

Grenon, of Chicoutimi, civil engineer, have, by their petition, represented that it is necessary that certain amendments be made to the company's charter, the act 10 George V, chapter 114, and have prayed for an act to confirm its rights and powers thereunder, and extend the time for the construction of its railway lines; and

Whereas it is expedient to grant their prayer;

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

Rights, etc., confirmed.

1. The rights and powers granted to the Quebec & Chibougamau Railway Company by its charter, the act 10 George V, chapter 114, are confirmed.

R. S., 6645, replaced by the Co.

2. Article 6645 of the Revised Statutes, 1909, is replaced for the company by the following:

Period for construction, for expenditure of capital, and for completion.

“6645. If the construction of the railway be not proceeded with and twenty per cent on the amount of the capital be not expended thereon within twenty months after the 15th of March, 1924, or if the railway be not finished and put in operation within ten years from the 15th of March, 1924, the corporate existence and powers of the company shall cease.”

Coming into force.

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

CHAP. 102

An Act to incorporate the Quebec & Western Railway Company

[Assented to, the 15th of March, 1924]

Preamble.

WHEREAS Eugène Gagné, manufacturer; Henri Gagné, farmer; Alphonse Aubin, contractor, all of the village of Métabetchouan, in the Province of Quebec; Francis Stuart Williamson, civil engineer; Louis Wolf, manager, and John H. Cassidy, contractor, all of the city of Montreal, in said Province, have presented a petition, praying that they and such persons, firms or corporations as may hereafter become shareholders therein, be constituted a corporation for the purpose of building and operating a railway as hereinafter mentioned, and that the building and operating of such railway would greatly benefit the Province and more particularly the places through which the same will pass; and

Whereas it is expedient to grant the prayer of 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. The persons above mentioned and such other persons Incorporated as may become shareholders of the company are incorporated under the name of the "Quebec & Western Railway Company", hereinafter called "the company". Incorporation. Name.
2. The persons above named shall be the provisional directors of the company. Provisional directors.
3. The head office of the company shall be at the city of Quebec. Head office.
4. Paragraph 27 of article 6474 of the Revised Statutes, 1909, is replaced, for the company, by the following: R. S., 6474, par. 27, replaced for company.
 "27. The capital stock of the company shall be two million dollars divided into twenty thousand shares of one hundred dollars each, and may be increased, from time to time, to an amount not exceeding thirty thousand dollars per mile of main line and branches, on a vote of two-thirds in value of the shareholders present in person or represented by proxy at a special general meeting duly called according to law." Capital stock.
5. The annual meeting of the shareholders shall be held in the city of Quebec on the second Monday in the month of March. Annual meeting.
6. 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 may determine, for the purpose of passing or confirming the by-laws of the company, election of directors, and considering and determining upon any other business specified in the notice calling such meeting. General meeting.
7. All notices of general or special meetings of the shareholders of the company shall be in writing specifying the date, hour, place and object of the meeting, which notices shall be signed by the secretary or any other person designated by the directors, as the case may be, and sent to the last address given by each shareholder of the company at least eight days before the meeting. Notices of meetings.

Right to construct, etc., railway.

8. The company may lay out, construct and operate, by means of steam, electricity or other motive power, a railway or tramway, of the gauge of 4 feet 8½ inches, from a point at or near the city of Quebec; thence, in a northeasterly direction by the most feasible and advantageous route through the counties of Quebec, Montmorency, Charlevoix and Chicoutimi to a point on the Saguenay river at or near Chicoutimi or Jonquières; thence, in a northerly and westerly direction to a point at or near the village of Mistassini; thence, to a point on James Bay at or near the mouth of the Nottaway river.

Branch lines.

The company may build branch lines or extensions from any point on this main line, provided that, except for the purpose of connecting with another railway, any such branch lines or extensions do not exceed a length of twenty-five miles.

Method of building.

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

Telephone and telegraph lines.

9. The company is further authorized to construct and work, within the limits of the territory in which the building of the railway is authorized, any telegraph or telephone lines required for the working of the said railway.

Water powers.

10. The company may acquire or lease and operate water powers along the line of its railway or in the vicinity thereof and construct, maintain and improve dykes, piers and flumes and all other works required for the development of such water powers as well as for producing electricity or other power.

Electricity.

It may also procure by lease or otherwise from any company or persons the electricity required for its railway.

Bridges.

11. The company has power to construct the bridges required for its railway at such points as it may deem expedient and to make such bridges suitable for the passage of horses, vehicles and foot passages.

Tariff of tolls in certain event.

In the event of any of such bridges being open to the public as a toll bridge a tariff of toll shall be fixed by the Lieutenant-Governor in Council.

Agreements with other companies.

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

1. For the passage of its cars and running of its trains over any line 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 line;
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.

13. Paragraph 16 of article 6474 of the Revised Statutes, 1909, as amended by acts 1 George V (1911), chapter 42, section 1, and 9 George V, chapter 66, section 1, is replaced, for the company, by the following:

“16. To borrow, from time to time, either in Canada or elsewhere, at a rate of interest not exceeding seven per cent, such sums of money as may be expedient for completing, maintaining or working the railway and the undertakings which the company is authorized to carry out; to make the bonds, debentures and other securities, granted for the sums so borrowed, payable either in currency or in sterling or in francs or currency of any country and at such place or places within Canada or without as may be deemed advisable; to sell the same at such prices or discount as may be deemed expedient or be necessary; and to hypothecate, mortgage or pledge the lands, tolls, revenues and other properties of the company, for the payment of such sums borrowed and the interest thereon; but no such bond, debenture or other security shall be for less than one hundred dollars.”

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

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