

day of June, eighteen hundred and ninety-two, are valid, notwithstanding that the duties imposed under the laws relating to duties upon successions were not paid till after the date on which such deeds were passed, or have not yet been paid, provided, in the latter case, the said duties and interest thereon be paid within one hundred and twenty days after the coming into force of this act.

2. The possessor of an immoveable property which has formed part of the property of a succession or has been the only property of a succession and has been the object of a deed of transfer made and passed since the twenty-fourth day of June, eighteen hundred and ninety-two, notwithstanding that the duties imposed under the law relating to duties on successions, if any were exigible, were not paid, may, if it is established to the satisfaction of the Comptroller of Provincial Revenue that his title to such immoveable property would otherwise be valid, and that he cannot obtain from one of the persons mentioned in paragraph 2 of article 1381 of the Revised Statutes, 1909, the declaration thereby required, himself make a similar declaration. The collector of provincial revenue shall, upon receipt of such declaration from the possessor, determine the amount of succession duty exigible, if any, and issue, upon payment thereof with interest, a certificate establishing that such duties have been paid, or, if no duties are exigible, issue a certificate establishing that no duty is exigible.

Declaration may be made by possessor in certain case.

3. This act shall not affect pending cases, nor the acquired rights of third parties.

Pending cases, etc.

C H A P. 30

An Act to amend the Revised Statutes, 1909, respecting motor vehicles

[Assented to, 19th of March, 1921]

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

1. Article 1388 of the Revised Statutes, 1909, as R. S., 1388, amended by the acts 4 George V, chapter 12, section 1; 7^{am.} George V, chapter 21, section 1; and 8 George V, chap-

ter 26, section 1, is again amended by adding thereto the following paragraph:

Interpreta-
tion

"4. The word: "capacity" in the case of trucks, delivery vans, auto-busses or other similar vehicles, shall mean the carrying capacity, and, in the case of traction engines or other similar vehicles, shall mean the hauling capacity."

R. S. 1389,
am.

2. Article 1389 of the Revised Statutes, 1909, as amended by the acts 1 George V (2nd session), chapter 16, section 1; 3 George V, chapter 19, section 1; 4 George V, chapter 12, section 2; and 7 George V, chapter 21, section 2, is again amended by replacing sub-paragraph *e* of the second paragraph thereof by the following:

Duty.

"*e.* Of a capacity of more than two and one-half tons, but not more than three tons, seventy-five dollars."

R. S. 1390,
replaced.

3. Article 1390 of the Revised Statutes, 1909, is replaced by the following:

Registra-
tion of mo-
tor vehicles.

"**1390.** On receipt of such statement and of the proper fees, the Provincial Treasurer shall at once register such motor vehicle in a book kept in his department for that purpose, assign to it a distinctive registration number, and deliver to the applicant an interim receipt for the fees paid and two markers bearing: (*a*) the same registration number as entered in the book opposite the name of the applicant; (*b*) figures indicating the current registration year, and (*c*) the name of the Province. Such markers shall further be provided with such identifying marks and protective means as the Provincial Treasurer may determine, and shall be kept solidly attached to the motor vehicle so registered, during the whole of the registration year."

Markers.

R. S. 1391,
replaced.

4. Article 1391 of the Revised Statutes, 1909, is replaced by the following:

Certificate
of registra-
tion.

"**1391.** Subject to the provisions of article 1432, and the regulations made thereunder, the Provincial Treasurer shall, after such registration being found regular, deliver a certificate signed by him, bearing the dates of its issue and of its expiry, the registration number given to the motor vehicle for the current registration year, the name and address of its owner, and containing other particulars set forth in the statement filed with him."

R. S. 1392,
replaced.

5. Article 1392 of the Revised Statutes, 1909, is replaced by the following:

Certificate
to be car-
ried.

"**1392.** No motor vehicle shall be used on any highway, unless the certificate of registration be carried therein

so as to be exhibited on demand by the proper revenue officers, and unless it has the markers attached outside, one in front and one in rear, in such a position and kept in such a state of cleanliness that the registration number thereon shall be plainly visible at a distance of sixty feet and be properly illuminated by the lamp in the rear during such time as the motor vehicle is required to display lights.

In the case of motor cycles, only one marker in the back is required."

6. Article 1395 of the Revised Statutes, 1909, as R. S. 1395, amended by the acts 1 George V (2nd Session), chapter 16, section 3, and 7 George V, chapter 21, section 4, is replaced by the following:

"**1395.** The Lieutenant-Governor in Council may, subject to such conditions as he may impose, grant to any manufacturer of, or dealer in, motor vehicles, such reductions in registration fees, such remittances of transfer fees and such privileges in regard to the registration of motor vehicles and the issue of licenses in connection therewith, as he may deem advisable. Nothing in this article shall apply to the motor vehicles employed by a manufacturer or dealer for private use or for hire."

7. Article 1396 of the Revised Statutes, 1909, as R. S. 1396, amended by the act 7 George V, chapter 21, section 5, is amended:

- a. by replacing the words: "registration seal or number", in the fourth line of the first paragraph thereof, by the word: "marker";
- b. by striking out the words: "and a half" at the end of the second paragraph thereof;
- c. by adding the following paragraph thereto:

"No truck, delivery van, autobus, traction engine or other similar vehicle, equipped entirely or in part with solid tires, shall be used or operated upon the public highways, when it has on its tires, or on one or any of them, cleats, caterpillars or other appliances which may damage the road bed or the street improvements."

8. Article 1397a of the Revised Statutes, 1909, as R. S. 1397a, enacted by the act 6 George V, chapter 16, section 1, and amended by the act 7 George V, chapter 21, section 7, is again amended by replacing the words: "number plates" in the third and in the seventh lines thereof, by the word: "markers."

R. S. 1414c, enacted. **9.** The following article is inserted in the Revised Statutes, 1909, immediately after article 1414b, as enacted by the act 7 George V, chapter 21, section 16:

Fines and costs, to whom payable. **"1414c.** The fines and costs, due in execution of a judgment rendered under proceedings instituted for the violation of any of the provisions of this section or of any of the regulations made thereunder, shall be payable to the collector of provincial revenue for the district in which such proceedings have been taken, and the latter shall remit the same to the Provincial Treasurer."

R. S. 1417, replaced. **10.** Article 1417 of the Revised Statutes, 1909, as amended by the act 3 George V, chapter 19, section 5, is replaced by the following:

Motor vehicles, how to be equipped. **"1417. 1.** Every motor vehicle, while in use on a public highway, shall be provided with:

- a. brakes in good order and of sufficient strength to control such vehicle, when required;
- b. a horn or other signalling device;
- c. a mirror of sufficient size and quality to enable the driver thereof to see from his seat any vehicle coming from the rear;
- d. two lamps in front and one in rear, except that, in the case of a motor cycle, one lamp in front shall be sufficient.

However, sub-paragraph *c* shall apply only to trucks, delivery vans, autobusses, traction engines, and other freight vehicles.

2. From one hour after sunset to one hour before sunrise, the front lamps must show a white light, in the direction followed by the motor vehicle, and the rear lamp must show a red light in the reverse direction; all of which lights shall be visible at a distance of at least one hundred feet whether the motor vehicle be in motion or stationary, except within the lighted portions of cities, towns and villages, in which case, the lights must show only when the motor vehicle is in motion."

R. S., 1420, am. **11.** Article 1420 of the Revised Statutes, 1909, as amended by the acts 3 George V, chapter 19, section 8, 7 George V, chapter 21, section 19, and 8 George V, chapter 26, section 6, is again amended by inserting therein, after the word: "crossings", in the second line thereof, the words: "and, when approaching a railway crossing, within a distance of five hundred feet therefrom,".

R. S. 1427, am. **12.** Article 1427 of the Revised Statutes, 1909, as

amended by the acts 4 George V, chapter 12, section 8, and 7 George V, chapter 21, section 23, is again amended by replacing all the words after the word "liable" in the ninth line thereof, by the words: "for a first offence, to a ^{Penalty.} fine of not less than one hundred dollars nor more than three hundred dollars, or, in the discretion of the Court, to imprisonment in the common gaol for such term of not more than one month as the court may determine, and, for a second or subsequent offence, to a fine of not less than three hundred dollars nor more than five hundred dollars, or to imprisonment in the common gaol for such period of time not exceeding three months as the Court may determine; and upon such condemnation for a first offence, the license shall become null and void and no other license shall be issued to him under this section for a period of one year from the date of the conviction, and upon such condemnation for a second or subsequent offence, the license shall become null and void, and no other license shall be issued to him under this section for a period of three years from the date of the conviction".

13. Article 1429 of the Revised Statutes, 1909, as R. S. 1429, repealed by the act 7 George V, chapter 21, section 24, and ^{am.} re-enacted by the act 8 George V, chapter 26, section 8, is amended by adding, after the word "vehicle" at the end of the first paragraph thereof, the words: "and is not under eighteen years of age".

14. Article 1432 of the Revised Statutes, 1909, as R. S. 1432, amended by the act 1 George V (2nd session), chapter 16, ^{replaced.} section 8, is replaced by the following:

- 1432.** The Lieutenant-Governor in Council may: ^{Powers of Lt. Gov. in C.}
- a. alter the fees payable under this section in connection with licenses, registration and markers, change the basis of their rates, establish new rates and make new regulations respecting markers;
 - b. permit the registration of any truck, delivery van, autobus, traction engine or other similar vehicle having a capacity exceeding three tons, upon payment of such additional fee as he may determine, and subject to such conditions as he may impose;
 - c. determine the maximum weight, including load, and the maximum speed of autobus and freight vehicles equipped with pneumatic tires and of all motor-vehicles equipped entirely or in part with solid tires, when used on all or certain public highways and in all or certain localities, in the Province;

- d. determine the maximum width and height of motor vehicles, and the maximum length of motor vehicles and motor trains used on public highways;
- e. require motor cycles, with or without side cars, or trailers, to have more than one light;
- f. impose additional restrictions upon the issue of licenses to chauffeurs, and upon the enjoyment of such privilege, and provide for the cancellation of their licenses;
- g. require operators of motor vehicles to pass an examination on their competency to operate a motor vehicle;
- h. establish and regulate signals along the public highways;
- i. regulate the use of lighting devices, and
- j. make such further regulations as he may deem necessary for the efficient carrying out of this section."

Coming
into force.

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

C H A P. 31

An Act to amend the Revised Statutes, 1909, respecting the annual returns to be made by railway companies

[Assented to, 25th of February, 1921]

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

R. S., 1438, am. **1.** Article 1438 of the Revised Statutes, 1909, is amended:

a. by adding, after the word: "return", at the end of paragraph 2 thereof, the words: "or such other period of time and such other date of expiration as may be fixed by the Lieutenant-Governor in Council";

b. by adding, after the word: "year", at the end of paragraph 3 thereof, the words: "or within three months after the date fixed by the Lieutenant-Governor in Council, by virtue of paragraph 2".

Coming
into force.

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