

C H A P. 30

An Act respecting the preservation of monuments and objects of art having an historic or artistic interest

Assented to, 21st of March, 1922]

Preamble.

WHEREAS, the preservation of historic or artistic monuments and objects of art is of national interest;

Whereas, there are in the Province monuments and objects of art whose historic and artistic character is undeniable;

Whereas, classification is the first condition of the preservation of monuments and objects of art having an historic or artistic interest;

Whereas, the classification of such monuments and objects of art is imperative;

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

Title.

1. This act may be cited under the title of "Historic or Artistic Monuments' Act."

Commission.

2. The Lieutenant-Governor in Council may designate an existing commission, or appoint a commission of five competent persons, who, under the direction of the Provincial Secretary, shall proceed to classify monuments and objects of art, whose preservation is of national interest from an historic or artistic standpoint.

Immoveables susceptible of classification.

3. Immoveables by nature or destination, whose preservation may be of national interest from an historic or artistic standpoint, may be classified wholly or in part.

How made,

4. The classification of immoveables shall be made by the commission and published by the Provincial Secretary in the *Quebec Official Gazette*.

Pronounced final.

5. The final classification of such immoveables shall be pronounced by an order-in-council, on the recommendation of the commission.

Effect of classification.

6. A classified immoveable shall not be destroyed, even partly, nor be the object of any work of restoration, repair or alteration, unless the Provincial Secretary, on the recommendation of the commission, give his consent thereto.

7. Expropriation for public utility of a classified im- Expropria-
moveable shall be pronounced only after the Provincial tion of a
Secretary has been called upon to submit his objections classified
and has announced the consent of the Executive Council. immove-
able.

8. In the event of expropriation, the consent shall be Consent by
pronounced by order-in-council. order-in-
council.

9. The effects of classification shall follow an im- Effects of
moveable into whosoever's hands it goes. classifica-
tion follow
immove-
able.

10. Removal of classification is effected with the same Removal of
formalities and under the same distinctions as classifica- classifica-
tion. tion.

11. Moveable objects, which belong to the Province, to Moveables
municipal, school or other corporations, and whose pre- susceptible
servation is of national interest from an historic or artistic of classifica-
standpoint, may be classified. tion.

12. The classification shall be made by the commission. How made.
A copy of the list of classified objects shall be deposited
at the Department of the Provincial Secretary, where the
public may take cognizance thereof.

13. The final classification of such moveable objects Pronounced
shall be pronounced by an order-in-council on the recom- final.
mendation of the commission.

14. Classified objects are inalienable and imprescrip- Property of
tible, if they belong to the Province. Province
inalienable,
etc.

15. Classified objects belonging to municipal, school or Restora-
other corporations shall not be restored, repaired, or tion, etc, of
alienated (by sale, gift or exchange), save with the author- certain
ization of the Provincial Secretary, on the recommendation classified
of the commission. objects.

16. Moveable objects which do not belong to the Consent of
Province shall not be classified, save with the consent of proprietors.
the proprietors thereof.

17. An immoveable belonging to the Province may be Property of
classified by an order-in-council. the Prov-
ince.

18. An immoveable belonging to a municipal, school or Property of
other corporation cannot be classified, save with the consent a corpora-
of the proprietor. tion.

Property of an individual. **19.** An immoveable belonging to a private individual cannot be classified save with the consent of the proprietor.

Certain alienations null and void.. **20.** The alienation of classified objects made in violation of articles 14 and 15 shall be null and void, and such nullity may be prosecuted by the proprietors or by the Provincial Secretary.

Revendication. **21.** Classified objects which have been irregularly alienated, lost or stolen, may be revendicated at any time by the Provincial Secretary or by the proprietors.

Expenses paid out of consolidated revenue fund. **22.** The expenses incurred for the putting into force of this act shall be paid out of the consolidated revenue fund of the Province.

By-laws of the commission. **23.** The commission may make by-laws for the carrying out of this act; however, such by-laws shall be subject to the approval of the Lieutenant-Governor in Council and shall take effect only from the date of their publication in the *Quebec Official Gazette*.

Annual report of commission. **24.** Each year, the commission shall transmit to the Provincial Secretary a report on the work it has accomplished.

Office of members of commission gratuitous. **25.** No salary shall be attached to the office of member of the commission; however, the members shall be entitled to their travelling expenses.

Ex officio members. **26.** The Provincial Secretary or his representative shall form part of the commission *ex officio*.

Carrying out of act. **27.** The Provincial Secretary shall be charged with the carrying out of this act.

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