

CHAP. 76

An Act to amend the charter of The Canadian Light and Power Company

[Assented to 4th June, 1910]

WHEREAS The Canadian Light and Power Company Preamble.
 incorporated by the act 4 Edward VII, chapter 78, as
 amended by the acts 5 Edward VII, chapter 64 and 9 Edward
 VII, chapter 107, has presented a petition praying for the pas-
 sing of an act to amend its charter; and whereas it is expedient
 to grant such petition :

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

1. The following section is inserted in the act 4 Edward VII, 4 Ed. VII,
 chapter 78, after section 8a thereof as enacted by section 1 of c 78, s. 8b
 the act 9 Edward VII, chapter 107 : added.

“ **8b.** The company may acquire and hold stock and bonds Acquisition,
 of electric railways and other corporations using electricity &c., of cer-
 within the territorial limits assigned to the company, subject tain works,
 to the exceptions contained in sections 8 and 8a as to the &c.
 Montreal, Light, Heat & Power Company and the companies
 affiliated to it. Nothing in this section shall be taken to
 authorize or permit the company to operate an electric railway.”

2. The following section is inserted in the act 4 Edward Id., s. 14a
 VII, chapter 78, after section 14 thereof as replaced by section added.
 3 of the act 9 Edward VII, chapter 107.

“ **14a.** For the purpose of establishing the amount for which How bonds
 issues of bonds subsequent to the first issue may be made, the to be issued.
 following procedure shall be adopted by the company;

a. The hydraulic horse-power already developed and owned
 by the company at the date of the proposed issue shall be
 evidenced by the sworn statement of a qualified engineer.

b. The hydraulic horse-power to be developed by additional
 plant to be provided out of the proceeds of such proposed issue
 shall be estimated by such engineer, and such estimate shall be
 verified by the sworn statement of the engineer that the esti-
 mate has been carefully and conservatively made and in his
 opinion is a fair estimate.

c. The cost price to the company of any real estate acquired
 by it subsequent to the 27th April, 1909, shall be verified by
 a certificate signed by the president or vice-president of the
 company and by the secretary of the company.

d. The actual cost to the company of subsidiary undertakings acquired by the company for the purposes of its business subsequent to April 27th, 1909, shall be established and verified by a like certificate.

e. The statements, estimates and certificates referred to in sub-paragraphs *a*, *b*, *c* and *d*, hereof shall be deposited with the trustees for the bondholders.

f. The amount for which any issue subsequent to the first issue may be made, shall be computed by multiplying the hydraulic horse power as established under sub-paragraphs *a* and *b* hereof by two hundred dollars per horse power and by adding thereto seventy-five per cent. of the cost price of real estate and subsidiary undertakings as established under sub-paragraphs *c* and *d* hereof, and the aggregate amount of any issue or issues of bonds made subsequent to the first issue shall not at any one time exceed the amount so ascertained."

9 Ed. VII, c.
107, s. 6,
replaced.

3. Section 6 of the act 9 Edward VII, chapter 107, is replaced by the following:

Expropria-
tion.

"**6.** The company is authorized to expropriate the land or right of way required for the installation of one or more lines for the transmission of electricity through the territory in which it has the right to operate under its charter. The expropriation, as well as the proceedings respecting the immediate taking possession of the land or right of way required shall take place in accordance with the provisions of the Revised Statutes, 1909, respecting railways."

Expropria-
tion for
power houses
&c.

4. The company is authorized to expropriate, in the county of Beauharnois, immoveable property, or any part thereof, and riparian rights necessary for the construction and maintenance of power-houses, factories, transformer-houses, drains, canal sluices, pipes, flumes and dams. The expropriation, as well as proceedings respecting the immediate taking possession of the land or right of way required, shall take place in accordance with the provisions of the Revised Statutes, 1909, respecting railways.

2 Ed. VII, c.
72, s. 32, re-
pealed.

5. Section 32 of the act 2 Edward VII, chapter 72 is repealed.

Guarantee of
certain stock
&c.

6. The company may guarantee the stock and bonds of any corporation the stock and bonds of which the company is authorized to acquire and hold.

Coming into
force.

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