

C H A P . 96

An Act to amend the charter of the town of Quebec West

[Assented to 9th February, 1918]

Preamble. **W**HEREAS the town of Quebec West, incorporated under the act 6 George V, chapter 61, has, by its petition, represented that it is in the interest of the rate-payers and of the proper administration of its affairs that its charter be amended for the purpose hereinafter set forth and that additional powers be granted;

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

R. S., 5813, replaced for the town. **1.** Article 5813 of the Revised Statutes, 1909, is replaced, for the town, by the following:

Recorder's Court.

"5813. The council may, by by-law, establish a court of record in the municipality, called the "Recorder's Court", which shall be presided over by the recorder appointed in the manner hereinafter provided.

Sittings of court, where held.

The court shall sit in the town hall or in any other place in the town, or in the city of Quebec, which may, from time to time, be fixed by the council for that purpose by resolution.

Such court shall have a seal."

Oaths. **2.** Every oath to be taken before the recorder, may be received by him within the limits of the city of Quebec.

Detention of arrested persons. **3.** Whenever a person is arrested in the town and has to be imprisoned pending his appearance before the recorder or before the Recorder's Court, he may be imprisoned in a house of detention, either within the limits of the town or within those of the city of Quebec.

Certiorari. **4.** Every petition for obtaining a writ of *certiorari* to have a judgment of the Recorder's Court of the town of Quebec West revised, shall in future be presented to the Superior Court, or to one of the judges thereof, within the eight days following the date of the judgment.

Security for costs. **5.** The notice given to the recorder and to the opposite party of such application for *certiorari*, shall, in the above case, be accompanied by a certificate of the prothonotary of the said Superior Court, stating that the petitioner has deposited in the hands of the said prothono-

tary a sum of twenty-five dollars as security for the costs of the opposite party, in the event of the petition being refused or of the writ of *certiorari* being dismissed with costs.

6. Paragraph *b* of article 5313 of the Revised Statutes, 1909, shall not apply to the town of Quebec West. Provision not to apply.

7. The mayor or recorder may appoint special constables who shall be sworn as such before the mayor or recorder, unless they have already been sworn as constables for the Province or for another municipality. The said constables shall be paid by the town. Special constables.

8. Article 5362 of the Revised Statutes, 1909, is replaced for the town by the following: R. S., 5362, replaced for the town.

"5362. Every male not declared disqualified by law may hold any municipal office. This provision shall apply to the general elections of 1918."Qualification for municipal office.

9. Article 5420 of the Revised Statutes, 1909, is replaced, for the town, by the following: R. S., 5420, replaced for the town.

"5420. The place fixed for the nomination of candidates shall be the town hall, the office of the municipal council, whether it be in the town or in the city of Quebec, or any other public or private building, in the place most central and most convenient to the majority of the electors of the municipality."Where nominations to be held.

10. Until the general elections of 1922 inclusive, the council may by resolution order that the voting shall take place outside the limits of the town at such place as it may designate, and the clerk shall then establish the number of polls required according to the number of electors. Where voting to be done.

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