

C H A P . 6 3

An Act to amend article 5645 of the Revised Statutes, 1909, respecting the Cities and Towns' Act.

[Assented to 5th March, 1915]

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

1. Article 5645 of the Revised Statutes, 1909, is amended by adding the following paragraph thereto: R. S. 5645, am.

“But, if the cost of the works provided for by such by-laws amounts to five thousand dollars or over, they shall come into force only after being approved by the majority in number and in value of the municipal electors, by observing the formalities required by articles 5609 to 5622.” Coming into force of by-laws.

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

C H A P . 6 4

An Act to insert article 5799a in the Revised Statutes, 1909, relating to immediate possession in the case of expropriation by a municipality governed by the Cities and Towns' Act.

[Assented to 5th March, 1915]

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

1. The Revised Statutes, 1909, are amended by inserting therein, after article 5799 thereof, a new article, as follows: R. S. 5799a, enacted.

“**5799a.** 1. Such warrant may also be granted by any such judge, without such award or agreement, on affidavit to his satisfaction that the immediate possession of the lands, or of the power to do the thing mentioned in the notice, is necessary for the execution of some part of the works ordered by the council, within the limits of its powers, and with which the municipality is ready forthwith to proceed.” Immediate entry into possession.

Notice must
be served.

2. No judge shall grant any warrant under this article unless ten days' previous notice of the time and place when and where application for its granting will be made to him, has been served upon the proprietor of the land, or the person empowered to convey the land, or interested in the land sought to be taken, or which may suffer damage from the taking of material sought to be taken, or from the exercise of the rights sought to be exercised, or the doing of the thing sought to be done by the municipality.

Security
must be
given.

3. No judge shall grant any such warrant except upon the municipality giving security to his satisfaction, by depositing in a chartered bank, to be designated by him, to the credit of the secretary of the municipality and of such proprietor or such person jointly, a sum larger than his estimate of the probable indemnity.

Costs.

The costs of the application to and of any hearing before the judge shall be borne by the municipality in any event.

Documents
to remain of
record.

4. The petition, the warrant of possession, and all other documents connected with such incidental proceedings, shall remain of record in the Superior Court of the district in which such proceedings were had, and a special register of such proceedings shall be kept by the prothonotary.

Payments to
be made on
order of
judge.

5. No part of the deposit, or of the interest arising therefrom, shall be reimbursed or paid to the municipality, or paid to the proprietor, or to the said person, without the order of the judge, who is authorized to grant the same in conformity with the terms of the award of the arbitrators, or of the amicable agreement between the parties."

Coming into
force.

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

C H A P . 6 5

An Act to authorize municipalities to contribute to the Canadian Patriotic Fund and to other funds, and to validate contributions already made.

[Assented to 5th March, 1915]

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

Municipal-
ities author-
ized to con-

1. A municipality incorporated under a general act or a special charter may lawfully contribute to the Canadian Patriotic Fund established by the Federal Act 5 George V,