

and that it has acted as liquidator and as authorized trustee in the Province of Quebec for a number of years past;

That petitioner desires to be empowered to accept and perform the duties of authorized trustee, curator to property, liquidator or receiver of property of persons or corporations in liquidation, insolvent or voluntarily liquidating their business, in the Province of Quebec;

Whereas it is expedient to grant its prayer;

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

Power to act as assignee, etc. **1.** The Canadian Credit Men's Trust Association, Limited, is and has always been empowered to accept and perform the duties of authorized trustee, curator to property, liquidator or receiver of property of persons or corporations in liquidation, insolvent or voluntarily liquidating their business.

Coercive imprisonment. The manager and chief agent for the Province of Quebec shall be liable to coercive imprisonment personally in those cases in which individuals exercising the same functions as are exercised by the company would be so liable.

Certain property not liable. Moneys, properties and securities, received or held by the company acting under the power conferred by this act, shall not be liable for the debts and obligations of the company.

Provisions applicable. **2.** Articles 7096*ee* to 7096*jj*, inclusively, of the Revised Statutes, 1909, shall apply to the company.

Coming into force. **3.** This act shall come into force on the day of its sanction.

CHAP. 117

An Act to incorporate the New Brunswick Electric Power Commission Company

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

Preamble.

WHEREAS the Honourable Pierre J. Véniot, of the town of Bathurst, in the county of Gloucester, in the Province of New Brunswick, Premier of the Province of New Brunswick, the Honourable Ernest A. Smith, of the town of Shediac, in the county of Westmoreland, in the Province of New Brunswick, chairman of the New Brunswick Electric Power Commission, and the Honourable Joseph Enoil

Michaud, of the town of Edmundston, in the county of Madawaska, in the Province of New Brunswick, member of the Executive Council of the said Province of New Brunswick, and a commissioner of the New Brunswick Electric Power Commission, have presented a petition, praying for the passing of an act to incorporate the New Brunswick Electric Power Commission Company with the powers hereinafter mentioned; and

Whereas it is expedient that the prayer of the said petition be granted;

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

1. The Honourable Pierre J. Véniot, of the town of Bathurst, in the county of Gloucester, in the Province of New Brunswick, Premier of the Province of New Brunswick, the Honourable Ernest A. Smith, of the town of Shediac, in the county of Westmoreland, in the Province of New Brunswick, chairman of the New Brunswick Electric Power Commission, and the Honourable Joseph Enoil Michaud, of the town of Edmundston, in the county of Madawaska, in the Province of New Brunswick, member of the Executive Council of the said Province of New Brunswick, and a commissioner of the New Brunswick Electric Power Commission, subject to the provisions of section 4 of this act, and their successors, are hereby constituted a corporation under the name of the "New Brunswick Electric Power Commission Company".

2. The chief place of business of the company shall be at Ste. Rose-du-Déglé, in the county of Témiscouata, in the Province of Quebec.

3. The company shall have no capital stock, and it shall be managed by a board of three directors who are hereby empowered to transact all business necessary to its purposes.

4. The persons named in section 1 of this act shall be the first members and directors and shall remain in office, as such, until replaced by the Lieutenant-Governor in Council of the Province of New Brunswick.

5. For the purpose of regulating the flow of the waters in the Madawaska and St. Francis rivers, and in the tributaries thereof, the company may construct and maintain dams for the storage of water; enter and take possession of

the bed and beach of rivers; enter upon and survey all lands necessary for the purposes of the company, and for the protection of the same from floods or accidents; from time to time, purchase, acquire, hold and enjoy all lands necessary for said purposes: divert, erect, construct, and change roads and highways for the purposes of its undertaking; acquire, purchase, hold and enjoy in the counties of Kamouraska, Témiscouata, and Rimouski all lands, privileges, franchises, rights or other property for the purpose of carrying on the development of the water-power at Grand Falls, in the Province of New Brunswick.

Fishways.

The Lieutenant-Governor in Council may require the construction, in all dams, of fishways, which shall be made in accordance with the plans of the Department of Colonization, Mines and Fisheries.

Acquisitions.

6. The company may acquire either by mutual agreement or by expropriation:

a. The existing dams and works at Lake Témiscouata, and on the River Madawaska and its tributaries;

b. All the immoveable property required for the carrying out and upkeep of the work it is authorized by this act to execute;

c. The immoveable property that may be flooded or otherwise affected through the execution and upkeep of the aforesaid works executed in the counties of Kamouraska, Témiscouata, and Rimouski, or of the works executed in the Province of New Brunswick, through the development of the water-power at Grand Falls;

d. All the immoveable property required for the making of public or private roads to give access to the said works or to replace roads flooded or otherwise destroyed or damaged;

e. All the immoveables required for establishing the necessary servitudes;

f. All the servitudes, real rights, rights conferred by the Legislature, rights resulting from contracts, and all other rights of any kind whatsoever.

Arrangements for disposal of certain power.

7. Before delivering any portion of the power developed as a result of the works provided for by this act, the New Brunswick Electric Power Commission Company shall make the necessary arrangements with the New Brunswick Power Commission to place at the disposal of the Lieutenant-Governor in Council of the Province of Quebec, at a place on the boundary line, determined by the Lieutenant-Governor in Council of the Province of Quebec, a permanent quantity of 5,000 H.P., which shall remain at his disposal on the following conditions:

The Lieutenant-Governor in Council of the Province of Quebec may authorize any person, municipality or company to utilize all or part of such electric power. Within three years from the date of a notice given to the Government of the Province of Quebec by the New Brunswick Electric Power Commission Company, of New Brunswick, that they are prepared to supply such power, the said persons, municipalities or companies shall notify the company that they are prepared to receive the quantity mentioned in the authorization, and the company shall then deliver such quantity at the place on the provincial frontier determined.

The price or rental for such power delivered to such point on the interprovincial boundaries shall be the same as required for an equal quantity of power delivered under similar conditions and circumstances to a municipality situated within the limits of the Province of New Brunswick.

8. The company shall not exercise the powers, granted to it under the present act, upon the public lands or other public property, nor upon private property, unless it shall have acquired the right so to do, in the first case, from the Crown, in the manner provided by law, and, in the second case, from the owners of the lands upon which such powers are exercised either by mutual agreement or in conformity with the provisions of articles 7305e to 7305o of the Revised Statutes, 1909, insofar as this act does not derogate therefrom.

9. To assure the construction and maintenance of the works and the acquisition of the immoveables coming within the scope of this act, the company is authorized to enter into agreements, from time to time, with the New Brunswick Electric Power Commission.

10. The company is vested with all rights and powers belonging to corporations generally, insofar as not derogated from by this act.

11. This act shall be deemed to be as of a local and private nature, and shall come into force on the day of its sanction.