

ceed limit  
personally  
liable for  
excess, &c.

vote to exceed such limit, shall be personally responsible for all such excess ; provided further that no contract for the construction of a work or for the purchase of goods and materials of a value exceeding two thousand dollars, shall be lawful, nor shall it be passed by the council or signed by the mayor or any other member of the council in favor of any person, firm or company, unless tenders have been previously asked for by public notice published three times in one week in a French and in an English newspaper in circulation in the municipality, and unless the accepted tender has been ratified by the vote of at least six councillors.

Coming into  
force.

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

#### CHAP. 69

[Assented to 14th March, 1907]

An Act to amend the charter of the town of Westmount

Preamble.

WHEREAS the town of Westmount has, by its petition, represented, that by the contract between the town of Côte St. Antoine (now Westmount) and the Montreal Island Water and Electric Company, passed before Fair, notary, on the 14th March, 1891, (the rights and obligations of which company have been transferred to the Montreal Water and Power Company), the contracting company was granted a franchise for twenty-five years from the taking effect of the by-law authorizing the same, for the supply of water to the said town and its inhabitants : that litigation is now pending between the said town of Westmount and the said Montreal Water and Power Company, in which the town claims that the company is in default to fulfil its obligations under said contract, and more especially is in default to furnish wholesome water and sufficient fire protection, and prays for specific performance of the contract, under reserve of its rights to claim the cancellation thereof ; that if the litigation be decided in favor of the town, and in any event at a period prior to the expiration of the said contract, it may be necessary for the said town to instal a water system of its own, so that provision may be made for a supply of water to the town without interruption ; and that further powers should be granted to the town to enable it to carry out divers contemplated improvements.

Whereas by its petition the said town has prayed that its charter be amended to enable it to fulfil the said purposes, and it is expedient that its said petition be granted in part ;

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

**1.** Section 9 of chapter 54 of the act 59 Victoria, is replaced 59 V., c. 54, by articles 525 and 526 of the Cities' and Towns' Act 1903. s. 9, replaced.

**2.** Article 4240 of the Revised Statutes is replaced for the town, by the following :

R. S. Q.,  
art. 4240,  
replaced.

**"4240.** If one hour after the opening of the meeting there have been and remain nominated for the office of councillors in one or more wards more persons than there are councillors to be elected therefor, it is the duty of the officer presiding over the election to grant a poll for such ward, which poll shall be held on the Monday following at the town hall, unless the council shall appoint some other place or places as polling stations".

Polls for elec-  
tion of coun-  
cillors, &c.

**3.** Article 131 of the Quebec Election Act, 3 Edward VII, chapter 9, in so far as it applies to municipal elections in the town of Westmount, is amended to read as follows :

3 Ed. VII,  
c. 9, s. 131,  
amended for  
town.

" Each deputy returning officer shall open the poll assigned to him at the hour of eight of the clock in the morning, and shall keep the same open until eight of the clock in the afternoon. He shall during that time receive, in the manner hereinafter prescribed, the votes of the electors duly qualified to vote at such poll, and applying to vote thereat.

Hours of  
polling, &c.

Article 149 of the said Quebec Election Act shall not apply to municipal elections in the town of Westmount."

3 Ed. VII,  
c. 9, art. 149,  
not to apply.

**4.** The council may, by by-law passed by three-fourths of its members, prohibit the erection of stables or any other establishments of a character which they deem objectionable as nuisances in any particular locality of the town, or may establish such conditions and restrictions as they may deem necessary upon the construction of such establishments.

Prohibition  
or regulation  
of stables, &c.

**5.** The council may, by by-law passed by three-fourths of its members, prohibit or regulate hereafter the erection, use or employment of steam-engines or boilers in the town, or in any particular locality thereof.

Prohibition or  
regulation of  
steam-en-  
gines, &c.

**6.** The council may, by by-law passed by three-fourths of its members, prohibit, regulate or restrict the posting, painting, erection or other display and maintenance of advertisements of any description on the fences, buildings or other-wise within the town.

Prohibition or  
regulation of  
posting ad-  
vertisements,  
&c.

56 V., c. 54,  
s. 63, re-  
placed.

**7.** Section 63, of the act 56 Victoria, chapter 54, is replaced by the following :

“ **63.** A notice, stating in general terms the purpose of such by-law, shall be inserted, for a period of at least ten days before the passing thereof, in one French and one English daily newspaper published in the city of Montreal and at least twice in any daily or weekly paper published in the town of Westmount, if there is one.”

Id., s. 75,  
replaced.  
Notice of  
submission of  
roll for homo-  
logation.

**8.** Section 75 of the said act is replaced by the following :

“ **75.** When the special assessment roll shall have been made, the secretary-treasurer shall give public notice in one English and one French daily newspaper published in the city of Montreal, to be inserted for a period of at least three days, and at least once in a daily or weekly newspaper published in the town of Westmount, if there is one, stating the date and hour when such special assessment roll shall be submitted to the council for homologation.”

Costs of  
notices.

**9.** The rates to be charged for publishing the notices specified in sections 7 and 8, shall be subject to the approval of the council.

Id., art. 38,  
replaced.

**10.** Article 38 of the act 56 Victoria, chapter 54, as amended by section 11 of the act 59 Victoria, chapter 54, is replaced by the following :

• Establish-  
ment of  
building  
lines, &c.

“ **38.** To establish building lines on the lands abutting on any street, road, avenue, highway, alley, park or lane within the said town, between which lines and such street, road, avenue, highway, alley, park or lane, no building or part of a building (saving such exceptions as the by-law may permit, for particular streets for which local conditions may render the same necessary) shall be set up or erected, and to change the name of any street, road, avenue, highway, alley, park or lane in the town.

Three-  
fourth's vote  
of council to  
pass or re-  
peal by-law.  
&c.

Any such by-law to be effective shall require the vote of at least three-fourths of the whole council, and when passed shall not be altered, except by a similar vote, at a meeting of the council, held at least one month after the first insertion of a notice given by advertisement that the alteration of such by-law will be considered.

60 V., c. 63,  
s. 4, subsect.  
3 replaced.  
R. S. Q. 4406,  
to apply to

**11.** Subsection 3, of section 4, of the act 60 Victoria, chapter 63, is replaced by the following :

“ **3.** The provisions of article 4406 of the Revised Statutes, shall apply to any by-law to be passed in connection with the supply of water referred to in the present section or

section 3 of this act, or whenever the agreement is for a certain by-laws, &c. period exceeding nine years, or contains any provisions affecting the interest of the town or its inhabitants, for more than nine years.

The provisions of the said article 4406 of the Revised Statutes, shall also apply to any agreement respecting street railways, telephones, the supply of light, power or any other public utility whatever, whenever such agreement is for a period exceeding nine years, or contains any provisions affecting the interest of the town or its inhabitants, for more than nine years." And to certain agreements.

**12.** This act shall come into force on the day of its sanc-Coming into force.  
tion.

#### C H A P. 70

An Act to amend the charter of the town of Beauharnois

[Assented to 14th March, 1907]

**W**HEREAS the town of Beauharnois has, by its petition, Preamble.  
represented that it is in the interest of the proper administration of the town that certain amendments be made to its charter, the act 27 Victoria, chapter 24, which incorporates it, and the other acts amending the same; and whereas it is expedient to grant the prayer of the said petition to that effect:

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

**1.** Section 7 of the act 27 Victoria, chapter 24; subsections 1, 2, 3 and 5 of section 8 of the said chapter 24; subsections 1, 2 and 6 of section 9 of the said chapter 24; and section 15 of the said chapter 24, are replaced by the following: 27 V., c. 24, ss. 7, 8, (subsect. 1, 2, 3, and 5), 9, (subsect. 1, 2, and 6), and 15 replaced.

"The elections shall take place annually during the month of January. Elections in January each year.

The nominations shall take place at ten o'clock in the forenoon, on the second Monday of January; and the polls, when necessary, shall be held on the third Monday of the same month. Dates of nominations and polls.

Articles 4231 to 4262, both inclusive, of the Revised Statutes, and articles 4265 to 4272 of the Revised Statutes, also both inclusive, shall apply to the town of Beauharnois." R. S. Q. 4231-4262, and 4265-4272, to apply.