

“ 11. One hundred thousand dollars for improving the streets, for opening new ones and for other works in connection with municipal roads.

“ 12. Three hundred and seventy-five thousand dollars to pay for three thousand seven hundred and fifty shares taken by the city of Three Rivers in the stock of the Three Rivers Tramways Company, in accordance with by law No. 211 of the city of Three Rivers, adopted by the electors on the 16th October 1911.”

1 Ed. VII, c. 44, s. 19, am.

**16.** Article 19 of the act 1 Edward VII, chapter 44, as amended by section 5 of the act 1 George V, (2nd session) chapter 61 is further amended by striking out paragraph 4.

Coming into force.

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

## C H A P. 56

An Act to amend the acts respecting the city of Hull.

[Assented to 21st December, 1912]

Preamble.

**W**HEREAS the city of Hull has, by its petition, prayed that an act be passed to amend its charter and it is expedient to grant its prayer;

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

56 V., c. 52, s 9, replaced.

**1.** Section 9 of the act 56 Victoria, chapter 52, is replaced by the following:

Election of pro-mayor.

“**9.** The council, at its monthly meeting, in the month of February, in each year, shall elect one of the aldermen to act as mayor, whenever the mayor may be absent, sick or unable to act; and the member of the council so elected pro-mayor shall, during such absence, sickness or inability, have and exercise all the powers authority and privileges, vested by law in the mayor.”

Id., s. 10 replaced.

**2.** Section 10 of the act 56 Victoria, chapter 52, as replaced by the act 4 Edward VII, chapter 56, section 1, is again replaced by the following:

Number of aldermen per ward, &c.

“**10.** The six wards of the city shall each be represented in the council by two aldermen whose seats shall be numbered from one to twelve; they shall not continue in office, without being re-elected, for a period longer than one year. They

shall remain in office until their successors are elected and sworn in to replace them.”

**3.** Section 14 of the act 56 Victoria, chapter 52, is replaced Id., s. 14 replaced. by the following:

“**14.** No person is capable of being nominated or elected Qualifications of mayor, &c. mayor of the city of Hull, unless he has been resident and a householder in the city during the whole year preceding the election, and unless he, during the year preceding the day of his nomination, has been seized and possessed as owner, in his own name, or that of his wife, of immoveable property in the city of the value of one thousand five hundred dollars, after payment or deduction of all charges thereon.

No person is capable of being nominated or elected Qualification of aldermen. alderman unless he has been resident in the city for one year next preceding the election and unless he, during the same period, and at the time of his nomination and election, is seized and possessed as owner, in his own name or that of his wife, of immoveable property in the city of the value of four hundred dollars, after payment or deduction of all charges thereon; such immoveable property to consist of buildings or land.”

**4.** Section 19 of the act 56 Victoria, chapter 52, is replaced Id., s. 19 replaced. by the following:

“**19.** If any person holding the office of mayor or alder- Causes of vacancy of office of mayor or alderman. man, is declared bankrupt, or becomes insolvent, or applies to take the benefit of any act for the relief of insolvent debtors, or takes or enters into holy orders, or becomes a minister or teacher of any religious sect, a judge or clerk of any court, or a member of Her Majesty’s Privy Council or of the Executive Council of the Province of Quebec, or becomes accountable in any way for the city revenue, or enters into the employ of the city, or is absent from the city more than two months continuously or from the meetings of the council for more than two months consecutively, unless in case of illness, or with leave of the council, or, directly or indirectly, becomes a party to or security for, any contract or agreement with the city for the performance of any work or duty, or derives any interest, profit or advantage from such contract or agreement, then, and in every such case, such person shall thereupon immediately become disqualified, and shall cease to hold such office of mayor or alderman, as the case may be.”

**5.** Section 23a of the act 56 Victoria, chapter 52, as added Id., s. 23a replaced. by the act 2 Edward VII, chapter 52, section 5, is replaced by the following:

Nomination  
of candida-  
tes.

“**23a.** The nomination of every candidate for the office of alderman shall specify the number of the seat for which the alderman presents himself and shall be accompanied as shall also the mayor’s nomination by a sworn declaration of such candidate or of a municipal elector duly qualified to vote at the election attesting that the said candidate so nominated possesses all the qualifications required by law, to render him eligible for the said office of mayor or alderman, and, in default of furnishing such declaration, no nomination shall be received by the officer presiding over the election.”

56 V., c. 52,  
s. 84, re-  
placed.

**6.** Section 84 of the act 56 Victoria, chapter 52, is replaced by the following:

Passing of  
by-law by  
acclamation.

“**84.** If one hour elapses after the meeting is opened, without a poll being demanded, the by-law is deemed to be unanimously adopted by the rate-payers interested.”

Id., s. 147,  
am.

**7.** The following paragraph is added to section 147 of the act 56 Victoria, chapter 52, as replaced by the act 8 Edward VII, chapter 88, section 12.

Cost of cer-  
tain paving  
how appor-  
tioned.

“**g.** Nevertheless, the cost of all paving of a street, lane or highway asked for by the majority in number of the proprietors of immoveables bordering on such street, lane or highway shall be apportioned and paid as follows: two thirds by the owners of such properties bordering on such street, lane or highway, and the other third by the city; the council shall, nevertheless, not be obliged to submit one or more by-laws for the approval of the rate-payers for such loans, and it is hereby authorized to issue bonds in virtue of the by-law for local improvements drawn up and adopted to that effect by the council.”

Id., s. 350 ]  
replaced.

**8.** Section 350 of the act 56 Victoria, chapter 52, as replaced by the act 61 Victoria, chapter 56, section 16 is again replaced by the following:

Special  
notice of sale  
for taxes.

“**350.** The city clerk and the secretary-treasurer of the school commissioners or trustees, as the case may be, are obliged to give, during the course of the month of June, a special notice to each person whose property is to be sold, and whose name appears on the valuation roll then in force, by registered letter sent through the post office to the address of such person. If the name of the proprietor or occupant of such property does not appear in the registry office, notice given to the parties whose names appear on the valuation roll is sufficient.

**9.** Section 351 of the act 56 Victoria, chapter 52, is replaced by the following: Id., s. 351, replaced.

**“351.** If the debtor or owner has no known domicile in the Province of Quebec, then in such cases the formality of a notice is not necessary. If the name of the debtor or owner does not appear in the registry office, no notice shall be necessary. Where notice unnecessary.

**10.** Article 4559 of the Revised Statutes, 1888 shall read for the city as follows: R. S. (1888), 4559 replaced for city.

**“4559.** The council may, by a resolution, exempt from the payment of municipal taxes, for a period not exceeding twenty years, any person who carries on any industry, trade or enterprise whatsoever, as well as the land used for such industry, trade or enterprise, or agree with such person for a fixed sum of money payable annually for a period not exceeding twenty years, in commutation of all municipal taxes. Exemption from or commutation of taxes.

It may also exempt the poor of the municipality and their property from the payment of municipal taxes. Id.

Such exemption or agreement shall not extend to work upon water-courses, boundary ditches, fences, drains, sidewalks, roads or the local improvements connected with or imposed upon taxable property so exempted or commuted. Exception.

**11.** Section 466 of the act 56 Victoria, chapter 52, is replaced by the following: 56 V., c. 52, s 466 replaced.

**“466.** His salary shall be payable yearly out of the city funds.” Payment of certain salary.

**12.** Articles 2655, 2656, 2657 and 2662 of the Revised Statutes, 1909, shall read as follows for the said city. R. S., 2655, &c., replaced for city.

**“2655.** An hour after the opening of the meeting, the chairman shall proclaim elected the candidate or candidates who are not opposed, and when two or more candidates are nominated in opposition to one another, he shall declare that a poll will be held on the Monday following such nomination, or on the following day, if such Monday be a non-judicial day. The day for such poll shall nevertheless be stated in the public notices mentioned in the Education Act, respecting elections, and every nomination of a candidate shall specify the seats for which he presents himself. Proclamation of election by acclamation or fixing of poll.

**“2656.** Such election shall be by ballot and the principle of the Quebec Election Act shall apply to such school elections *mutatis mutandis* and shall govern the same as well as all matters relating thereto and not specially mentioned in this act. Voting by ballot.

Place of  
voting.

“**2657.** The voting at such elections shall be held at two places indicated by the commissioners and in the proclamation.

Deputy  
returning-  
officer.

“**2657a.** The chairman shall appoint a deputy returning-officer for each poll who, before acting, shall take the oath of office before the chairman or the secretary-treasurer or before a justice of the peace. The secretary-treasurer shall prepare lists of all electors duly qualified to vote at such election and shall forward them to the chairman. The poll shall be opened at nine o'clock in the morning and shall close at five o'clock in the afternoon.

Who quali-  
fied to vote.

“**2662.** In order to be entitled to vote at an election of school commissioners of the city of Hull, a person must be an owner of immoveable property, or be owner merely of a building erected on a lot of land belonging to somebody else, must be entered as such on the valuation roll and have paid all his school dues up to the 1st of June preceding such election.

Dissenters  
not to vote  
for commis-  
sioners, &c.

In a municipality where there is a corporation of school trustees, the persons forming part of the minority who are declared dissentients cannot vote at an election of school commissioners and the persons belonging to the majority cannot vote for school trustees.”

Id., 2800  
replaced for  
city.

**13.** Article 2800 of the Revised Statutes, 1909, shall read for the city of Hull, as follows:

Assistant  
secretary-  
treasurer.

“**2800.** The school commissioners may appoint an assistant-secretary-treasurer, with the same rights, powers and obligations as the secretary-treasurer himself. Such assistant shall enter into office as soon as he has received a written notice of his appointment, and may be dismissed at pleasure by the commissioners and may be required to give security, and in the exercise of his functions he shall act on his personal responsibility and under that of his sureties.

Issue of  
bonds, &c.

“**2800a.** The school commissioners for the city of Hull, notwithstanding any provisions to the contrary contained in the Revised Statutes, 1909, may, for the purpose of purchasing lots of land, and building, enlarging and improving their school houses, issue from time to time, as needed, bonds or debentures for an amount not exceeding two hundred thousand dollars, redeemable by annuities or semi-annuities, or in any other manner which they may deem expedient and within a period not exceeding fifty years.”

Coming into  
force.

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