

C H A P. 35

An Act to amend the Revised Statutes, 1909, respecting the appointment of coroners for the island of Anticosti.

[Assented to 21st December, 1912]

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

1. The following article is inserted in the Revised Statutes, 1909, after article 3487: R. S. Q.,
3487a, added.

“**3487a.** It shall be lawful for the Lieutenant-Governor in Council to separate the island of Anticosti from the district of Saguenay, for the purposes of coroners’ inquests in Anticosti, and to appoint one or more coroners for the island of Anticosti, with such exclusive or concurrent territorial jurisdiction as he may be pleased to assign him or them. It shall also be lawful for him, if the requirements of administration demand it, to re-annex the island of Anticosti to the district of Saguenay.”

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

C H A P. 36

An Act to amend the Revised Statutes, 1909, respecting exhibitions of moving pictures.

[Assented to 21st December, 1912]

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

1. Section eighth *a* of chapter first of title seventh of the Revised Statutes, 1909, as enacted by section 1 of chapter 34 of the act 1 George V, (2nd session), is amended: Certain sec-
tion of R. S.,
am.

a. By replacing the title thereof by the following:

"SECTION VIIIa

"CERTAIN PROVISIONS RESPECTING EXHIBITIONS OF MOVING PICTURES

"§ 1.—*Admission of children to exhibitions of moving pictures*";

b. By adding thereto the following subsection and articles:

"§ 2.—*The Board of Censors of Moving Pictures of Quebec*

Appoint-
ment of com-
mission.

"**3713e.** It shall be lawful for the Lieutenant-Governor in Council to appoint a commission to be called "The Board of Censors of Moving Pictures", consisting of three commissioners and of a secretary, all of whom shall hold office during pleasure.

Office, &c. of
commission:

"**3713f.** The said commission shall sit and have its office in the city of Montreal at such place as shall, from time to time, be appointed by the Lieutenant-Governor in Council.

President,
&c.

"**3713g.** One of the commissioners shall be appointed president of the commission and another acting president thereof.

Powers of
acting pre-
sident.

"**3713h.** In case of the absence of the president from any meeting of the commission, or of his inability to act, the acting president shall preside thereat and shall exercise all the powers of the president.

Id.

Whenever the acting president appears to have acted for or instead of the president, it shall be presumed that he so acted in the absence or owing to the disability of the president.

Quorum.

"**3713i.** Two commissioners shall form a quorum, but if, in any case, they cannot agree upon a decision, the matter shall be referred to the full commission.

Effect of
vacancy.

No vacancy in the commission shall prevent the remaining commissioners from acting.

Disabilities
of members
of commis-
sion.

"**3713j.** No member of the commission shall hold any office or carry on any employment inconsistent with the performance of his duties, nor shall he directly or indirectly—

a. Have any interest in any business or undertaking having for its object the exhibition of moving pictures by means of cinematographs, moving picture machines or other similar means;

b. Hold, acquire, or be interested in any stock or share,

or any bond, debenture, or other security or evidence of indebtedness, issued by any person, partnership, company or corporation carrying on or interested in such business;

c. Have any interest in any device, appliance, machine, patented process or article, or in any part thereof, which may be used for the purposes of such business and which would not be useful for the purposes of any other business.

If any such thing or any interest therein, is the property of any such commissioner or secretary when he is appointed to his office, or if thereafter and while he holds such office, he acquires the same by succession or by will, he shall, within six months after such appointment or subsequent acquisition, as the case may be, alienate the same or his interest therein.

“**3713k.** In the absence of the secretary, the commission may replace him temporarily. Replacement of secretary.

“**3713l.** 1. It shall be the duty of the secretary: Duties of secretary.&c.

- a. To attend all sessions of the commission;
- b. To keep a record of all proceedings conducted before the commission under this subsection;
- c. To have the custody and care of all records and documents of the commission;
- d. To obey all rules and directions which may be made or given by the commission touching his duties or office;
- e. To have every order and rule of the commission drawn, pursuant to the direction of the commission, signed by the president, sealed with the official seal of the commission, and filed in the office of the secretary.

2. The secretary shall keep suitable books of record, in which he shall enter a true copy of every such order and rule, and every other document which the commission shall order to be entered therein, and such entry shall constitute and be the original record of any such order or rule.

3. Upon application of any person, and on payment of such fees as the Lieutenant-Governor in Council may prescribe, the secretary shall deliver to such applicant a certified copy of any such order, rule or other document.

“**3713m.** The commissioners and secretary shall receive such yearly remuneration as is fixed by the Lieutenant-Governor in Council, but not exceeding: Remuneration of commissioners, &c.

For the President	\$1,000.00
For a commissioner	600.00
For the secretary	600.00

The above remuneration, and all the expenses incurred by the commission in the performance of its duties, and all other Remuneration &c. whence paid

expenses incurred in the carrying out of this subsection, shall be paid monthly out of the consolidated revenue fund of the Province.

Duties of
commission.

“**3713n.** It shall be the duty of the commission to examine any films or other like devices which it is proposed to use in the Province for the purposes of exhibitions of moving pictures by means of a cinematograph, moving picture machine or other like means, and, after hearing the applicant, to permit or refuse to permit the same to be used therein.

Words to be
stamped on
films.

“**3713o.** Whenever the commission permits any such film or device to be used, it shall cause to be stamped thereon in such manner that the words stamped shall be visible on the canvas or other surface on which the picture on such film or device is cast, words signifying that the use of such film or device has been permitted by the commission, such words to be followed by a *fac-simile* of the signature of the president or acting president, as the case may be, and of the secretary.

Fee on pre-
sentation of
film for ap-
proval.

“**3713p.** Every person presenting to the commission, any such film or device for approval shall, before such film or device is used, pay to the collector of provincial revenue for the district of Montreal, a fee of one dollar for each film or copy of a film.

Penalties.

“ **713q.** If any such film or device is used in the Province for exhibition purposes before the use thereof is permitted by the commission as aforesaid, or before the same is stamped as aforesaid, or before payment of the fee aforesaid, every proprietor and lessee thereof and every person aiding or assisting in the use thereof, shall be liable to the penalty prescribed by article 3713c.

Right of
access of
provincial
police, &c.

“**3713r.** Any member of the provincial police or of any municipal police force, or any person delegated by a municipal council may, at any time, enter any building or place where any such film or device is kept for use, and may examine such film in order to ascertain whether the same has been stamped as aforesaid; and any person hindering such police officer in the performance of such duty shall be liable to the penalty prescribed by article 3713c.

Procedure in
prosecutions.

“**3713s.** The provisions of article 3713d shall apply to prosecutions for penalties taken in virtue of this subsection.

Preparation
of rules, &c.

“**3713t.** The commission shall within sixty days after the appointment of its members, prepare rules regulating its procedure and the times of its sittings in so far as not in-

consistent with this sub-section and forward the same to the Provincial Secretary. Such rules shall come into force after having been approved by the Lieutenant-Governor in Council and published in the *Quebec Official Gazette*."

"**3713u.** It shall be lawful for the Lieutenant-Governor in Council to make such rules, not inconsistent with this sub-section as he may think necessary for carrying out the same." Rules by L. G. in C.

2. Article 1177 of the Revised Statutes, 1909, is amended by inserting the following paragraph after paragraph 6. R. S. 1177, am.

"7. To carry on or keep a moving picture hall as defined by article 1301a." Moving picture hall license.

3. The following subsection and articles are inserted in the Revised Statutes, 1909, after subsection twelfth of division second of section fourteenth of chapter fifth of title fourth: R. S. certain articles added.

" §—12a.—*Moving Picture Halls*

"**1301a.** The words "moving pictures hall" mean for the purposes of this subsection 12a, a public hall in which shows or exhibitions of moving pictures are habitually given for a price of admission charged to the public. "Moving-picture hall"

"**1301b.** In order to obtain a license to carry on or keep a moving picture hall, the applicant must pay the proper collector of provincial revenue, besides the duties set forth in the tariff hereinafter mentioned, a fee of five dollars, three dollars whereof shall be transmitted to the Provincial Treasurer, and two dollars kept by the collector. License fees.

"**1301c.** 1. Every person to whom this subsection 12a applies must show his license to any proper collector of provincial revenue or to any person authorized in writing by such collector of provincial revenue, and in default of so doing shall be deemed to have no license, and shall be punishable accordingly. Obligation to show license.

"2. No person, holding a license as aforesaid, shall lend or lease his license to any other person, or traffic with such license, under penalty of a fine of not more than one hundred dollars for each offence, and, in default of payment of the fine and costs, to imprisonment for one month. Lending, &c. of license forbidden. Penalty.

"**1301d.** Any person who carries on or keeps a moving picture hall, within the meaning of this subsection 12a without having a license therefor in force, and any person who carries on or keeps a moving picture hall having a number of seats greater than that allowed by his license, shall be liable to a fine of not less than thirty dollars and not more than two hundred dollars for each offence, and in default of payment of the fine Penalties.

and of the costs to imprisonment for two months. If the offender is a company, the manager thereof is liable to such imprisonment in default of the payment of the fine and costs by the company."

Id., 1302, am. **4.** Article 1302 of the Revised Statutes, 1909, is amended:

a. By striking out the word "and" in the fifth line;

b. By inserting after the figures "1295" in the fifth line, the words: "and in cases of moving picture halls, the fee wherefor is governed by article 1301*b*."

Tariff of
license fees,
am.

5. The tariff of duties for licences, contained in article 1302 of the Revised Statutes, 1909, is amended by adding at the end the following division:

"XII.—LICENSES FOR MOVING PICTURE HALLS.

"For each license for a moving picture hall, provided that the fee and duty, shall in no case exceed two hundred dollars or be less than twenty-five dollars:

a. In the cities of Montreal and Quebec twenty cents for each seat capable of holding one person;

b. In the cities of Three Rivers, Sherbrooke, Westmount, Hull, Sorel, Lachine, Salaberry of Valleyfield, Maisonneuve, and Verdun, fifteen cents for each seat capable of holding one person;

c. In all other places ten cents for each seat capable of holding one person."

R. S. 1303,
am.

6. Article 1303 of the Revised Statutes, 1909, is amended by adding the following paragraph:

"7.—Every moving picture hall."

Id., 1304, am.

7. Article 1304 of the Revised Statutes, 1909, is amended by inserting after the words: "or other vessel" in the second line, the words "or of a moving picture hall".

Coming into
force, &c.

8. This act shall come into force on the first day of May, 1913. Nevertheless the members of the Board of Censors may be appointed before that date, receive their remuneration and do all the preliminary work necessary for the carrying out of this act.