

## C H A P. 42

An Act respecting the maintenance and repair of roads  
and to amend various acts concerning roads

[Assented to, the 21st of March, 1922]

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

R. S., 2041*p*,  
am.      **1.** Article 2041*p* of the Revised Statutes, 1909, as  
enacted by the act 4 George V, chapter 18, section 7, is  
amended by adding thereto, the following paragraph:

Designation  
of Minister  
of Roads.      “The Minister of Roads is sufficiently designated, in the  
proceedings that he is authorized to institute in his name  
under any statute, by the words “Minister of Roads”.  
When such a proceeding has been instituted in the name  
of the person filling the office of Minister of Roads, *ès qualité*,  
such proceeding shall be continued by his successor in such  
office under the name of his predecessor, *ès qualité*, without  
it being necessary to proceed by way of continuance of  
suit.”

R. S.,  
2041*ra*,  
enacted.      **2.** The following article is inserted in the Revised  
Statutes, 1909, after article 2041*r* as enacted by the act 4  
George V, chapter 18, section 7:

Inquiry by  
Minister.      “**2041ra.** The Minister of Roads may himself make, or  
authorize by writing a competent person, in his place, to  
make, an inquiry upon the conduct of an employee under  
his control, upon any matter relating to the administration  
or conduct of his Department or upon any matter relating  
to the granting or execution of any contracts or works  
done under the authority of this act for the construction,  
maintenance or repair of roads.

Provisions  
applicable.      The Minister of Roads, or the person delegated by him,  
shall, in such case, have, for the purposes of the inquiry,  
all the powers mentioned in articles 591, 592 and 593.”

R. S. 2041*u*  
to 2041*zz*,  
enacted.      **3.** The following sections and articles are inserted in  
the Revised Statutes, 1909, after article 2041*t* of the said  
statutes, as enacted by the act 4 George V, chapter 18,  
section 7:

## "SECTION IV

## "MAINTENANCE AND REPAIR OF ROADS

"§ 1.—*Title of the section*

"**2041u.** This section may be cited under the title Title of "Maintenance and Repair of Roads Act".

"§ 2.—*Maintenance and Repair of Roads Bureau*

"**2041v.** There shall be established in the Department of Roads a branch under the name of "Maintenance and Repair of Roads Bureau".

"**2041w.** The Lieutenant-Governor in Council shall appoint an officer called "General Superintendent of Maintenance and Repair of Roads," and the other officers and employees, composing the Maintenance and Repair of Roads Bureau.

"**2041x.** The General Superintendent of Maintenance and Repair of Roads shall carry out, under the direction of the Minister of Roads, the Maintenance and Repair of Roads Act.

He may, for such purpose, acquire machines, implements and tools, procure supplies of materials, engage inspectors, patrolmen and other employees, organize maintenance systems by patrolmen or other maintenance systems and take all other necessary steps for the maintenance and repair of roads in the Province.

"§ 3.—*Maintenance and Repair of Provincial Highways and Regional Roads*

"**2041y.** In this section, the expression "Provincial highway" means a road built by the Government of the Province before the 1st of January, 1922, under section 19 of the act 3 George V, chapter 21, and also the King Edward VII highway, connecting Montreal with Rouse's Point.

In this section, the expression "regional road", means a road classified by the Minister of Roads as a regional road under article 2041z.

"**2041z.** When the Minister of Roads deems that the interests of a region and the traffic require it, he may, by a notice which he publishes in the *Quebec Official Gazette* and mails to the municipal corporation having jurisdiction over

Maintenance and repair of Roads Bureau.

Officers.

Carrying out of act.

Idem.

"Provincial highway."

"Regional road."

Designation of road as a regional road by Minister.

the road, declare that, from and after the date which he fixes, the road therein designated shall be a regional road.

Removal of classification.

“**2041aa.** The Minister of Roads may, by a notice which he publishes in the *Quebec Official Gazette* and mails to the municipal corporation having jurisdiction over the road, remove from classification, from and after the date which he fixes, a road classified as a regional road.

Necessary works.

“**2041bb.** The Minister of Roads may cause to be carried out, as he deems proper, the necessary works for the maintenance and repair of Provincial highways and regional roads.

Contributions.

“**2041cc.** The contribution exigible from a municipality traversed by a Provincial highway shall not exceed fifty per cent of the cost of the work so performed within its limits, and the contribution exigible from a municipal corporation having jurisdiction over a road classified as a regional road shall not exceed fifty per cent of the cost of the work so performed on such road. The Minister of Roads shall determine the proportion and the amount of such contributions in a certificate which he transmits to the Provincial Treasurer.

Certificate of Minister.

By agreement.

Instead of exacting a proportion of the cost of the work, the Minister of Roads may fix the contribution on a basis agreed upon between him and the council of the interested municipality.

“§ 4.—*Maintenance and Repair of Improved Roads*

“Improved road.”

“**2041dd.** In this section, the expression “improved road” means any road which has been gravelled, stoned, macadamized or built in any manner considered permanent, by means of moneys supplied, wholly or in part, by the Government of the Province; but it does not mean Provincial highways, regional roads or toll roads.

“Road built in a manner considered permanent.”

The expression “road built in a manner considered permanent” means a road of a higher quality than that of earth roads, whose surface has been covered with a layer of materials welded by means of cement, bitumen or mechanical pressure.

Municipal corporation to maintain improved road.

“**2041ee.** Every municipal corporation shall be bound to keep in good order any improved road, under its jurisdiction, and to perform all the necessary maintenance and repair work thereon.

“**2041ff.** On the report of the General Superintendent of Maintenance and Repair of Roads to the effect that a municipal corporation neglects to maintain an improved road or to make such repairs as are required thereon, the Minister of Roads shall give a notice to such corporation, under his signature, or that of the Deputy Minister of Roads, or that of the General Superintendent of Maintenance and Repair of Roads, ordering such corporation to perform the maintenance and repair work which he prescribes and determining the delay within which such work shall begin.

Order to corporation in default.

“**2041gg.** If within fifteen days following the date of mailing of the notice mentioned in article 2041ff, in an envelope addressed to the interested corporation, such corporation has not taken the necessary steps to conform to the injunctions contained in such notice or has not made the arrangements authorized by article 2041jj, the Minister of Roads shall cause the maintenance and repair work, which he deems necessary, to be made at the expense of the corporation interested.

Work done at expense of corporation in certain cases.

“**2041hh.** The Minister of Roads shall determine the cost of the work which he has performed under article 2041gg, in a certificate which he shall transmit to the Provincial Treasurer.

Minister's certificate of cost.

“**2041ii.** Any municipal corporation may pass a by-law or resolution requesting the Minister of Roads to have its improved roads, or a portion thereof, maintained and repaired by the General Superintendent of Maintenance and Repair of Roads. Such by-law or resolution shall authorize the head of the council and the secretary-treasurer or clerk to sign an agreement with the Minister of Roads.

Request of corporation for maintenance of its improved roads.  
Agreement.

“**2041jj.** The Minister of Roads may, on conditions which he determines, taking into account the nature and the importance of the traffic on the roads, the circulation thereon and the resources of the municipality, take charge of the maintenance and repair of improved roads of any corporation making a request therefor under article 2041ii or he may grant the subsidy he deems proper to the municipality which desires to maintain and repair its improved roads. He may consent to take charge only of a portion of the roads mentioned in the by-law or resolution.

Roads taken charge of by Minister.

Subsidy.

Portion only.

The arrangements made between the Minister of Roads and the corporation shall be set forth in a contract signed

Contract.

by the representatives of the corporation, designated in the by-law or resolution, and by the Minister of Roads, or the Deputy Minister of Roads, or the General Superintendent of Maintenance and Repair of Roads.

Effect of contract.

“**2041kk.** No by-law or resolution passed under article 2041ii shall be amended by the council which has passed it, when a contract, authorized by such by-law or resolution, has been signed under article 2041jj, save with the consent of the Minister of Roads.

Work of maintenance performed.

“**2041ll.** The General Superintendent of Maintenance and Repair of Roads shall maintain and repair such roads as formed the object of the arrangements authorized by article 2041jj and the Minister of Roads shall transmit to the Provincial Treasurer a certificate establishing that the work agreed upon has been performed and determining the amount of the contribution exigible from the corporation according to the contract.

Certificate of Minister.

#### “§ 5.—*Earth Roads and Bridges*

Subsidies for earth roads and bridges.

“**2041mm.** The Minister of Roads may grant subsidies for the building, maintenance and repair of earth roads and bridges. He shall determine the conditions which must be fulfilled for the obtaining of such subsidies.

Work under direction of Minister. Subsidy first determined.

The subsidized work shall be performed under his direction and in conformity with his instructions.

The amount of each subsidy shall be determined by the Minister of Roads before the subsidized work may be performed.

#### “§ 6.—*General Provisions*

Meaning of maintenance and repair work.

“**2041nn.** Work necessary for the maintenance and repair of Provincial highways, regional roads or improved roads, means:

*a.* Any work necessary to keep the roadway in such a state that a vehicle in a proper condition may, conforming to laws and by-laws, circulate thereon without such vehicle being damaged by striking against such roadway, at any time, save during the season of winter roads and at such times as the Minister of Roads may prohibit traffic owing to thaw;

*b.* The repair of holes and ruts; the oiling, tarring and relaying of macadams; regravelling; the renewal in general of the upper layer of roadways;

*c.* The maintenance and repair of shoulders;

*d.* The cleaning of ditches, only in so much as is necessary for the draining of the roadway; but not the removal of snow or ice during the season of winter roads;

*e.* The maintenance and repair of railings; the establishing, maintenance and repair of guide-posts and danger-signals;

*f.* The repair of the embankments and walls supporting the roadway;

*g.* The rebuilding, maintenance and repair of bridges having a span of not more than twenty feet.

Damages to the tires and springs of a vehicle shall not be considered due to any lack of maintenance or repair of the highway or road on which such damages occurred. Damages to tires, etc.

“**2041oo.** Whatever persons are bound, under any by-law or act, to perform any road work mentioned in this section, all sums or contributions, recoverable under said section shall be exigible from the corporation controlling such roads. Corporation liable for contribution.

“**2041pp.** A certificate issued by the Minister of Roads, under articles 2041cc, 2041hh, and 2041ll, and signed by him or by the Deputy Minister, shall be final and shall incontrovertibly establish the exigibility of the debt or contribution against the corporation designated. Such debt or contribution is recoverable by the Crown by ordinary suit. Effect of Minister's certificate. Suit by Crown.

“**2041qq.** As soon as the Provincial Treasurer has signified to him the amount due by a municipal corporation in virtue of a certificate issued by the Minister of Roads, under articles 2041cc, 2041hh, and 2041ll, the secretary-treasurer or clerk of such corporation shall forthwith, in conformity with the provisions of the Municipal Code or of the act governing such corporation, prepare a special collection roll and levy the amount claimed, either on the whole municipality, or only on the properties bound to maintain the road on which the work has been performed, according as the road by-laws in force in the municipality shall require. Levying of amount due by corporation.

“**2041rr.** Whenever, under this section or any act respecting roads, the Minister of Roads maintains, repairs or improves a road or a highway or performs maintenance, repair or improvement work thereon, such action shall not have the effect of withdrawing such road or highway from the authority of the municipal corporation to which it belongs nor of altering the latter's obligations towards Effect of road work by Minister.

the public. Such corporation shall not, however, be responsible for damages due to the fault of employees of the Minister of Roads, committed in the discharge of their duties, nor to any default in the fulfilment of the obligations undertaken by the Minister of Roads, under articles 2041z, 2041bb, 2041gg, and 2041jj.

Winter roads.

“**2041ss.** The maintenance of winter roads on a Provincial highway, a regional road or an improved road which the Minister of Roads maintains or repairs, shall, like any other municipal road, be under the control of the municipal corporation to which such highway or such road belongs, and be in charge, either of such municipal corporation, or of the persons designated by the same, in conformity with the Municipal Code and the special legislative provisions governing such corporation.

Balizes.

“**2041tt.** Balizes shall not be planted on the paved portion of a Provincial highway, a regional road or an improved road.

Penalty.

Any person planting balizes contrary to such prohibition, shall be liable to a fine not exceeding eight dollars and may be condemned also to pay the damages which he has caused.

Payment of subsidies and expenses.

“**2041uu.** The subsidies whose payment is authorized by the Maintenance and Repair of Roads Act and the expenses which the Minister of Roads incurs in carrying out such act shall be paid:

a. Out of the sums voted each year by the Legislature for the improvement and maintenance of roads; and

b. Out of a sum of one million dollars, which the Provincial Treasurer is authorized by this article to take from that part of the moneys deposited in the consolidated revenue fund, accruing from the application of the provisions of the act 11 George V, chapter 24.”

#### “SECTION V

#### “*Improvement of Roads*

Subsidies for improvement of roads.

“**2041vv.** Out of the sums voted annually by the Legislature for the improvement and maintenance of roads, the Minister of Roads may grant, to any municipal corporation, rural or village or county, a subsidy equal to the half of the expenses it has incurred for the improvement of a road within the meaning of article 2041dd.

**2041ww.** Whenever the road, so improved, is a road of general interest, the Minister of Roads may grant a special subsidy, in addition to that authorized by article 2041vv.

Special subsidy when a road of general interest.

**2041xx.** The amount of each of the subsidies, authorized by articles 2041vv and 2041ww, shall be determined by the Minister of Roads before the works subsidized may be carried out.

Amount of subsidy first determined.

**2041yy.** A corporation, in order to obtain a subsidy authorized by articles 2041vv and 2041ww, must:

What corporation must do to obtain subsidy.

*a.* Pass a by-law or a *procès-verbal* ordering the projected improvement and providing for its maintenance, and deliver to the Minister of Roads a copy of such by-law or *procès-verbal*;

*b.* Carry out the works subsidized under the direction of the Minister of Roads, in accordance with the plans and specifications he has prepared;

*c.* Make each month, during the carrying out of the works, a special report of the expenses incurred in accordance with the form furnished by the Roads Department, accompanied by a resolution of the council approving such report, and by an affidavit of the secretary-treasurer attesting its correctness.

**2041zz.** With the object of obtaining the subsidies authorized by articles 2041vv and 2041ww, a rural or village corporation may, even after having passed a by-law placing the roads at its charge, and notwithstanding any provision of the Municipal Code to the contrary, upon petition of the majority of the ratepayers of a designated part of the municipality, pass a by-law ordering the projected improvement and its maintenance at the expense of the ratepayers of such part of the municipality and imposing a direct tax for such purpose on the taxable property of the said part of the municipality. Such corporation may also enact that the improvement, once made at the expense of the ratepayers of a part of the municipality, shall be maintained at the expense of the corporation instead of at that of such ratepayers.

By-law ordering improvement at expense of ratepayers with view to subsidies. Maintenance of improvement made.

Every by-law passed under this article shall come into force fifteen days after its promulgation.”

When by-law in force.

**4.** Articles 2012 to 2022*d*, inclusively, of the Revised Statutes, 1909, as replaced by the act 1 George V (2nd session), chapter 21, section 1, and amended by the acts 2 George V, chapter 21, section 1, and 2 George V, chapter 22, section 1, are repealed.

R. S., 2012 to 2022*d*, repealed.

3 Geo. V, c. 21, s. 1, am. **5.** Section 1 of the act 3 George V, chapter 21, is amended by replacing the words: "which have not availed themselves of the provisions of article 535 of the Municipal Code", in the second, third and fourth lines thereof, by the words: "whose roads are not in the charge of the corporation."

3 Geo. V, c. 21, s. 2, re-placed. **6.** Section 2 of the act 3 George V, chapter 21, is replaced by the following section:

By-law ordering work deemed permanent. **"2.** A rural, village or county municipality desiring to benefit by this act shall, after an understanding with the Minister of Roads, pass a by-law which shall come into force after it has been approved, as provided in section 3, ordering the macadamizing, stoning, gravelling or improvement made in a manner deemed permanent, of the roads therein described. Such by-law shall authorize the mayor and the secretary-treasurer or clerk to sign in favour of the Provincial Treasurer, whenever the Government is ready to supply a sum of money for the carrying out of the works ordered, forty-one coupons containing a promise on the part of the municipality to pay annually, at the time fixed by the Provincial Treasurer and mentioned on the coupons, three per cent interest on the sum to be thus supplied. The by-law shall also provide by means of a special tax or otherwise for the payment of the three per cent interest on the sums which may be supplied by the Government.

Coupons. Interest charge provided for. Effect of existing by-law. A by-law passed before the 21st of March, 1922, in conformity with section 2 of this act, as it existed before this date, and approved by the Lieutenant-Governor in Council, has the same effect as a by-law passed in conformity with the foregoing paragraph of this section and sufficiently authorizes the mayor and the secretary-treasurer or the clerk of the municipality which has passed it, to sign in favour of the Provincial Treasurer, whenever the Government is ready to supply a sum of money for the carrying out of the works ordered, forty-one coupons containing a promise on the part of the municipality to pay annually, at the time fixed by the Provincial Treasurer and mentioned on the coupons, three per cent interest on the sum to be supplied by the Government; such by-law sufficiently provides, by means of a special tax, for the payment of the three per cent interest on the sums which may thus be supplied by the Government.

Signing of coupons. In no case is the council of the municipality obliged to pass a resolution in order to authorize the mayor and the secretary-treasurer or clerk to sign the coupons."

**7.** Section 3 of the act 3 George V, chapter 21, is <sup>3 Geo. V, c. 21, s. 3, replaced.</sup> replaced by the following section:

**“3.** When the requirements mentioned in section 2 are <sup>Approval of</sup> complied with to his satisfaction, the Lieutenant-Governor <sup>by-law.</sup> in Council shall approve the by-law. The by-law, when <sup>No change</sup> approved by the Lieutenant-Governor in Council, cannot <sup>without</sup> be changed, except with his consent.”

**8.** Section 3a of the act 3 George V, chapter 21, as <sup>3 Geo. V, c. 21, s. 3a, repealed.</sup> enacted by the act 7 George V, chapter 9, section 1, is <sup>repealed.</sup> repealed.

**9.** Section 5 of the act 3 George V, chapter 21, is <sup>3 Geo. V, c. 21, s. 5, replaced.</sup> replaced by the following section:

**“5.** Upon petition of the majority of the ratepayers, <sup>By-law</sup> bound to maintain certain roads, any municipality to <sup>ordering</sup> which this act applies may pass the by law mentioned in <sup>road work</sup> section 2 and enact moreover in the said by-law that the <sup>on petition</sup> improvements therein described shall be made at the ex- <sup>of rate-</sup> pense of the persons who are bound to maintain the said <sup>payers</sup> roads or parts of roads, and that the part which the muni- <sup>bound.</sup> cipality must contribute to the payment of the annual interest shall be levied by means of a special assessment on the ratepayers who are bound to maintain the said roads or parts of roads.

The responsibility of the municipality for its share of <sup>Responsibility of muni-</sup> the payment of the annual interest is not diminished by the <sup>cipality.</sup> adoption of the by-law authorized by this section, but the municipality must levy, annually, on the ratepayers <sup>Levying of</sup> bound to maintain the said roads or parts of roads and <sup>amount</sup> who benefit by this act, the money which it is bound to <sup>from rate-</sup> pay to the Provincial Treasurer.” <sup>payers</sup> <sup>liable.</sup>

**10.** Section 5a of the act 3 George V, chapter 21, as <sup>3 Geo. V, c. 21, s. 5a, replaced.</sup> enacted by the act 4 George V, chapter 19, section 1, is <sup>replaced.</sup> replaced by the following section:

**“5a.** Upon petition of the ratepayers interested in <sup>By-law</sup> the improvement of certain roads, any municipality to <sup>ordering im-</sup> which this act applies, and which has passed a by-law <sup>provement</sup> placing the roads under the charge of the corporation, may <sup>at expense</sup> pass the by-law mentioned in section 2, and enact more- <sup>of rate-</sup> over in the said by-law that the improvements therein <sup>payers who</sup> described shall be made at the expense of the petitioners, <sup>are petition-</sup> and that the three per cent annual interest, during forty- <sup>ers.</sup> one years, shall be levied by means of a special assessment <sup>Special</sup> on the ratepayers who have signed the petition. <sup>assessment</sup> <sup>for interest</sup> <sup>charge.</sup>

The responsibility of the municipality for the payment <sup>Respon-</sup> of the annual interest shall not be diminished by the adop- <sup>sibility of</sup>

municipality. Levying of amount from rate-payers. tion of the by-law authorized by this section, but, the municipality must levy, annually, upon the ratepayers, who have signed the petition and who benefit by this act, the money which it is bound to pay to the Provincial Treasurer."

3 Geo. V, c 21, s. 6, a **11.** Section 6 of the act 3 George V, chapter 21, as amended by the acts 5 George V, chapter 3, section 1; 7 George V, chapter 9, section 2, and 10 George V, chapter 7, section 1, is again amended by replacing the word: "thirty", in the sixth line thereof, by the word: "thirty-five."

Id., s. 9, am. **12.** Section 9 of the act 3 George V, chapter 21, is amended by striking out the second paragraph thereof.

Id., s. 10a, am. **13.** Section 10a of the said act 3 George V, chapter 21 as enacted by the act 9 George V, chapter 6, section 1, is amended by striking out the words: "under paragraph b of section 2" in the tenth and eleventh lines thereof.

Id., s. 11, am. **14.** Section 11 of the act 3 George V, chapter 21, as amended by the acts 4 George V, chapter 18, section 8, and 4 George V, chapter 19, section 3, is again amended by replacing the words: "and resolution passed", in the seventh line thereof, by the word: "passed".

Id., s. 14, am. **15.** Section 14 of the act 3 George V, chapter 21, as amended by the acts 4 George V, chapter 18, section 8, and 4 George V, chapter 19, section 4, is again amended by replacing the words: "and the resolution passed", in the first and second lines thereof, by the word: "passed".

Id., s. 15, am. **16.** Section 15 of the act 3 George V, chapter 21, as amended by the acts 4 George V, chapter 18, section 8, and 4 George V, chapter 19, section 5, is again amended by replacing the words: "and resolution passed," in the first and second lines thereof, by the word: "passed".

Id., s. 16, repealed. **17.** Section 16 of the act 3 George V, chapter 21, as amended by the act 4 George V, chapter 19, section 6, is repealed.

Id., s. 20, am. **18.** Section 20 of the act 3 George V, chapter 21, as amended by the acts 4 George V, chapter 18, section 8, and 4 George V, chapter 19, section 9, is again amended by replacing sub-paragraph c of paragraph 1 by the following:

“c. Authorize the Minister of Roads to acquire any land that may be necessary;”

Acquisition of necessary land.

**19.** Paragraph 2 of section 20*a* of the act 3 George V, chapter 21, as enacted by the act 4 George V, chapter 19, section 10, is replaced by the following:

3 Geo. V, c. 21, s. 20*a*, am.

“2. When, in consequence of the carrying out of this act, any persons allege that they have suffered damages to their property, other than such as are due to an expropriation, and make claims in connection therewith, the Minister of Roads shall, in default of agreement with such persons, refer such claims to the Quebec Public Service Commission, which shall hear and determine them in the same manner as any other matter within its jurisdiction.”

Jurisdiction of Quebec Public Service Commission.

**20.** The act 3 George V, chapter 21 is amended by inserting therein, after section 20*a*, as enacted by the act 4 George V, chapter 19, section 10, the following section:

3 Geo. V, c. 21, s. 20*b*, enacted.

“**20*b*.** When the Minister of Roads has been authorized under sub-paragraph *c* of paragraph 1 of section 20 to acquire any land that may be necessary, articles 6555, 6556, 6557, 6558, 6562, and 6565 to 6591, inclusive, of the Revised Statutes, 1909, as amended, shall apply, by replacing, wherever they occur, the words: “the company” by the words: “the Minister of Roads”, and the word: “railway”, by the word: “road”; the Quebec Public Service Commission, exercising, however, the jurisdiction conferred upon a judge of the Superior Court by such articles of the Revised Statutes. The Commission may, in granting immediate possession of the lands needed, accept, in lieu of the security required by paragraph 3 of article 6579 of the said statutes, a certificate from the Provincial Treasurer, stating that the latter holds at the disposal of the court the amount determined upon.”

Provisions to govern acquisition of land.

Jurisdiction of Quebec Public Service Commission.

Granting of immediate possession.

**21.** Section 22 of the act 3 George V, chapter 21, is replaced by the following section:

3 Geo. V, c. 21, s. 22, replaced.

“**22.** If a corporation takes under its charge the roads of the municipality which it governs, the amounts theretofore paid by the ratepayers under section 5 or section 21 shall be deducted from the sums they will have to pay in consequence of the corporation having taken the roads under its charge, the whole so that the total assessment payable by such ratepayers shall not be higher than that payable by the other ratepayers of the municipality.”

Deduction of sums paid by ratepayers, in certain cases.

**22.** Section 11*b* of the act 6 George V, chapter 2, as

6 Geo. V, c.

2, s. 11b, am. enacted by the act 7 George V, chapter 11, section 3, is amended:

*a.* By adding thereto after the word: "built", in the seventh line of the first paragraph, the words: "the Quebec Public Service Commission exercising, however, the jurisdiction conferred by such articles of the Revised Statutes upon a judge of the Superior Court.";

*b.* By replacing the words: "The judge", in the first line of the second paragraph thereof, by the words: "The Quebec Public Service Commission";

*c.* By replacing the words: "the judge", in the second line of the third paragraph thereof, by the words: "the Quebec Public Service Commission".

6 Geo. V, c. 2, s. 12, am. **23.** Section 12 of the said act 6 George V, chapter 2, as amended by the act 7 George V, chapter 11, section 4, is again amended:

*a.* By striking out the words: "(3 George V, chapter 21; 4 George V, chapter 19, and 5 George V, chapter 3)", in the third, fourth and fifth lines thereof;

*b.* By striking out sub-paragraph *a* of paragraph 1 thereof.

Acts repealed.

**24.** The acts 7 George V, chapter 10; 8 George V, chapter 59, and 11 George V, chapter 11, are repealed.

8 Geo. V, c. 11, s. 11, replaced.

**25.** Section 11 of the act 8 George V, chapter 11, is replaced by the following:

Consideration given to certain amounts paid for obtaining of subsidies.

**11.** The amounts paid by a corporation for the carrying out of works, prescribed or performed by the Minister of Roads under this act, may be taken into consideration for the obtaining of the subsidies, the payment whereof is authorized by articles 2041*vv* and 2041*ww* of the Revised Statutes, 1909."

8 Geo. V, c. 7, s. 12, am.

**26.** Section 12 of the act 8 George V, chapter 7, is amended:

*a.* By adding thereto, after the word: "built", in the eighth line of paragraph 2, the words: "the Quebec Public Service Commission exercising, however, the jurisdiction conferred upon a judge of the Superior Court by such articles of the Revised Statutes.";

*b.* By replacing the words: "The judge", in the first line of the second paragraph of paragraph 2 thereof, by the words: "The Quebec Public Service Commission";

*c.* By replacing the words: "the judge", in the second

line of the third paragraph of paragraph 2 thereof, by the words: "the Quebec Public Service Commission."

**27.** Section 14 of the act 8 George V, chapter 11, is amended: 8 Geo. V, c. 11, s. 14, am.

*a.* By adding after the word: "road", in the eighth line, the words: "the Quebec Public Service Commission, exercising, however, the jurisdiction conferred by such articles of the Revised Statutes upon a judge of the Superior Court.";

*b.* By replacing the words: "The judge", in the ninth line thereof, by the words: "The Quebec Public Service Commission."

**28.** Section 13 of the act 8 George V, chapter 7, is amended by striking out sub-paragraph *a* of paragraph 1 thereof. 8 Geo. V, c. 7, s. 13, am.

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

#### CHAP. 43

An Act to amend the Revised Statutes, 1909, respecting the Department of Colonization, Mines and Fisheries.

[Assented to, the 8th of March, 1922]

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

**1.** Article 2047 of the Revised Statutes, 1909, as amended by the act 11 George V, chapter 43, section 3, is replaced by the following: R. S., 2047, replaced.

**"2047. 1.** The Lieutenant-Governor in Council shall appoint a Deputy Minister of Colonization, Mines and Fisheries, in this chapter called the "Deputy Minister." Appointment of Deputy Minister.

Under the direction and control of the Minister, the Deputy Minister shall supervise the other officers, employees, messengers and servants and have the general control of the affairs of the department. His functions.

The orders of the Deputy Minister shall be executed in the same manner as those of the Minister, and his authority shall be deemed that of the head of the department, so that he can validly affix his signature in his said capacity, and thereby give force and authority to any receipt, His authority.