

Quebec and the corporation, the Brothers of Charity of St. Vincent de Paul of Montreal entered into this day before the undersigned notary.

Montreal, 26th October, 1912.

(Signed) JÉRÉMIE L. DÉCARIE,
Provincial Secretary.

“ THE BROTHERS OF CHARITY OF
ST. VINCENT DE PAUL OF
MONTREAL.

The Provincial Superior.
FR. BAUDOIN.

“ JOS. A. BRUNET, N. P.

True copy.

JOS. A. BRUNET, N. P.

CHAP. 6

An Act to grant additional powers to the Commission for the Management of Running Waters in Quebec.

[Assented to 21st December 1912]

Preamble.

WHEREAS the Commission for the Management of Running Waters in Quebec, appointed under the act 1 George V, (1st session), chapter 5, has begun the study of the questions which are within its province in virtue of the said act, and have made a report to the Lieutenant-Governor in Council with respect to a part of its researches and recommendations;

Whereas, by the said report, the commission recommends the construction of storage dams and other works for the storing of the waters of the St. Maurice river and its tributaries, in order to better regulate the flow thereof; and

Whereas it is in the public interest to immediately carry out the suggestions of the said commission and that it is also expedient to grant the Commission further powers;

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

Commission
incorporated.
Name.

1. The Commission for the Management of Running Waters in Quebec, appointed under the act 1 George V, (1st session), chapter 5, constitutes a corporation under the name of “The Quebec Streams Commission” and is vested with all rights

and powers belonging to corporations generally in so far as not inconsistent with this act.

2. The said commission shall not be dissolved by one or more vacancies amongst its members, and the Lieutenant-Governor in Council may fill any such vacancy. Effect of vacancies.

3. The head office of the commission is in the city of Quebec. Head office.
The quorum at meetings of the commission shall be two Quorum. members.

4. The commission may appoint all the officers, engineers, technical advisers or employees which it may need, but such appointments and the remuneration of such officers, engineers, technical advisers or employees, shall be approved by the Lieutenant-Governor in Council before taking effect. Appointment of officers, &c.

5. The commission, after having deposited in the Department of Lands and Forests all the plans and specifications necessary to precisely indicate the work which it may undertake and the probable cost thereof, and after having complied with the requirements of section 8 of this act, may be authorized by the Lieutenant-Governor in Council, to do the work necessary for the erection of storage dams or other works in the St. Maurice river and its tributaries for the purpose of storing the waters thereof and of regulating their flow, so as to provide for their regular development and for their preservation, and for the better utilisation of the water-power of the said river and tributaries, the whole, nevertheless, subject to the authority of the Parliament of Canada over navigable rivers. Authorization to do work.

6. The commission shall give out the works authorized by this act, by means of tenders and contracts, after public advertisement and notice that the plans and specifications have been deposited in the office of the commission for examination. Tenders, contracts, &c.

The giving out of the work shall be evidenced by a contract given to the contractor making the lowest tender, and who also, in the opinion of the commission has sufficient ability, experience and means to do the work properly. Nevertheless, no contract shall be entered into by the commission except with the approval of the Lieutenant-Governor in Council. Contracts.

7. The commission, with the authorization of the Lieutenant-Governor in Council, may acquire the dams already existing on the tributaries of the St. Maurice river and necessary for the execution of its work. Such acquisition shall be made in accordance with the provisions of the law of the Province of Quebec, respecting railways, and, in default of an understanding with the proprietors or their representatives, the commission Acquisition of certain dams, &c.

may expropriate the necessary land in accordance with the provisions of the law, *mutatis mutandis*; but the judge of the district where the land to be expropriated is situated may always grant immediate possession on such conditions as he may think proper.

Statements
as to water-
powers, &c.

8. The commission, before obtaining the authorization mentioned in section 5 of this act, shall prepare a statement of the water-powers belonging to the said proprietors or used by the grantees thereof, and shall ascertain as exactly as possible through one or more of their engineers the increase of power which will result from the intended regulating works of the commission.

Supplying of
information
to Commis-
sion.

The proprietors or grantees of such water-powers shall supply the commission or its officers with all information necessary for the making of this statement, and shall permit the commission or its officers to make such visits and examination as they think proper to complete the information they may require.

Documents
to be sub-
mitted to
Minister.

9. So soon as the contract or contracts mentioned in section 6 are signed and approved the commission after hearing the parties interested, may submit to the Minister of Lands and Forests:

a. All forms of contracts to be entered into between the commission and any person, company or association, who may benefit by the works for the storing and regulating of the waters of the river St. Maurice or its tributaries;

b. A general tariff fixing the rates, prices and conditions which may be demanded from or imposed upon any person, company or association, as regards any matter not governed by the contract mentioned in paragraph *a*, for the use of the river St. Maurice or its tributaries.

Approval by
L.-G. in C.

No contract passed in virtue of paragraph *a* shall have any force or effect until approved by the Lieutenant-Governor in Council.

Coming into
force of
tariff.

The tariff fixed in virtue of paragraph *b*, after having been approved by the Lieutenant-Governor in Council shall not come into force until published in the *Quebec Official Gazette*.

Government
loans.

10. To ensure the construction of the works mentioned in this act, the Lieutenant-Governor in Council may authorize the Provincial Treasurer to contract, from time to time, such loan or loans as he thinks necessary, but the loan or loans so contracted shall not exceed the sum of one million five hundred thousand dollars. The said loan or loans may be effected by means of debentures or inscribed stock issued for a term of not more than fifty years at a rate of interest of not more than four and a half per cent per annum. The said debentures or inscribed stock shall be in the form and to the amount that the Lieutenant-Governor in Council may determine, and shall be payable

in principal and interest, at the place mentioned by him. The debentures or inscribed stock issued in virtue of this act, shall not be subject to the duties imposed by the Quebec Succession Duties Act.

11. The Lieutenant-Governor in Council, pending the negotiation of the said loan or loans may also authorize the Provincial Treasurer to advance from time to time out of any unappropriated public moneys, the sums necessary to carry out this act on complying with the requirements of section 12.

Special accounts of such advances shall be kept in the Treasury Department, and the proceeds of the loans shall first of all be applied to pay them off.

12. The sums required for the doing of the works authorized by this act shall be paid from time to time by the Provincial Treasurer upon a certificate of the Minister of Lands and Forests stating that such sums have been applied for by the commission, that they are necessary and that the payment thereof may be made in accordance with this act.

13. A sinking fund sufficient to pay off the loan or loans authorized by this act shall be established. The annual instalments to form part of this fund as well as the interest accrued thereon shall be invested or deposited by the Provincial Treasurer under the direction of the Lieutenant-Governor in Council.

14. The moneys received for rent or other dues in respect of works constructed under the authority of this act shall be paid through the Minister of Lands and Forests into the Consolidated Revenue Fund to form part of the sinking fund until the loan or loans have been paid off in full.

15. The commission shall require from each tenderer a deposit in money or an accepted cheque, sufficient to ensure to the satisfaction of the commission, the due execution of the work. The contracts shall also contain a stipulation that a part of the contract price shall be retained for such time and upon such conditions as may seem necessary for the due carrying out of the work.

16. No money shall be paid to a contractor until the engineer in chief has certified that the work in respect of which the moneys are claimed has been properly done and that the sum claimed is due and payable in virtue of this act; and until such payment has been recommended by the commission.

17. The properties which the commission may hold in virtue of this act shall be exempt from taxation.

tue of this act are exempt from taxation, and shall be held in trust for the Government exclusively.

Commis-
sioners not
liable to
certain
actions.
Suits against
Commission.

18. The members of the commission shall not be liable to be sued for acts done, carried out or omitted in the performance of their duties under this act.

The commission can be sued only with the consent of the Attorney-General.

Reports to
L.-G. in C.

19. The commission shall within the first fifteen days of each session, make a report to the Legislative Assembly of the work done under its control during the year next preceding.

Rules by
L.-G. in C.

20. The Lieutenant-Governor in Council may make, amend or repeal such regulations as he thinks necessary to carry out this act and as he thinks proper to make to provide for cases which may arise and for which no special provision has been made.

1 Geo. V.,
(1910), c. 5,
s. 3, am.

21. Section 3 of the act 1 George V (1st session) chapter 5, is amended by replacing the words "the next" in the fourth line by the word "each".

Coming into
force.

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

[CHAP. 7

An Act to provide for the the abolition of toll-bridges at St. Hyacinthe.

[Assented to 21st December 1912]

Preamble.

WHEREAS there are at St. Hyacinthe over the river Yamaska three toll-bridges called the "Barsalou Bridge", the "Morison Bridge", and the "Bridge of the Société du passage de pont neuf de St. Hyacinthe."

Whereas the tolls levied on these bridges are high and are a hindrance to commerce, industry, agriculture and free travel in this part of the Province;

Whereas the municipalities of the village of St. Joseph, of the parish of Notre-Dame of St. Hyacinthe, of the village of La Providence and of the city of St. Hyacinthe have declared themselves ready to contribute to the cost of rebuilding and maintaining the said bridges as well as to the cost of redeeming the right to collect tolls;

Whereas it is in the public interest to make the said bridges free and exempt from tolls;