

Owners of certain roads &c., may be compelled to make repairs.

23. If an avenue or road not belonging to the municipality, but open to the public, and used as such, and on which building lots have been sold, needs repairs, the council may, at the request of one or more of the purchasers of such lots, compel the owner or owners of the said road or the said avenue, to make such repairs, and, if they are not made within the delay fixed by the council, the latter may cause the same to be made, at the expense of the proprietors, and recover the cost from the latter.

Coming into force.

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

CHAP. 106

An Act to incorporate the town of Dorval Island.

[Assented to 5th March, 1915]

Preamble.

WHEREAS the Dorval Island Park Company, Limited, as well as Samuel Carsley, stock broker; Cecil Leonard Carsley, gentleman; Robert Mitchell Ballantyne, merchant; Peter William McLagan, merchant; Dr. John McCombe, doctor; and Malcolm Drummond Barclay, surveyor; all being proprietors, residents and ratepayers in the town of Dorval, in the district of Montreal, have, by their petition, represented that the island of Dorval situated in the St. Lawrence river opposite the town of Dorval, of which at present it forms a part, has been acquired with a view of subdividing it into building lots, and that, in fact, the greater part of the island has been subdivided into building lots, with streets and avenues, and offered for sale to the public;

That they have acquired immoveable property at the said place, in fact, the whole island; and that a great many building lots have been sold and conceded; and that it is expedient to introduce in such territory the modern improvements considered necessary in such cases, such as electric light, water-works, rapid traffic by tramways, improvement of streets, and others;

That, in order to effect such improvements, it is necessary to erect the said territory into a town with all the usual and necessary powers given by the Cities and Towns' Act;

And whereas it is expedient to grant the prayer to that effect contained in the said petition;

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

1. Dorval Island, being part of the lot known and designated on the official plan and book of reference of the parish of St. Anges de Lachine under the original lot number 1027, is hereby erected into a town municipality under the name of "Dorval Island", and under such name, the inhabitants of the said municipality are incorporated as a town.

Corporation constituted.

Name.

2. Chapter first of title eleventh of the Revised Statutes, 1909, (articles 5256 to 5884), shall govern the town of Dorval Island, with the exception of such cases as are specially derogated from by this act or by the inconsistent provisions it may contain.

Provisions applicable.

3. Article 5302 of the Revised Statutes, 1909, is replaced for the town, by the following:

R. S. 5302, replaced for the town.

"**5302.** The aldermen shall be five in number, and elected for two years by the whole municipality, without division into wards."

Term of office of aldermen.

4. Paragraph 8 of article 5363 of the Revised Statutes, 1909, shall not apply to the town.

Provision not applicable.

5. But, at the time and for the purpose of the first election, every person possessing all the other qualifications required by law, and being the proprietor of one or more immoveables on Dorval Island under duly registered titles, shall be eligible for municipal office, and be considered as an elector, and may exercise his rights as such, on his handing to the returning-officer an authenticated copy of his title, with a certificate of registration thereon.

Qualification as elector for first election.

6. The first general election shall take place on the first juridical day of July next, and the presiding officer shall be the secretary-treasurer of the town of Dorval.

First general election.

Such election shall be held at the residence of Mr. Cecil Leonard Carsley, and the first general session of the council shall be held at the same place.

Place.

7. The contract between the Dorval Island Park Company, Limited, the Dorval Island Service Company, Limited, and the town of Dorval, dated the 27th January, 1913, passed before Mr. Ernest R. Décary, notary, and by-laws Nos. 23 and 24 of the said town, are hereby ratified, confirmed and declared valid and obligatory, and shall bind the town hereby incorporated to the same degree as they shall bind the contracting parties, their heirs and assigns, and the ratepayers of the said town shall also be

Contracts and by-laws ratified.

bound by the restrictions as regards buildings laid down by the said contract, and by the said by-law No. 23.

Contract cancelled.

The contract between the town of Dorval and the Dorval Island Park Company, Limited, passed before L. Joron, notary, on the 27th May, 1913, is hereby cancelled to all intents and purposes.

R. S. 5373, replaced for the town.

8. Article 5373 of the Revised Statutes, 1909, is replaced, for the town, by the following:

Payment of taxes a condition precedent to being entered on list.

"5373. No person qualified to vote as proprietor, tenant or occupant, shall be entitled to have his name entered on the electors' list for the municipality, who, on the first day of May next preceding the expiration of the delay mentioned in article 5374, is indebted to the municipality for any taxes or water-taxes (special taxes excepted)."

R. S. 5374, replaced for the town.

9. Article 5374 of the Revised Statutes, 1909, is replaced, for the town, by the following:

When electors' list to be prepared.

"5374. Prior to the first of May of each year, there shall be prepared by the clerk, or under his direction, in the manner hereinafter mentioned, a list for the municipality of the names of persons entered on the valuation roll as well as on the collection roll of the municipality, and qualified to be entered on the electors' list."

R. S. 5376, replaced for the town.

10. Article 5376 of the Revised Statutes, 1909, is replaced, for the town, by the following:

Names to be omitted or removed from list.

"5376. In the preparation of the list the clerk shall omit therefrom, and, from time to time, cause to be removed therefrom, the names of all persons who either are or who may become deceased, also the names of minors, of aliens, of non-residents, of corporation employees referred to in article 5372, and of all others who are not entitled to have their names entered on such list.

Examination of list.

During the month of April, any rate-payer may, under proper safe-guards, examine the list as prepared, in the office of the clerk, and if he finds therein the name of any person whom he may have reason to believe is not legally entitled to be entered, he may file with the clerk a signed statement, specifying the name and alleging the causes of disqualification; and, in each such case, the clerk shall make careful inquiry respecting the truth of such allegations, before permitting any name thus objected to to remain upon the list when he certifies it."

R. S. 5383, replaced for the town.

11. Article 5383 of the Revised Statutes, 1909, is replaced, for the town, by the following:

“5383. If the clerk has not made the alphabetical list of electors, or has not given or published the notice required by article 5379, by the third day of May, the judge of the Superior Court for the district, or, in the event of the absence of the district judge or of his inability to act, a judge of a neighbouring district or the district magistrate, on summary petition of any person entitled to be entered as an elector in the municipality, shall appoint a special clerk to prepare the alphabetical list of electors.”

12. Article 5395 of the Revised Statutes, 1909, is replaced, for the town, by the following:

“5395. The list of electors shall come into force at the expiration of the thirty days following the expiration of the delay prescribed for the preparation of the list, or, if the list has been completed after the expiration of the said delay, within the thirty days after the notice given in virtue of article 5379, as it then stands, and shall remain in force until the month of June following its coming into force, and, thereafter, in all cases, until a new list is made and put into force under the authority of this act.

Notwithstanding the appeal to a judge of the Superior Court, or to a district magistrate in districts in which there is no judge of the Superior Court, touching a portion of the list, such portion of the list shall remain in force until the final decision of the court before which the said petition in appeal is pending.”

13. Article 5413 of the Revised Statutes, 1909, is replaced, for the town, by the following:

“5413. The general election for mayor and aldermen of the municipality shall be held every two years, on the first juridical day of July, in accordance with the provisions hereinafter contained.”

14. Article 5415 of the Revised Statutes, 1909, is replaced, for the town, by the following:

“5415. Ten days at least before the twentieth day of June, at noon, in the year in which a general election is to be held, the returning-officer, by a commission under his hand, in the form E, shall appoint an election clerk, and may, at any time during the election, appoint, in the same manner, another election clerk, if the one first appointed resigns, or refuses or is unable to perform his duties as such clerk.”

15. Article 5419 of the Revised Statutes, 1909, is replaced, for the town, by the following:

Notice of election to be given by returning-officer.

“5419. Eight days at least before the twentieth day of June, in the year in which a general election is to be held, the returning-officer shall give public notice, in the form G, under his signature, setting forth:

a. The place and time fixed for the nomination of candidates;

b. The day on which the poll for taking the votes of the electors will be held, in case a poll is necessary;

c. The appointment of the election clerk.”

R. S. 5421, replaced for the town.

16. Article 5421 of the Revised Statutes, 1909, is replaced, for the town, by the following:

When nomination to be held.

“5421. The nomination of candidates at a general election shall be held on the twentieth of June from noon to two o'clock in the afternoon. If such day be a holiday, it shall be held on the first juridical day following such date, and during the same hours.”

Annual payment to town of Dorval.

17. To aid the town of Dorval to meet the expense of maintaining the public road leading to the ferry wharf in the said town, the town of Dorval Island shall pay yearly and for ever, on or before the first of November, to the treasurer of the said town of Dorval, the sum of two hundred and twenty-five dollars.

Loan authorized.

18. The town of Dorval Island is hereby authorized to borrow the sum of fifty thousand dollars under the Cities and Towns' Act, for such purposes as it may deem advisable.

Coming into force.

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

C H A P . 1 0 7

An Act urgently required in connection with the municipal elections in the town of St. Lambert, district of Montreal.

[Assented to 5th March, 1915]

Preamble.

WHEREAS by the provisions of the act 3 George V, chapter 62, the next general election of the mayor and aldermen of the town of St. Lambert, in the district of Montreal, is fixed for the 15th of February, 1915;

Whereas, however, owing to circumstances beyond control, the list of electors of the said municipality has not