

not obtained all the amounts mentioned in the resolution respecting the same, the Lieutenant-Governor in Council may, if the state of the money market permits, authorize a rate of interest of two per cent per annum on the amounts not yet paid.

If such authorization is not given the municipality may, by resolution, agree to pay interest at the rate of three per cent per annum on the amounts to be paid; in such resolution provision must be made, by means of a special assessment or otherwise, for the payment of interest at the rate of three per cent per annum on the amount that may be furnished it by the Government. Resolution required.

The resolution must also authorize the mayor, and the secretary-treasurer or the clerk, to sign, in favour of the Provincial Treasurer, as soon as the Government is ready to furnish the money required, the necessary coupons, which shall contain an engagement on the part of the municipality to pay annually, at the time fixed by the Provincial Treasurer, and mentioned in the coupons, interest at three per cent per annum on the sum mentioned in the resolution. Coupons to be signed.

**2.** Section 6 of the act 3 George V, chapter 21, as amended by the act 5 George V, chapter 3, section 1, is further amended by replacing the word "fifteen", in the sixth line thereof, by the word "twenty." 3 Geo. V, c. 21, s. 6, amended.

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

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## CHAP. 10

An Act relating to the maintenance of provincial roads and of certain municipal roads

[Assented to 22nd December, 1916]

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

**1.** In this act the expression "provincial road" means a road built by the Government of this Province under section 19 of the act 3 George V, chapter 21, as well as the King Edward VII road connecting Montreal and Rouse's Point. "Provincial road" defined.

**2.** Out of the sums put at his disposal, each year, Authoriza-

tion to do work of maintenance on provincial roads.

by the Legislature, for the improvement and maintenance of roads, the Minister of Roads may, at any time, in the manner he deems suitable, have the work done that is necessary for the improvement and maintenance of the provincial roads.

Contribution from municipalities.

He may also fix the amount of the contribution that may be exacted from the municipalities traversed by such roads for the work so done, provided that such contribution shall not, for any municipality, be more than fifty per cent of the cost of the work done within its boundaries. Such contribution may be recovered by the Provincial Treasurer, by action in his name, as soon as the Minister of Roads has fixed the amount. The certificate of the Minister shall be final, and shall establish beyond dispute that such debt is exigible from the municipality in question.

Subsidy may be granted to municipalities.

**3.** Out of the sums put at his disposal, each year, by the Legislature, for the improvement and maintenance of roads, the Minister of Roads may, each year, grant to any rural, local, village or county municipality, a subsidy of not more than fifty per cent of the expenses incurred by such municipality for the improvement, repair and maintenance of its roads, whether gravel, stone, or built in any manner considered permanent; provided that such work of improvement, repair or maintenance has been done in accordance with the provisions of sections 4 and 5 of this act; and provided that such subsidy shall not exceed, in any year, the sum of four hundred dollars.

Proviso.

The Minister of Roads may, moreover, direct that part of the expenses to be incurred by a municipality, in order to be entitled to the subsidy authorized by any one of articles 2012, 2014, 2015, 2016, or 2019 of the Revised Statutes, 1909, as enacted by the act 1 George V (2nd session), chapter 21, and amended by the acts 2 George V, chapter 21, section 1, and 4 George V, chapter 18, section 8, be applied to the works enumerated in the first paragraph of this section.

Municipality to be notified of estimated cost of work, and method to be followed.

**4.** After having made an advance estimate of the cost of the work of improvement, repair and maintenance mentioned in section 3, the Minister of Roads shall communicate such estimated cost to the municipality interested by notice, by registered letter, addressed to the mayor of such corporation. He shall at the same time indicate the method to follow in the performance of the work, as well as the delay within which it must be commenced, and that within which it must be finished.

a. Upon receipt of the notice above mentioned, it shall be the duty of the mayor to summon immediately, for the earliest possible date, a special sitting of the council of the municipal corporation to take into consideration the communication of the Minister, unless a general sitting of the council is to be held at an earlier date.

Council meeting to be summoned.

b. In the seven days following the special or general sitting, as the case may be, it shall be the duty of the secretary-treasurer of the municipal corporation to forward to the Minister of Roads by registered letter a certified copy of the resolution passed by its council at the said sitting. If the municipality decides to itself perform the work directed by the Minister, its resolution must mention the date at which the work will be begun; the said resolution shall be the only formality necessary to order the performance of the said work.

Minister to be notified of resolution.

c. If such date is deemed by the Minister to be too far distant, or if the resolution is not forwarded within the delay fixed in the notice, or if the municipality, having decided to do the prescribed works itself, neglects to commence at the date decided upon, or, having commenced, does not proceed therewith with satisfactory diligence, or again if, by the resolution, the Minister of Roads is requested to have the work done himself, he may, without further notice, take the necessary steps to have the same done at the expense of the corporation interested.

In certain cases Minister may have work done at expense of corporation.

d. In the case mentioned in paragraph c, the cost of the work may be recovered by the Provincial Treasurer, by an ordinary action taken in his name, as soon as the Minister of Roads informs him of the amount. From such amount must be deducted the subsidies mentioned in section 3 of this act.

How cost to be recovered from corporation.

The certificate of the Minister of Roads shall be final, and shall establish beyond dispute that such debt is exigible from the municipality in question.

Certificate of Minister to be final.

e. As soon as the Provincial Treasurer has informed him of the amount due by a municipality for work done by the Minister of Roads under paragraph c of this section, the secretary-treasurer of such municipality must immediately, in accordance with the provisions of the Municipal Code, prepare a special collection roll, and collect the amount claimed, either from the whole municipality, or only from the properties liable for the maintenance of the road where the work was done, according as the road by-laws in force in the municipality provide.

Special collection roll to be prepared.

5. A municipality which itself does the work prescribed under the authority of section 4 of this act, must keep a

Municipality to keep

account of work it does. separate account thereof, in the manner directed by the Minister, and furnish the latter with such account before the 8th of February of the year following that in which the work has been done.

Certain expenses not to be counted for obtaining subsidies. **6.** The expenses payable by the municipality under paragraphs *c* and *d* of section 4 of this act, or incurred by them under section 5 of the said act, may not be counted for the purpose of obtaining the subsidies of which payment is authorized by section fifteenth of chapter seventh of Title Fourth of the Revised Statutes, 1909, (1 George V (2nd session), chapter 21, 2 George V, chapter 21, section 1, and 4 George V, chapter 18, section 8), otherwise than as provided by section 3 of this act.

Toll roads not included. **7.** The roads mentioned in this act shall not include toll roads.

Corporation responsible for all sums. Whoever may be the persons liable, under law or by law, to work on the roads mentioned in this act, all sums or contributions recoverable under the said act shall be exigible from the corporation having control of such roads.

Coming into force. **8.** This act shall come into force on the day of its sanction.

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## CHAP. 11

### An Act to amend the act 6 George V, chapter 2, respecting the Quebec North Shore Turnpike Road Commission

[Assented to 22nd December, 1916]

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

6 Geo. V, c. 2, s. 6, am. **1.** Section 6 of the act 6 George V, chapter 2, is amended by inserting therein, at the end of the third paragraph thereof, the words: "but the Lieutenant-Governor in Council may nevertheless grant a remuneration, to such amount and on such terms as he may deem just, to be paid by the commission out of its general funds."

Id., s. 10, am. **2.** Section 10 of the said act is amended by adding thereto the following paragraph, to wit:

Acquisition "d. Acquire by purchase, donation or expropriation,