

C H A P . 19

An Act to amend the Revised Statutes, 1909, respecting the Legislative Assembly

[Assented to 9th February, 1918]

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

R. S., 158*a*,
enacted. **1.** The following article is inserted in the Revised Statutes, 1909, after article 158 thereof:

Salary for
leader of
opposition
in Leg. Ass. “**158*a***. To the member occupying the recognized position of leader of the Opposition in the Legislative Assembly, there shall be granted, over and above the sessional indemnity mentioned in article 154, an additional annual indemnity of four thousand dollars.”

R. S., 142,
am. **2.** Paragraph 2 of article 142 of the Revised Statutes, 1909, as amended by the acts 2 George V, chapter 17, section 1, and 4 George V, chapter 18, section 1, is again amended by inserting therein, after the word: “Houses”, in the third line thereof, the words: “as well as the additional indemnity granted to the member occupying the recognized position of leader of the Opposition in the Legislative Assembly”.

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

C H A P . 20

An Act to create a department of Municipal Affairs, and to amend therefor the Revised Statutes, 1909, the Revised Statutes, 1888, and the Quebec Municipal Code

[Assented to 9th February, 1918]

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

R. S., 707,
am. **1.** Article 707 of the Revised Statutes, 1909, as amended by the acts 2 George V, chapter 17, section 6, and 4 George

V, chapter 18, section 5, is again amended by inserting therein, after paragraph 8 thereof, the following paragraph, to wit:

“8a. The Department of Municipal Affairs, presided over by that one of the above Ministers who is entrusted by the Lieutenant-Governor in Council with the oversight of the administration and the putting into operation of the laws respecting the municipal system.”

2. Article 771 of the Revised Statutes, 1909, is amended by striking out sub-paragraph *a* of paragraph 7 thereof.

3. The following chapter and articles are inserted in the Revised Statutes, 1909, after the forms following chapter Ninth of Title Fourth, to wit:

“CHAPTER TENTH

“DEPARTMENT OF MUNICIPAL AFFAIRS

“SECTION I

“DECLARATORY PROVISIONS

“**2520p.** No deed, contract, document or writing shall be binding upon the Department, or held to be the act of the Minister, unless signed by him or his Deputy Minister.”

A copy of any document forming part of the records of the department, certified by the minister or the deputy-minister as a true copy, shall be considered authentic, and shall have, *primâ facie*, the same legal effect as the original in any court of justice.

“SECTION II

“MINISTER OF MUNICIPAL AFFAIRS AND HIS FUNCTIONS

“**2520q.** The Minister entrusted by the Lieutenant-Governor in Council with the administration of municipal affairs (and called the “Minister of Municipal Affairs”), has the administration and direction of the Department of Municipal Affairs.”

“**2520r.** The Minister of Municipal Affairs has charge throughout the Province of overseeing the administration and putting into operation of the laws respecting the municipal system.”

“**2520s.** The Minister shall, within ten days after the Annual

report to Legislature. opening of each session thereof, submit to the Legislature a report of the affairs of that department during the preceding year.

“SECTION III

“STAFF OF THE DEPARTMENT

Deputy Minister. “**2520t.** The Lieutenant-Governor in Council shall appoint a Deputy Minister of Municipal Affairs.

Other officers. He shall further appoint all the officers, inspectors and clerks found necessary for the proper administration of the Department.

Tenure of office. Such officers, inspectors and clerks shall hold office during pleasure, and shall perform the duties which are assigned to them by law or by the Minister.

Accountants. The Lieutenant-Governor in Council may also appoint, from time to time, from outside of the Department, such accountants as he may deem necessary for the efficiency of the service, and dismiss them at his pleasure.

Oath of office. Such inspectors and accountants so appointed shall, before entering upon their duties, take the oath of office before a judge of the Superior Court.

Reports to make proof of contents. Every report of an inspector or an accountant, duly certified by either as a true copy, shall be proof, *primâ facie*, of its contents before any judicial tribunal”.

Art. 4208 of R. S. 1888, am. **4.** Article 4208 of the Revised Statutes, 1888, is amended by inserting therein, after the words: “Lieutenant-Governor,” in the third line thereof, the words: “the Minister of Municipal Affairs”.

Id., art. 4347, am. **5.** Article 4347 of the Revised Statutes, 1888, is amended by replacing the words: “Provincial Secretary,” in the second and third lines thereof, by the words: “Minister of Municipal Affairs”.

Id., art. 4352, am. **6.** Article 4352 of the Revised Statutes, 1888, is amended by adding thereto the following paragraph, to wit:

“A copy of such auditors’ report, certified by the secretary-treasurer, must be forwarded forthwith by the latter to the Minister of Municipal Affairs”.

R. S., 1909, art. 5269, am. **7.** Article 5269 of the Revised Statutes, 1909, is amended :

a. By replacing the words: “department of the Provincial Secretary,” in the third line of paragraph 5 thereof, by the words: “Minister of Municipal Affairs”;

b. By replacing the words: "Provincial Secretary," in the first line of paragraph 6 thereof, by the words: "Minister of Municipal Affairs";

c. By replacing the words: "Provincial Secretary," in the second line of paragraph 9 thereof, by the words: "Minister of Municipal Affairs".

8. Article 5306 of the Revised Statutes, 1909, is *Id.*, 5306, amended: ^{am.}

a. By replacing the words: "Provincial Secretary," in the third line thereof, by the words: "Minister of Municipal Affairs";

b. By replacing the words: "Provincial Secretary," in the fourth line thereof, by the words: "Minister of Municipal Affairs".

9. Article 5344 of the Revised Statutes, 1909, is amended *Id.*, 5344, by replacing the words: "Provincial Secretary," in the ^{am.} second and third lines thereof, by the words: "Minister of Municipal Affairs, in duplicate,".

10. Article 5345 of the Revised Statutes, 1909, is *Id.*, 5345, amended: ^{am.}

a. By replacing the words: "Provincial Secretary," in the fourth line thereof, by the words: "Minister of Municipal Affairs";

b. By replacing the words: "Provincial Secretary," in the fifth and sixth lines thereof, by the words: "Minister of Municipal Affairs".

11. Article 5359 of the Revised Statutes, 1909, is *Id.*, 5359, amended by adding thereto the following paragraph, to ^{am.} wit:

"A copy of such report, certified by the secretary-treasurer, must be forwarded forthwith by the latter to the Minister of Municipal Affairs".

12. Article 5890 of the Revised Statutes, 1909, is *Id.*, 5890, amended by replacing the words: "Provincial Secretary", ^{am.} in the sixth line thereof, by the words: "Minister of Municipal Affairs, in duplicate,".

13. Article 5891 of the Revised Statutes, 1909, is *Id.*, 5891, amended by replacing the words: "Provincial Secretary", ^{am.} in the first line thereof, by the words: "Minister of Municipal Affairs".

- 14.** Article 5953 of the Revised Statutes, 1909, is amended by replacing the words: "Provincial Secretary", in the fifth line thereof, by the words: "Minister of Municipal Affairs".
- 15.** Article 38 of the Quebec Municipal Code is amended by replacing the words: "Provincial Secretary", in the second and third lines of the third paragraph thereof, by the words: "Minister of Municipal Affairs".
- 16.** Article 41 of the Quebec Municipal Code is amended by replacing the words: "Provincial Secretary", in the fourth line thereof, by the words: "Minister of Municipal Affairs".
- 17.** Article 43 of the Quebec Municipal Code is amended by replacing the words: "Provincial Secretary", in the first line thereof, by the words: "Minister of Municipal Affairs".
- 18.** Article 93 of the Quebec Municipal Code is amended by replacing the words: "Provincial Secretary", in the fifth line of the second paragraph thereof, by the words: "Minister of Municipal Affairs".
- 19.** Article 107 of the Quebec Municipal Code is amended by replacing the words: "Provincial Secretary", in the third and fourth lines and in the fifth line of paragraph 5 thereof, by the words: "Minister of Municipal Affairs".
- 20.** Article 108 of the Quebec Municipal Code is amended:
- a. By replacing the words: "Provincial Secretary", in the fourth and fifth lines of the third paragraph thereof, by the words: "Minister of Municipal Affairs";
 - b. By replacing the words: "Provincial Secretary", in the third line of the fourth paragraph thereof, by the words: "Minister of Municipal Affairs".
- 21.** Article 131 of the Quebec Municipal Code is amended by replacing the words: "Provincial Secretary", in the first line thereof, by the words: "Minister of Municipal Affairs".
- 22.** Article 170 of the Quebec Municipal Code is amended by inserting therein, after the words: "municipal officers", in the sixth line thereof, the words: "to the

inspectors and accountants appointed by the Minister of Municipal Affairs”.

23. Article 175 of the Quebec Municipal Code is ^{Id., art. 175,} amended: _{am.}

a. By replacing the words: “Provincial Secretary”, in the third line thereof, by the words: “Minister of Municipal Affairs, in duplicate”;

b. By replacing the words: “Provincial Secretary”, in the second line of paragraph 22 thereof, by the words: “Minister of Municipal Affairs”.

24. Article 176 of the Quebec Municipal Code is ^{Id., art. 176,} amended by replacing the words: “Provincial Secretary”, _{am.} in the third line thereof, by the words: “Minister of Municipal Affairs, in duplicate”.

25. Article 177 of the Quebec Municipal Code is ^{Id., art. 177,} amended by replacing the words: “Provincial Secretary”, _{am.} in the fifth line thereof, by the words: “Minister of Municipal Affairs”.

26. Article 246 of the Quebec Municipal Code is ^{Id., art. 246,} amended by replacing the words: “Provincial Secretary”, _{am.} in the fourth line thereof, by the words: “Minister of Municipal Affairs”.

27. Article 249 of the Quebec Municipal Code is amend- ^{Id., art. 249,} ed by replacing the words: “Provincial Secretary,” in the _{am.} third line of the second paragraph thereof, by the words: “Minister of Municipal Affairs”.

28. Article 250 of the Quebec Municipal Code is amend- ^{Id., art. 250,} ed by replacing the words: “Provincial Secretary”, in the _{am.} second and third lines of the third paragraph thereof, by the words: “Minister of Municipal Affairs”.

29. Article 255 of the Quebec Municipal Code is amend- ^{Id., art. 255,} ed: _{am.}

a. By replacing the words: “Provincial Secretary”, in the first and second lines thereof, by the words: “Minister of Municipal Affairs”;

b. By replacing the words: “Provincial Secretary”, in the fifth line thereof, by the words: “Minister of Municipal Affairs”.

30. Article 287 of the Quebec Municipal Code is amend- ^{Id., art. 287,} ed by replacing the words: “Provincial Secretary”, in the _{am.}

fourth line of the second paragraph thereof, by the words: "Minister of Municipal Affairs".

Id., art. 288, am. **31.** Article 288 of the Quebec Municipal Code is amended by replacing the words: "Provincial Secretary", in the fourth line of the second paragraph thereof, by the words: "Minister of Municipal Affairs".

Id., art. 326, am. **32.** Article 326 of the Quebec Municipal Code is amended by replacing the words: "Provincial Secretary", in the fourth and fifth lines thereof, by the words: "Minister of Municipal Affairs".

Id., art. 328, am. **33.** Article 328 of the Quebec Municipal Code is amended by replacing the words: "Provincial Secretary", in the second and third lines thereof, by the words: "Minister of Municipal Affairs".

Id., art. 388, am. **34.** Article 388 of the Quebec Municipal Code is amended by replacing the words: "Provincial Secretary", in the fifth line thereof, by the words: "Minister of Municipal Affairs".

Id., art. 653, am. **35.** Article 653 of the Quebec Municipal Code is amended by replacing the words: "Provincial Secretary", in the sixth line of the third paragraph thereof, by the words: "Minister of Municipal Affairs".

Id., art. 654, am. **36.** Article 654 of the Quebec Municipal Code is amended by replacing the words: "Provincial Secretary", in the first line of paragraph 16 thereof, by the words: "Minister of Municipal Affairs".

Id., art. 666, am. **37.** Article 666 of the Quebec Municipal Code is amended by replacing the words: "Provincial Secretary", in the third line of the second paragraph thereof, by the words: "Minister of Municipal Affairs".

Id., art. 785, am. **38.** Article 785 of the Quebec Municipal Code is amended by replacing the words: "Provincial Secretary", in the first line thereof, by the words: "Minister of Municipal Affairs".

Id., art. 786, am. **39.** Article 786 of the Quebec Municipal Code is amended by replacing the words: "Provincial Secretary", in the first line thereof, by the words: "Minister of Municipal Affairs".

General **40.** In any statute, order in council, or regulation,

the words: "Provincial Secretary's Department", or amend-
 "Department", "Assistant Provincial Secretary" or "Deputy Minister", wherever they occur in connection with any matter under the control of the Department of Municipal Affairs, and the words: "Provincial Secretary" or "Minister" wherever they occur in connection with a matter under the control of the Department of Municipal Affairs, are replaced by the words: "Department of Municipal Affairs", "Deputy-Minister of Municipal Affairs", or "Minister of Municipal Affairs", as the case may be.

41. This act shall come into force on the day it may please the Lieutenant-Governor in Council to fix by proclamation published in the *Quebec Official Gazette*.

C H A P . 21

An Act to amend article 718 of the Revised Statutes, 1909,
 respecting the Quebec Public Utilities' Commission

[Assented to 9th February, 1918]

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

1. Article 718 of the Revised Statutes, 1909, as amended R. S., 718, by the act 1 George V (2nd session), chapter 14, section 1, ^{am.} is again amended by inserting therein, after the word "tramway", in the ninth and tenth lines of paragraph *b* thereof, the words: "or across or along lakes, rivers or streams".

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