

imprisonment hereinabove enacted in default of payment of the fine and costs."

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

C H A P. 36

An Act to amend the act respecting the Roads Department

[Assented to, the 3rd of April, 1925]

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

1. Section 23 of the act 13 George V, chapter 34, is replaced by the following: 13 Geo. V,
c. 34, s. 23,
replaced.

"23. If a municipal corporation which has passed a resolution under section 22 of this act or under section 21 of the act 3 George V, chapter 21, takes under its charge the roads of the municipality which it governs, it shall by the by-law, adopted for the purpose, enact and subsequently put into operation the necessary measures to indemnify the ratepayers who have already paid or are now paying and shall continue to pay during a fixed term the taxes and assessments under the above mentioned resolutions."

2. Section 31 of the said act is amended: 13 Geo. V,

a. By replacing the word: "three", in the thirteenth line thereof, by the word: "two"; c. 34, s. 31,
am.

b. By replacing the word: "three", in the fifteenth line thereof, by the word: "two".

3. Section 32 of the said act is amended:

a. By replacing the word: "three", in the thirteenth line thereof, by the word: "two"; 13 Geo. V,
c. 34, s. 32,
am.

b. By replacing the word: "three", in the sixteenth line thereof, by the word: "two".

4. Section 95 of the said act is amended by replacing the word: "three", in the fourth line thereof, by the word: "two". 13 Geo. V,
c. 34, s. 95,
am.

5. Section 37 of the said act is replaced by the following: 13 Geo. V,
c. 34, s. 37,

"37. If a municipal corporation which has passed a by-law replaced.
When a cor-

poration
takes charge
of roads.

law under section 36 of this act or under section 5 of the act 3 George V, chapter 21, or having had done, at the expense of the interested parties, the work of macadamizing or gravelling a certain particular road, then takes under its charge the roads of the municipality it governs, it shall then, by by-law adopted for the purpose, enact and subsequently put into operation the necessary measures to indemnify the ratepayers who have already paid or who are now paying and shall continue to pay the taxes and assessments imposed under the above mentioned by-laws or for the work of the macadamizing or gravelling above mentioned."

13 Geo. V,
c. 34, s. 68a,
added.

Provisions
applicable.

6. The following section is inserted in the said act after section 68:

"**68a.** Sections 51, 52, 53, 54, 55 and 56 shall apply to the improved roads which the Minister of Roads maintains or repairs under sections 60 and 63."

13 Geo. V,
c. 34, s. 69,
am.

Preventing
deteriora-
tion of road-
way.

7. Section 69 of the said act is amended by adding there- to the following paragraphs:

"Those who maintain such winter roads shall take the necessary measures to prevent the water from deteriorating the roadway, and shall make trenches in the snow or ice, or all other works which shall be necessary to prevent floods and to facilitate the draining of the waters.

Removal of
snow and
ice.

At the end of the winter, as soon as the driving in winter vehicles becomes difficult and it is time to use summer vehicles, they shall remove the snow and ice from the middle of the road on a width of ten feet and down to six inches from the surface of the paving.

Date of re-
moval of
snow and
ice fixed by
Minister.

The Minister of Roads may, by notices sent by him to the municipal councils, determine each year the date upon which the work of snow and ice removal for the purpose of restoring the circulation of summer vehicles shall be done."

13 Geo. V,
c. 34, ss.
107 and 108,
replaced.

Exposure to
damages by
reason of
line ditch or
water-
course.

8. Sections 107 and 108 of the said act are replaced by the following sections:

"**107.** Whenever a provincial highway, a regional highway, or an improved road, the maintenance and repair whereof has been assumed by the Minister of Roads, are exposed to be deteriorated or damaged by reason of the bad condition of a line ditch or of a water-course, the Minister of Roads may notify the persons interested in such ditch or water-course, or the municipal corporation having jurisdiction, to dig, repair or clean the same.

Action by
Minister.

If the required work is not done within fifteen days after the notice, the Minister of Roads may cause it to be done

and recover the cost thereof either from the persons interested, or from the municipal corporation having jurisdiction, by ordinary suit in his name.

"108. The court before which the action is brought may, upon the plea of the person sued or upon the intervention of a person interested in the ditch or water-course, whenever a municipal corporation is being sued, deduct from the cost of the work the proportion which is attributable exclusively to the requirements of the highway or road.

Deduction by court in certain cases.

"108a. A municipal corporation, which is obliged to pay for the cost of the work done by the Minister of Roads under section 107, may recover, from the persons interested in the line ditch or water-course dug, repaired or cleaned, the sums claimed by the Minister or which it has paid him, in the same manner as if the work had been done under its direction.

Recovery by municipality.

"108b. The Minister of Roads may, at any time, enter into an agreement with any person interested in a ditch or water-course, or with a municipal corporation, for determining the proportion attributable to the requirements of a highway or road, and for deciding how and by whom the maintenance and repair work on a ditch or water-course is to be done and paid for."

Agreement.

9. The following section is inserted in the said act after section 111:

13 Geo. V, c. 34, s. 111a, added.

"111a. Every coupon issued under this act as it existed before the third day of April, 1925, or under the acts 3 George V, chapter 21; 6 George V chapter 2; 7 George V, chapters 9 and 11, and 8 George V, chapters 7 and 11, containing an undertaking to pay interest at the rate of three per cent per annum, due on or before the 1st of December, 1924, shall bind the municipal corporation, which has issued such coupon, for the payment of the sum therein undertaken to be paid, in accordance with the tenor of the coupon.

3 Coupons with interest, undertaking, due before Dec. 1st, 1924, payable according to tenor.

Every such coupon containing an undertaking to pay interest at the rate of three per cent per annum, falling due on the 1st of December, 1925, shall bind the municipal corporation, which has issued it, for the payment only of seven-ninths of the sum which such coupon undertakes to pay, that is to say a sum equal to the interest at the rate of three per cent per annum for the period comprised between the 1st of December, 1924, and the 1st of April, 1925, and to the interest at the rate of two per cent per annum for the period comprised between the 1st of April, 1925, and the 1st of December, 1925.

Id., where due Dec. 1st, 1925, payment reduced.

Id., where
due after
Dec. 1st,
1925, pay-
ment re-
duced.

Every such coupon containing an undertaking to pay interest at the rate of three per cent per annum, falling due after the 1st of December, 1925, shall bind the municipal corporation, which has issued it, for the payment of two-thirds only of the sum which such coupon undertakes to pay, that is to say a sum equal to the interest at the rate of two per cent per annum."

Mun. Code,
art. 429, am.

10. Article 429 of the Municipal Code, as amended by the act 9 George V, chapter 86, section 1, is again amended by replacing paragraph 1 thereof, by the following:

Width of
tires and
weight of
loads.

"1. To fix the width of wheel tires of vehicles drawn by animals and the maximum weight of the loads which persons, residing within the municipality or elsewhere, may convey by means of such vehicles on the roads of the municipality;"

Mun. Code,
art. 522, am.

11. Article 522 of the Municipal Code, as amended by section 1 of the act 11 George V, chapter 108, and by section 2 of the act 13 George V, chapter 86, is again amended by inserting therein, after the third paragraph thereof, as added by section 2 of the act 13 George V, chapter 86, the following paragraph:

Indemnity
for work
done.

"The corporation may enact that the ratepayers or a category of them shall be indemnified, to the extent and in the manner it may determine, for work done in the past by them and their *auteurs* or at their cost and at that of their *auteurs*."

Coming into
force.

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

CHAP. 37

An Act to amend the Quebec Mining Law

[Assented to, the 3rd of April, 1925]

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

R. S., 2098,
am.

1. Article 2098 of the Revised Statutes, 1909, as amended by the acts 1 George V (1910), chapter 17, section 1, and 4 George V, chapter 20, section 1, is again amended by inserting therein, after paragraph 17 thereof, the following paragraph:

"Output".

"18. The word "output", when used in reference to