

CHAP. 20

An Act to amend the act respecting Motor Vehicles

[Assented to 25th April, 1908]

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

1. Section 4 of the act 6 Edward VII, chapter 13, is amended by inserting before the word "the" in the first line, the words; 6 Ed. VII, c. 13, s. 4, amended.
 "Subject to the provisions of section 38 of this act."

2. The following section is added after section 6 of the said act : Id., s. added after s. 6.

"**7.** Section 2 of this act shall apply to the owner or the operator of a motor vehicle, who does not reside in Canada." S. 2 to apply to foreign owners, &c.

3. Section 19 of the said act is replaced by the following : Id., s. 19, replaced.

"**19.** 1. Subject to the provisions contained in this section, prosecutions under this act before the Circuit Court or the District Magistrate's Court, shall be taken by ordinary action. Certain prosecutions how taken.

2. Prosecutions under this act before a justice of the peace, shall be governed by part XV of the Criminal Code. Procedure.

3. In all prosecutions or actions brought before the Circuit Court or District Magistrate's Court, the fees of the clerk of such court, of the advocate and of the bailiff, shall be the same as those which are allowed in the tariff of fees for third class actions in the Circuit Court. Fees in certain prosecutions, &c.

In prosecutions before a justice of the peace, the fees shall be those allowed by the tariffs made by the Lieutenant Governor in Council under the authority of article 2478 of the Revised Statutes. And in certain other prosecutions.

"**19a.** 1. All legal proceedings instituted to recover any license fee or registration fee due to the Crown by virtue of this act, shall be taken in the name of any collector of provincial Revenue. Certain legal proceedings by whom to be taken.

2. Legal proceedings instituted for the violation of any of the provisions of this act or of any of the regulations made thereunder, may be taken in the name of any collector of provincial revenue, or of the corporation or council of the city, town or local municipality in which the offence was committed, and not otherwise, saving always the provisions of section 30." Certain other proceedings by whom to be taken.

Id., s. 28,
amended.

4. Section 28 of the said act is amended by adding thereto the following words : " or the interse tion of two streets, or when coming out into a street or highway from any garage, yard or private grounds."

Id., s. 29,
amended.

5. Section 29 of the said act is amended by replacing the words " hereinafter provided in case of refusal " in the sixth and seventh lines by the words " prescribed by section 18 of this act."

Id., s. 30,
amended.

6. Section 30 of the said act is amended by striking out all the words after the word " damages " in the third line."

Id., s. 32,
amended.

7. Section 32 of the said act is amended by replacing the word " registered " in the third line, by the word " licensed,"

Id., s. 33,
amended.

8. Section 33 of the said act is amended by replacing the word " registered " in the first line by the word " licensed."

Id., s. 37,
amended.

9. Section 37 of the said act, as amended by section 7 of the act 7 Edward VII, chapter 16, is further amended by striking out all the words after the word " testimony " in the sixth line.

Id., s. 38,
amended.

Certain regu-
lations by
Lieut.-Gov.
in Council.

10. Section 38 of the act 6 Edward VII, chapter 13, is amended by adding after the word " act " in the fourth line, the words : " and may make regulations regarding the issue, renewal and transfer of licenses and certificates, the mode and time of payment of fees, the furnishing to operators and chauffeurs of plates of board, rubber or other material upon which the large number of the vehicle shall be displayed, and the size, shape and color of the same, together with the fees exigible for such plates."

Id., s. 40,
amended.

11. Section 40 of the said act, is amended by inserting, after the word " act " in the first line, the words " and all penalties recovered thereunder."

Coming into
force.

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