingers; and charge wharfage and other dues for the use of any such property.

Acquisition,
etc. of ho-
tels, etc.

17. The company may, for the purpose of its undertaking, construct, acquire or lease buildings for hotels or

restaurants along its railway; and may carry on such business in connection therewith as tends to the comfort and convenience of the travelling public, and may lay out, manage and lease parks and summer pleasure resorts with the approval, expressed by by-law, of the municipality having jurisdiction over the place in which such parks or summer pleasure resorts are situated, and upon terms to be agreed upon by such municipalities. Parks, etc.
Consent.

18. In addition to the securities which the company may issue under the provisions of this act, the directors, if previously authorized by the shareholders at any annual or special meeting called for that purpose, at which meeting shareholders, representing at least three-fourths in value of the subscribed stock of the company are present or represented by proxy, may raise or borrow moneys for the acquisition, construction, extension or development of any of such properties, assets or works, other than the railway which the company is authorized to acquire, construct or operate; and, to provide for the re-payment of such monies, may issue bonds, debentures, debenture stocks or other securities, perpetual or terminable, not exceeding in amount, however, the actual cost of the properties, assets or works in respect whereof such issue is made. Loans.

19. Any bonds, debentures or other securities authorized by this act may be issued in whole or in part in the denomination and multiples of dollars or of pounds sterling, or any other currency, and may be made payable, both as to principal and interest, in Canada or elsewhere as the company may deem expedient. Issue of
bonds, etc.

20. The directors may issue, as paid-up stocks, 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. Issue of
shares in
payment.

for calls, nor shall the holders thereof be liable in any way thereon; 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.

Company may acquire, etc., bonds, etc., of other companies.

21. The company may acquire, hold, guarantee, pledge and dispose of the stock, bonds or other securities of any transportation, navigation, terminal, hotel, telegraph, telephone, express or other company authorized to carry on any business incidental to the working of railway or steamship lines, upon such terms as are specified, in a by-law passed by the directors for that purpose, and sanctioned by a vote of not less than two-thirds in value of the shareholders present or represented by proxy and voting at any annual or special general meeting of the company duly called for the purpose of considering such by-law, and such by-law shall also be subject to the approval of the Lieutenant-Governor in Council.

Provisions applicable.

22. The provisions now in force of the law relating to railways in the Province of Quebec, and its amendments, shall apply to this company regarding its railway, except where there is incompatibility or express derogation, but shall not apply to the said company as regards its other powers conferred upon it by this act, which shall be exercised in accordance with the provisions of the general law of the Province, except in case of express derogation or incompatibility.

Provisions not applicable.

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

R. S., c. 230, s. 180, replaced for company.

24. Section 180 of the Quebec Railway Act (Revised Statutes, 1925, chapter 230) is replaced, for the company, by the following:

Loss of powers, in certain event.

“180. If the construction of the railway be not commenced within three years, after the granting of the charter, and if at such date the authorized capital of the company has not been increased to fifty million dollars, 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.”

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

26. The company is further authorized to enter into arrangements with any other company or persons for the purpose of leasing, selling, or transferring its road or any or all of its assets, properties or enterprises or any interest therein, on such conditions and for such considerations as to the company may seem advisable. Agreements authorized.

27. The company is authorized to enter into agreements with other railway companies: Idem.

1. For the passage of its cars and running of its trains over any lines or railway which its own line may cross or join, as well as for the running of trains of any other railway company over its own lines;

2. For acquiring branch lines;

3. For facilitating connections between its railway and any other;

4. For acquiring the property, rights and privileges of any other railway company;

5. For leasing, selling or transferring the whole of its railway, branches, extensions, rights, privileges, or any part thereof, to such other railway company, on such conditions as the company may deem expedient.

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