

C H A P . 48

An Act to amend the law respecting the protection of the public interest in rivers, lakes, ponds, creeks and streams

[Assented to 29th May, 1909]

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

R.S.Q.,
2972e,
amended.

1. Article 2972e of the Revised Statutes, as enacted by the act 54 Victoria, chapter 25, section 1, and amended by the act 4 Edward VII, chapter 14, section 3, is further amended by adding thereto the following paragraph :

Certain work
in salmon
rivers for-
bidden, &c.

“ No work to which the preceding articles apply, shall be done in rivers to which salmon resort, unless previously authorized by the Lieutenant-Governor in Council, who shall determine how the work is to be done and the conditions to which it shall be subject.”

Id., 2972f,
amended.

2. Article 2972f of the Revised Statutes, as enacted by the act 54 Victoria, chapter 25, section 1, is amended by replacing the last paragraph thereof by the following :

Tariff of
tolls, inspec-
tion, &c.

“ The tariff of tolls shall be fixed by the Lieutenant-Governor in Council, upon the report of the Minister of Public Works and Labour, after inspection of the works or improvements by an engineer or any other competent person. The tariff shall be based on the value of the works or improvements, the amount required for their maintenance, and any other consideration that may be found just and equitable.

Notice of
inspection,
&c.

Notice of such inspection shall be given in the *Quebec Official Gazette*, and in one or two newspapers published in the district, and if there be no newspapers published in the district then in one or two newspapers published in a neighbouring district at least fifteen days before it is begun, and notice shall also be given by registered letter to the persons interested who have appeared in support of their rights before the engineer or other person who has made the inspection, of the day when the Lieutenant-Governor in Council will consider the fixing of the tolls.

Costs of
fixing tolls.

All the costs incurred to fix such tolls shall be borne by the person who applied for the fixing thereof.

Alteration of
tolls, &c.

The tolls so fixed may be amended and shall remain in force until replaced or abolished.”

Id., s. 2972h,
replaced.

3. Article 2972h of the Revised Statutes, as enacted by the act 54 Victoria, chapter 25, section 1, is replaced by the following :

"**2972h.** The person upon whom the privilege mentioned in article 2972g is conferred, may, if the tolls are not paid, obtain from the competent court, a conservatory attachment, which shall be subject to the superior privilege of the Crown."

4. This act shall not affect pending cases.

Pending
cases.

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

Coming into
force.

CHAP. 49

An Act to amend the Quebec Public Health Act, 1901

[Assented to 29th May, 1909]

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

1. Article 7 of the act 1 Edward VII, chapter 19, as amended by the act 7 Edward VII chapter, 41, section 2, is further amended by adding thereto the following paragraphs :

"Any act done or order given under the authority of the president of the Board, during the interval between two meetings of said board, shall have the same effect as an act done or order given under the authority of the Board itself, unless and until revoked by the said Board."

The secretary of the Board shall call a meeting of the Board upon the request in writing of two members.

Approval,
&c., by
Board.

2. Paragraph 8 of article 9 of the said act is amended :

a. By replacing the words "diseases and lesions" in the first line by the word "causes."

b. By striking out the word "animal" in the second line.

c. By adding after the word "health", in the third line, the words "and to prohibit the sale, consumption or use of such meat or products."

3. Article 17 of the said act is amended by adding thereto the following paragraph :

Id., s. 17,
amended.

"Nevertheless, unless the municipal council has ordered otherwise, every municipal board of health may and shall carry out and cause to be carried out within the municipality, this act and the by-laws made thereunder."