

CHAP. 2

An Act respecting the transfer to the National Battlefields Commission of certain property, and for the erection of a monument to the memory of King Edward VII.

[Assented to 24th March, 1911]

Preamble.

WHEREAS the National Battlefields Commission was created by the act of the Parliament of Canada 7-8 Edward VII, chapter 57, for the purpose of acquiring and preserving the historic battlefields of Quebec, of restoring their original appearance in its main lines and of converting them into a national park ;

Whereas, by chapter 58 of the same year, the Commission was authorized to acquire and hold the lands therein described; and whereas the government of Canada, the governments of the other provinces, certain foreign governments, and a large number of municipalities and of private persons, both in Canada and elsewhere, have subscribed considerable sums to aid the Commission to realize the object for which it was created ;

Whereas the city of Quebec has transferred to it, free of charge, the property in the land known by the name of " the Plains of Abraham " and which adjoins a part of the land belonging to the Government of the Province of Quebec in the neighborhood of the common jail of the district of Quebec;

Whereas it is necessary for the restoration of the Quebec battle fields that a part of this land be ceded to the Commission;

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

L. G. in C.
authorized
to convey
certain land.

1. It shall be lawful for the Lieutenant-Governor in Council to authorize the Minister of Public Works and Labour to transfer, free of charge, to the National Battlefields Commission a part of the land belonging to the Province of Quebec, described in a plan prepared by Mr. C. E. Gauvin, civil engineer, the said land being situate in the neighborhood of the Quebec jail.

Payment for
houses, &c.,
on land.

2. The said Commission shall pay to the Province the value of the houses and dependencies situate on the said land, such value to be determined by experts.

Conveyance
in certain
case of gaol
property.

3. Should the present jail cease to be used as such, it shall be lawful for the Lieutenant-Governor in Council to authorize the Minister of Public Works and Labour to cede

the property in the land on which it is built to the said Commission as well as the reserved land which appears on the said plan, the said transfer to be subject to ratification by the Legislature.

4. It shall also be lawful for the Lieutenant-Governor in Council to authorize the Minister of Public Works and Labour to convey to the said Commission all the rights which the Government may have in the land on which the Quebec observatory and its dependencies are built, which land is also indicated on the said plan. Id., of observatory property.

5. 1. The said transfer shall be subject to the following conditions : Conditions of transfer.

a. That the said land shall become a part of the national public park ; that it be not alienated nor be permitted to be cut up or divided into building lots, in whole or in part, nor to be used for any other purpose than for a park ;

b. That no building or other structure be permitted to be erected on such land, except those which it is customary to erect in public parks or gardens ;

c. That the servitudes apparent or unapparent with which the said immoveable may be burdened, be submitted to, the whole at the risk and peril of the said Commission ;

d. That the work of laying out the park on said land be begun not later than the 1st September, 1911, and be continued with reasonable diligence ;

e. That the said Commission pay all rents, ground rents or other dues affecting the said moveables in proportion to the extent of the land ceded ;

f. That the said Commission shall furnish the Provincial Treasurer, on or before the first day of June of each year, detailed statements of all its receipts and expenses up to the thirty-first day of March next preceding.

2. The destination of the said land, as aforesaid, shall not be changed, in whole or in part, and all acts done in violation of such condition shall be *ipso facto* null and of no effect, and shall give the Government the right to reclaim the property.

6. It shall be lawful for the Lieutenant-Governor in Council to cause to be erected in the national battlefields park a monument to the memory of His late Majesty Edward VII, and to give the property thereof to the said National Battlefields Commission, the cost of the said monument not to exceed twenty thousand dollars to be paid by warrants of the Lieutenant-Governor out of the Consolidated Revenue Fund of the Province. Monument to King Edward VII.

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