

CHAP. 8

An Act to amend the Quebec Controverted Elections' Act

[Assented to 9th March, 1906]

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

1. Article 478 of the Revised Statutes is amended by re- R. S., 478, placing the word: " or ", in the second line of paragraph amended. 1, by the word: " and ".

2. Article 479 of the Revised Statutes, as amended by the Id., 479, act 4 Edward VII, chapter 9, section 1, is further amended by amended. replacing the first two lines of the affidavit therein by the following:

" I (*name*), the petitioner (*or we, names, the petitioners, as the case may be*), being duly sworn, do depose and say:

That I was (*or we were*) duly qualified to vote at the election to which the foregoing (*or, annexed, as the case may be*) petition relates and my name was (*or our names were, as the case may be*) entered on the list of electors for which availed at such election."

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

CHAP. 9

An Act to amend the Quebec License Law

[Assented to 9th March, 1906]

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

1. Paragraph 12 of article 2 of the act 63 Victoria, chapter 63 V., c. 12, 12, is amended by inserting, after the words: "in which", in the first line, the words: "intoxicating liquor is sold only to members of the club, or to non-residents enjoying the privileges of the club for a limited length of time fixed by the rules of the club, and in which". art. 2, § 12, amended.

Id., art. 2, § 17, amended. **2.** Paragraph 17 of article 2 of the said act, as amended by the act 5 Edward VII, chapter 13, section 1, is further amended by adding thereto the following words:

Where bottler's establishment to be. "The bottler's establishment must be situated within the limits of the municipality, the council whereof has confirmed his license certificate; and no bottler is allowed to have any bottling establishment or place for the storage of the fermented liquors mentioned in this paragraph in any other part of the territory covered by his license."

§ added to id., art. 2 after 21: **3.** The following paragraph is added to article 2 of the act 63 Victoria, chapter 12, after paragraph 21:

Rights under auctioneer's liquor license. "21a. An auctioneer's liquor license gives the right to sell intoxicating liquors in the quantities mentioned in paragraph 10 of this article, when such liquors form part of the stock of a deceased person or of one who, whether for reasons of insolvency or otherwise, is selling off his stock, goods or effects, in the municipality in which he carried on business."

Id., art. 10 amended. **4.** Article 10 of the said act is amended by inserting after the words: "transfer of licenses," in the second line, the words: "and as to voluntary or judicial abandonments made by *bona fide* insolvents."

Id., art. 26, § 2, replaced. **5.** 1. The second paragraph of article 26 of the said act, as amended by the act 2 Edward VII, chapter 13, section 5, is replaced by the following:

Preference to be given to certain premises. "Notwithstanding the provisions of the first paragraph of this article, preference shall be given, in respect of applications for hotel licenses, to premises specially constructed and fitted up to serve as hotels, provided such hotels have twenty-five bed-rooms or more."

Interpretation of paragraph. **2.** The preceding paragraph of this section shall not be interpreted as declaring that the law was previously different from that therein expressed.

Id., art. 26, § 3 amended. **3.** The third paragraph of the said article 26 of the said act, 63 Victoria, chapter 12, is amended by adding thereto the following: "except in cases where the lessor demands from the licensee an increase of rental, or refuses to renew the lease in favor of the same licensee for reasons deemed insufficient by the license commissioners."

Id., art. 28, replaced. **6.** Article 28 of the said act 63 Victoria, chapter 12, as amended by the acts 1 Edward VII, chapter 11, section 2, and 5 Edward VII, chapter 13, sections 12 and 13, is replaced by the following:

Number of hotel and restaurant **"28.** Within the limits of the city of Montreal, as they existed on the first of January, 1905, the number of hotel and restaurant licenses is for the present limited to a maximum of

four hundred; in the city of Quebec, to a maximum of one hundred and fifty for the year 1906-1907, and to a maximum of one hundred and twenty-five from the 1st May, 1907; in St. Henri ward of the city of Montreal, to a maximum of thirty-one; in Ste. Cunegonde ward of the city of Montreal, to a maximum of twenty-three; in the city of Three Rivers, to a maximum of twelve; in the town of St. John's, to a maximum of twelve; in the city of Valleyfield, to a maximum of ten; in the city of St. Hyacinthe, to a maximum of eighteen; in the town of Maisonneuve, to a maximum of twenty-four; in the town of Lachine, to a maximum of nine; in the city of Sorel, to a maximum of eighteen; in the town of Ierville, to a maximum of four; and in the city of Hull, to a maximum of thirty-four, respectively; but, as respects the city of Hull, this number shall be reduced, as the present holders of licenses cease to do business, to a maximum of twenty; and these numbers shall not be exceeded hereafter, until the population of the said cities shall have so increased that an increase in the number of hotel and restaurant licenses therein may be made in such wise that there shall never be more than one such license to every thousand souls of the population of each of the said cities; and this proportion shall be adhered to thereafter.

The provision of the next preceding paragraph respecting the maintenance of licenses in the territory of annexed municipalities is subject to any general reduction which may be made in the future in the number of licenses in the cities of Montreal and Quebec.

In the event of the annexation to the cities of Quebec or Montreal of any of the neighboring municipalities, the number of licenses in force in such annexed municipality at the time of the annexation, shall be added to the number of licenses fixed by the said paragraph for each of the said cities of Quebec and Montreal; but in such wise that the number of licenses so in force in each such annexed municipality shall be maintained, after the annexation, in the territory previously belonging to the municipality. The provisions of this paragraph apply to St. Henri and Ste. Cunegonde wards of the city of Montreal, and to all other municipalities annexed or which may be annexed to either of the said cities of Quebec and Montreal.

In view of the reduction in the number of licenses in the city of Quebec to one hundred and twenty-five from the 1st May, 1907, the duty on such licenses shall be proportionately increased, so that the total revenue derived therefrom shall at all times remain the same as before the reduction in the number of licenses."

7. Clause *b* of paragraph 1 of article 36 of the act 63 Victoria, chapter 12, as amended by the act 5 Edward VII, chapter 13, section 16, is further amended:

licenses in certain cities and towns, limited.

Proviso.

Effect of annexation to cities of Quebec and Montreal upon such limitation.

Increase of license duty in Quebec in proportion to diminution of number of licenses.

Id., art. 36, § 1 ¹/₂, amended.

Second
clause re-
placed.
Tax on
transfer in
Montreal;

a. By replacing the second clause by the following:

"In the city of Montreal, upon each transfer made within twelve months of the date at which the transferror first obtained the license, one hundred per cent. of the license duty; and upon each transfer of a license which has been held by the transferror for more than one year, two hundred dollars. But when the transfer is granted in consequence of the death of the licensee, a sum of twenty-five dollars only shall be paid to the collector of provincial revenue upon the granting of the transfer; when it is granted in consequence of a judicial or voluntary abandonment in case of *bona fide* insolvency, a sum of seventy-five dollars shall be paid to the collector of provincial revenue upon the granting of the transfer, and in the case of joint stock companies which take out their license in the name of one of their employees, whenever any such company transfers its license from one of its employees to another, the amount payable to the collector upon the granting of the transfer, shall also be twenty-five dollars;"

In Quebec.

b. By adding after the words: "granting of the transfer", in the eleventh line of the third clause, the words: "when it is granted in consequence of a voluntary or judicial abandonment in a case of a *bona fide* insolvency, a sum of fifty dollars shall be paid to the collector of provincial revenue upon the granting of the transfer."

Id. art. 36,
§2, amended.
Tax on
transfer in
other places.

8. Paragraph 2 of article 36 of the act 63 Victoria, chapter 12, is amended by adding thereto the following:

"Upon each such transfer the following tax shall be paid to the collector of provincial revenue:

- a. In every city, fifty dollars;
- b. In every town, forty dollars;
- c. In every other municipality, twenty-five dollars."

Id., art. 36,
§ 4, amended.

9. Paragraph 4 of article 36 of the act 63 Victoria, chapter 12, is amended by inserting after the words: "or to," in the third line, the words: "the provisional guardian or".

Id., art. 46,
amended.

10. Article 46 of the said act, as amended by the act 5 Edward VII, chapter 13, sections 18, 19 and 20, is further amended:

Clause added
to § 4.

a. By adding to paragraph 4 thereof the following: "and before any application for a club liquor license shall be considered by the Provincial Treasurer, such application must have been posted up for a period of fifteen days in a conspicuous place open to the public in the office of the clerk of the License Commissioners, if in either of the cities of Montreal or Quebec,

and in that of the clerk or secretary-treasurer of the municipality in all other municipalities; and the application, when addressed to the Provincial Treasurer, must be accompanied by a certificate of the said clerk or secretary-treasurer to the effect that this has been done."

b. By adding thereto the following paragraphs:

§§ added:

"6. No license shall issue authorizing the sale of intoxicating liquor in a club, unless the premises of such club be at least sixty feet distant from any licensed hotel or restaurant on the same side of the street.

License of clubs.

"7. No bar is allowed in any club licensed under this law.

No bar allowed.

"8. The Provincial Treasurer may, in his discretion, have any club licensed under this law inspected by such officer and at such times as he may see fit, in order to ascertain how the requirements of this law are observed in such club; and to that end such officer shall have access to all parts of the club and to the books and vouchers thereof, and the refusal to allow such inspection shall be an offence coming within the purview of article 119."

Inspection of clubs and their books, &c.

11. Article 47 of the act 63 Victoria, chapter 12, is amended by adding thereto the following clause:

Id., art. 47, amended.

"No holder of a retail liquor license shall employ commercial travellers to solicit and take orders in his interest."

No commercial travellers to be employed.

12. Article 47a of the act 63 Victoria, chapter 12, as enacted by the act 5 Edward VII, chapter 13, section 21, is amended:

Id., art. 47a, amended.

a. By adding to the first clause thereof the words: "including the condition requiring the maintenance of licenses in the territory previously belonging to the annexed municipality."

Words added to first clause.

b. By replacing the second clause thereof by the following:

Second clause replaced.

"As the number of retail liquor shops under license is gradually decreased, the duty on such licenses shall be proportionately increased, so that the total revenue derived therefrom shall at all times remain the same as before the reduction in the number of licenses."

Increase in rate of duty in proportion to decrease in number.

13. The first paragraph of article 48 of the act 63 Victoria, chapter 12, as replaced by section 7 of the act 2 Edward VII, chapter 13, and by section 22 of the act 5 Edward VII, chapter 13, is amended by striking out the words: "and towns" in the second line.

Id., 48, amended.

14. Article 49 of the act 63 Victoria, chapter 12, is repealed.

Id., art. 49, repealed.

Id., art. 51,
amended.

15. Article 51 of the act 63 Victoria, chapter 12, as replaced by section 8 of the act 2 Edward VII, chapter 13, and by section 23 of the act 5 Edward VII, chapter 13, is amended by striking out the words: "and towns," in the first line.

Id., art. 52,
amended.

16. Article 52 of the act 63 Victoria, chapter 12, as amended by section 24 of the act 5 Edward VII, chapter 13, is further amended:

Words struck
out of first
paragraph.
Words in-
serted in sec-
ond para-
graph.
Words added
to second
paragraph.

a. By striking out the words: "and towns" in the fourth line of the first paragraph;

b. By inserting before the words: "In municipalities" in the first line of the second paragraph, the words: "In towns and."

c. By adding to the said second paragraph the following words: "but, in any town, village or municipality in which any such license is applied for, if at the time of such application any license for the sale of intoxicating liquor is in force therein, any of the licenses provided for by this article may be issued without a municipal certificate being required therefor, unless there be then in force therein a by-law limiting the number of liquor licenses, and that the full number of licenses allowed by such by-law have been issued and are in force at the time at which application is made for any of the licenses provided for by this article."

Section XIX^a
added after
id., art. 53.

17. The following section and articles are added after section XIX of the act 63 Victoria, chapter 12:

"SECTION XIX^a

AUCTIONEERS' LIQUOR LICENSES

Issue of
auctioneers'
liquor li-
censes.

"53a. Auctioneers' liquor licenses are issued in cities simply upon payment, to the proper collector of provincial revenue, of the required duties and fees; in towns and villages and in municipalities governed by the Municipal Code they are granted upon the filing with the collector of a permit signed by the mayor and the secretary-treasurer or clerk of the town, village or municipality, which permit may be granted only when there is no by-law prohibiting the sale of intoxicating liquor in force therein.

Duty upon
sales by auc-
tion.

"53b. Sales by auction of intoxicating liquors are subject to a duty of five per cent. upon the duty paid price of the liquors sold, whether they be sold in bond or otherwise.

Arts. 237 to
248 to apply
to section.

"53c. The provisions of articles 237 to 248, inclusively, apply to this section."

18. The following article is added after article 57 of the act 63 Victoria, chapter 12 as replaced by section 4 of the act 5 Edward VII, chapter 11: Art. added after id. 57.

"57a. Any person who, without being the holder of one of the licenses mentioned in articles 55 and 60, sells or keeps for sale, even by sample or on commission, any intoxicating liquors in any municipality in which there exists a by-law prohibiting the sale of such liquors, is liable, for the first offence to a fine of not less than fifty dollars nor more than one hundred dollars in the discretion of the court, and, in default of payment of the said fine, to an imprisonment in the common gaol for a period of three months; if convicted thereof a second time, such person shall be liable to a fine of not less than one hundred dollars nor more than one hundred and fifty dollars, and, in default of payment, to imprisonment for a period of three months; and for the third and every subsequent offence the offender shall be condemned to an imprisonment of not less than three months nor more than six months, without the option of a fine."

Penalties for keeping without license intoxicating liquors for sale, in municipality in which prohibitory by-law is in force.

19. Clause *b* of paragraph 1 of division 1 of the tariff enacted by article 64 of the said act is amended by striking out the words: "or more", in the last line, and replacing them by the words: "and less than ten thousand dollars, and fifteen hundred dollars, if the annual value or rent be ten thousand dollars or more." Tariff of art. 64, division 1, § 1, clause *b*, amended.

20. Paragraph 9 of division 1 of the tariff enacted by article 64 of the said act, as replaced by the act 5 Edward VII, chapter 13, section 28, is again replaced by the following: Id., § 9 amended.

9. On each wholesale liquor license:
- a.* In the city of Montreal, five hundred and fifty dollars;
 - b.* In the city of Quebec, four hundred and fifty dollars;
 - c.* In every other city, three hundred and fifty dollars;
 - d.* In every town, two hundred and fifty dollars;
 - e.* In every other part of the Province, two hundred dollars."
- Wholesale liquor license.

21. Division 1 of the tariff enacted by the act 63 Victoria, chapter 12, article 64, is amended by adding thereto after paragraph 13 the following: § added to id. after 13.

"13a. On each license authorizing the sale by auction of intoxicating liquors by an auctioneer licensed as such under the provisions of articles 231 to 248: License for auctioneers.

For each day's sale of such liquors:

- a.* In the city of Montreal, thirty dollars;

- b. In the city of Quebec, twenty-five dollars;
- c. In every other city or town, twenty dollars
- d. In every other municipality, ten dollars:"

Id. art. 79,
amended.

22. Article 79 of the said act is amended by adding, after the word: "third" in the sixteenth line, the words: "or any subsequent".

Art. added
to id. after
84a.

23. The following article is added after article 84a of the act 63 Victoria, chapter 12, as enacted by the act 5 Edward VII, chapter 13, section 31:

Persons not
holding
license for-
bidden to
take orders
for liquor.

"84b. It is an offence against this law for any person keeping a shop and doing business as a merchant or trader, and who is not the holder of a license for the sale of intoxicating liquors, to take from any person orders for the supply of any intoxicating liquors to such person or to any other, or to be in any way a party or intermediary to the supplying of intoxicating liquors to any one, even though such orders be received and executed or such liquors be delivered by such intermediary gratuitously and without any direct or indirect remuneration being received or benefit derived by the person so taking orders or delivering intoxicating liquors, and every such shop-keeper, merchant or trader contravening the provisions of this article incurs the penalties enacted in article 84."

Id. art. 89,
amended.

24. Article 89 of the act 63 Victoria, chapter 12, is amended by replacing the word: "county", in the fourth line, by the word: "territory."

Id., art. 119,
amended.

25. Article 119 of the said act, as amended by the act 5 Edward VII, chapter 13, section 36, is further amended by adding after the word: "license", in the fifth line, the words: "or in which is committed any contravention of any of the provisions of this law relating to clubs."

Id., art. 120,
amended.

26. Article 120 of the act 63 Victoria, chapter 12, is amended by inserting after the words: "under article 46", in the second line, the words: "or for the infringement of any of the provisions of this law relating to clubs."

Id., art. 126,
amended.

27. Article 126 of the said act is amended by adding thereto the following words: "but prosecutions under this article can be brought only in the name of the collector of provincial revenue, and it is in the discretion of the Provincial Treasurer to refuse to allow them to be taken out, when the circumstances seem to justify such decision."

28. The first clause of article 137 of the said act, as amended by the act 5 Edward VII, chapter 13, section 40, is further amended by adding after the word: "third", in the tenth and thirteenth lines, the words: "or any subsequent."

Id., art. 137,
amended.

29. Article 139 of the act 63 Victoria, chapter 12, as replaced by section 41 of the act 5 Edward VII, chapter 13, is amended by striking out the words: "This limitation of time does not apply to convictions obtained for the sale of liquor without license," in the tenth, eleventh and twelfth lines.

Id. art. 139,
amended.

30. The following article is added after article 144a of the act 63 Victoria, chapter 12, as enacted by the act 5 Edward VII, chapter 13, section 44:

Art. added
to id., after
144a.

"**144b.** In any case of voluntary or judicial abandonment which comes before the license commissioners in connection with the transfer of a license under the provisions of articles 36 and 37, if the said commissioners discover that such case be not one of *bona fide* insolvency, the owner of the license shall be required to pay the transfer duty exigible in cases of transfers applied for by solvent persons, and the transferor shall furthermore incur a penalty of one hundred dollars."

Payment of
transfer duty
in cases of
voluntary
abandon-
ment of prop-
erty, etc.

31. Article 159 of the act 63 Victoria, chapter 12, is amended by inserting after the word: "enter", in the fifth line, the words: "even forcibly upon admission being refused."

Id., art. 159,
amended.

32. Article 159a of the said act, as enacted by the act 5 Edward VII, chapter 13, section 45, is amended by inserting after the word: "description," in the third line thereof, the words: "whether they are labelled or marked as containing intoxicating liquors or whether they are".

Id., art. 159a,
amended.

33. The following article is added after article 159a of the act 63 Victoria, chapter 12, as enacted by the act 5 Edward VII, chapter 13, section 45:

Art. added
to id., after
159a.

"**159b.** In the case of intoxicating liquors or other goods or merchandize seized by a collector of provincial revenue or his authorized representative, for contravention of this law, if such liquor or other goods or merchandize have not been confiscated by order of the court during the delay allowed by article 223, owing to the collector not knowing the name of the person upon or from whom such liquors or other goods or merchandize were seized, or owing to the fact that such person could not be found in the Province, in such wise that a summons could be served upon him during the delay allowed by the said article 223, the said liquors or other goods or merchandize so

Confiscation
of goods
seized and
sale thereof.

seized shall, unless claimed by the owner thereof within four months, in the case of liquors, and one year in the case of other goods or merchandize, be considered as confiscated at the expiry of such period, and shall be sold by the collector in accordance with the provisions of the articles of this law which relate to the sale of confiscated liquors or other goods or merchandize."

Art. added
to id., after
162.

Municipal-
ities to re-
fund over-
charges on
corporation
certificates,
&c.

34. The following article is added after article 162 of the act 63 Victoria, chapter 12:

"**162a.** Any special act of this Legislature to the contrary notwithstanding, any municipal council or corporation charging more than is allowed by article 162 for the objects therein described may be compelled to refund at any time to the licensee or his legal representatives such overcharge as being illegal and having been unduly exacted."

Id., art. 174b,
amended.

35. Article 174b of the act 63 Victoria, chapter 12, as enacted by the act 5 Edward VII, chapter 13, section 48, is amended by adding thereto the words: "or unless the prosecutor gives notice in the summons served upon the defendant that the action will be tried on the day it is returnable."

Id., art. 187,
amended.

36. Article 197 of the act 63 Victoria, chapter 12, is amended by striking out the words: "but only to an amount not exceeding twenty dollars," in the fourth and fifth lines.

Id., art. 220,
amended.

37. Article 220 of the said act is amended by inserting before the words: "When the prosecution," in the first line, the words: "Subject to the provisions of the second paragraph of article 165".

Id., art. 221,
repealed.

38. Article 221 of the said act is repealed.

Id., art. 223,
amended.

39. Article 223 of the said act is amended by adding thereto the following paragraph:

Restriction
of applica-
tion of limit-
ation.

"The above limitation of time does not, however, apply to the confiscation of intoxicating liquor seized before judgment; the judgment of the court confiscating such liquor may be applied for and rendered at any time."

Id., art. 230,
amended.

40. Article 230 of the said act is amended by striking out the second clause thereof.

Id., art. 292,
amended.

41. Article 292 of the said act is amended by adding thereto the following clause:

Licenses for
peddlers'
vehicles.

"Every peddler using one or more vehicles is obliged to take out a license for each such vehicle."

42. The first clause of article 312 of the said act is re- Id., art. 312,
placed by the following: § 1 replaced.

“ **312.** No person holding a license for a billiard-table shall Penalty for
knowingly allow any apprentice, school boy or person under allowing
eighteen years of age to play thereon under a penalty of sev- apprentices,
enty-five dollars, for the first offence, and one hundred and etc., to play
fifty dollars for each subsequent offence.” on tables.

43. Article 341a of the said act, as enacted by the act 5 Id., art. 341a,
Edward VII, chapter 13, section 55, is amended by adding amended.
thereto the following clause:

“The provisions of articles 309 to 316 relating to billiard- Arts. 309 to
tables apply equally to bowling-alleys.” 316 to apply
to bowling
alleys.

44. The title to section viii^b of the second part of the act Title to sec-
63 Victoria, chapter 12, as enacted by the act 5 Edward VII, tion viii^b of
chapter 13, section 55, is amended by striking out the words: 2nd part of
“and private banks.” id., amend-
ed.

45. Article 341c of the act 63 Victoria, chapter 12, as enacted Id., art. 341c,
by the act 5 Edward VII, chapter 13, section 55, is amended: amended.

a. By striking out the words: “or a private bank,” in the first Words
and second lines; struck out.

b. By adding thereto the following clauses: Clauses ad-
ded.

“The issue of a license to keep a loan office is in the discretion Issue of loan
of the Provincial Treasurer, who has also the right to cancel the office license
license at any time upon the condemnation of the holder thereof in discretion
before a criminal or civil court. of Treasurer.

No license issued under the provisions of this article shall in Licenses not
any way authorize the receiving of money on deposit or the to authorize
doing of anything in contravention of the terms of the act of certain trans-
Canada respecting banks and banking.” actions.

46. Article 341d of the act 63 Victoria, chapter 12, as Id., art. 341d,
enacted by the act 5 Edward VII, chapter 13, section 55, is amended.
amended by striking out the words: “or a private bank,” in the
fourth line.

47. Article 341e of the act 63 Victoria, chapter 12, as enacted Id., art. 341e,
by the act 5 Edward VII, chapter 14, section 2, is amended by amended.
replacing the second clause by the following:

“Each such license shall mention the name of the licensee Licenses
and the name and address of each person, firm or corporation what to con-
whom or which he represents. Such license is granted for six tain.
months, and expires on the first day of the month of May Duration of
or of November (as the case may be) subsequent to its issue. license.”

Declaration to be given by commercial travellers.

Such commercial travellers shall be obliged to make and sign a solemn declaration before a person authorized to receive affidavits in this Province, giving the name and address of the commercial house they represent, the nature of the business and whether they solicit orders from the wholesale or retail trade or both, or from the consumer.

Certain commercial travellers exempt from taking out license.

However, no such commercial traveller from any other province in Canada which authorizes commercial travellers from this Province to do business in such province without a license, shall be obliged to take out a license under this article."

Id., art. 341f, amended.

48. Article 341f of the act 63 Victoria, chapter 12, as enacted by the act 5 Edward VII, chapter 14, section 2, is amended by adding thereto the following clauses:

Joint and several liability of employers and travellers.

"And every person, firm or corporation represented by any such commercial traveller shall be jointly and severally responsible with such traveller for the amount of the license duty and fee.

Commercial traveller may be witness for Crown.

In prosecutions instituted under this article against commercial travellers, any such commercial traveller may be examined as a witness on behalf of the Crown."

Art. added to id., after 341h.

49. The following article is added after article 341h of the act 63 Victoria, chapter 12, as enacted by the act 5 Edward VII, chapter 14, section 2:

Inspection of registers of hotels, &c.

"**341i.** Every collector of provincial revenue, or his deputy, and any person authorized by him in writing to that effect, may inspect the register of any hotel, inn, temperance hotel or boarding house in connection with the provisions of articles 341e, 341f, and 341g, and any refusal to allow such inspection shall render the proprietor or keeper of such hotel, inn, temperance hotel or boarding-house liable to a fine of fifty dollars and, in default of payment, imprisonment for thirty days."

Penalty if such inspection is refused.

Sections and articles added to id., after 341i.

50. The following sections and articles are added after section viiiC of the act 63 Victoria, chapter 12, as enacted by the act 5 Edward VII, chapter 14, section 2:

SECTION viiiD

NON-RESIDENT BROKERS' LICENSES

License to be taken out by non-resident brokers who temporarily come to do business in Province

"**341.** 1. Every person not residing within the Province of Quebec, who temporarily comes into the Province for the purpose of dealing in shares, bonds, debentures, or debenture stock, either in his own name or in the name of any firm or company having its head office outside of the Province, or of any broker or other person not residing in the Province,

shall first obtain a license therefor from the collector of provincial revenue for the district in which he begins his operations in the Province.

Such license is granted for six months and expires on the first day of the month of May or November (*as the case may be*) subsequent to its issue. Duration of license, &c.

2. Every person residing in the Province of Quebec and doing a brokerage business of any kind and description therein, who is not a member of any existing stock exchange, shall at such times and in such manner as may be determined by the Provincial Treasurer, register with the stock tax collector, if in the district of Montreal, and with the proper collector of provincial revenue in all other revenue districts. The registration fee shall be three dollars, of which two dollars shall belong to the consolidated revenue fund and one dollar to the collector. Registration of brokers. Fee on registration.

3. The taking out of a license under this article or the fact of having registered thereunder does not exempt the holder of such license nor the person so registered from any of the provisions of the law imposing a tax on transfers of shares, bonds, debentures or debenture stock. Law imposing tax on transfers not affected.

"**341k.** 1. Every person coming within the purview of paragraph 1 of article 341j, who carries on the business therein described without being the holder of a license for that purpose, then in force, incurs the penalty enacted in article 341j for each contravention; and every one who deals with such person in the business described in the said paragraph 1 of article 341j is liable to the Crown for twice the amount exigible upon each such transaction under the provisions of the law imposing a tax on transfers of shares, bonds, debentures or debenture-stock. Penalty for infringement of art. 341j, § 1.

2. Every broker residing in the Province of Quebec and not being a member of any stock exchange, who fails to register as required by paragraph 2 of article 341j, is liable to a fine of not less than twenty dollars nor more than one hundred dollars for each contravention. Penalty for not registering under art. 341j § 2.

"**341l.** The provisions of article 341g and 341h apply to all licenses issued under article 341j. Application of certain provisions.

"SECTION VIII

AGENTS OF FOREIGN BROKERS

"**341m.** 1. Every broker, firm of brokers, or person whose residence or chief place of business is without the Province, desiring to do business therein through an agent or representative by dealing, or taking orders to deal, in shares, bonds, Licenses of agents of foreign brokers.

debentures or debenture-stock from within the Province with any broker or firm of brokers or person outside the said Province is obliged to take out, for such agent or such representative in a fixed office or place of business, a license from the collector of provincial revenue of the district in which he intends to do business, and before he commences to carry on such business.

License not to exempt from law imposing tax on transfers, &c.

2. The taking out of a license under this article does not exempt the holder of such license from any of the provisions of the law imposing a tax on transfers of shares, bonds, debentures or debenture-stock.

Penalty for carrying on business without license under art. 341*m*, § 1.

“**341*n*.** Every person coming within the purview of paragraph 1 of article 341*m*, who carries on the business therein described, without being the holder of a license for that purpose, then in force, as well as his agent and representative in the Province, incurs a penalty of two thousand dollars for each offence; and every one who deals with such person in the business described in paragraph 1 of article 341*m* is liable to the Crown for twice the amount exigible upon each such transaction under the provisions of the law imposing a tax upon transfers of shares, bonds, debentures or debenture-stock.”

Id., 342, § 1, amended.

51. The first paragraph of article 342 of the act 63 Victoria, chapter 12, as amended by the act 5 Edward VII, chapter 13, section 56, is further amended by striking out the words: “and private banks,” in the fourth and fifth lines of the said amending section 56.

Id., 342, division III, amended. License on peddlers' vehicles.

52. Division III of article 342 of the act 63 Victoria, chapter 12, is amended by adding thereto the following:

“For each vehicle used by a peddler, ten dollars.”

Id. 342, division v, § 1, amended.

53. Division v of article 342 of the said act, as replaced by the act 5 Edward VII, chapter 13, section 57, is amended by replacing clause *b* of paragraph 1 by the following:

Duty on billiard tables, in towns.

“*b*. In towns:

1. For the first table, forty dollars;
2. For each table beyond one, twenty-five dollars.”

Id. 342, division VII, replaced.

54. Division VII of article 342 of the said act 63 Victoria, chapter 12, respecting circus and menagerie licenses is replaced by the following:

"VII.—CIRCUS AND MENAGERIE LICENSES

"For each license to open and exhibit a circus or equestrian representation, menagerie or caravan of wild animals: Duty on circus and menagerie licenses.

- a. In the cities of Montreal and Quebec, and within a radius of three miles of each of these cities, five hundred dollars for each day of the representation or exhibition of the same;—and for every side-show, thirty dollars for each day;
- b. In other parts of the Province, two hundred dollars for each day;—and for every side-show, fifteen dollars for each day."

55. Division IX of article 342 of the act 63 Victoria, Id., art. 342, chapter 12, as enacted by the act 5 Edward VII, chapter 13, division IX, section 58, is amended: amended.

a. By striking out from the title, the words: "and private banks";

b. By striking out the words "or a private bank", in the first line.

56. Division X of article 342 of the act 63 Victoria, Id., art. 342, chapter 12, as enacted by the act 5 Edward VII, chapter 14, section 1, is replaced by the following: division X, replaced.

"X.—NON-RESIDENT COMMERCIAL TRAVELLERS REPRESENTING PERSONS, ETC., HAVING NO PLACE OF BUSINESS IN CANADA.

"For each semi-annual license for a person not residing in the Province to act as a commercial traveller by soliciting or taking orders for, or selling goods, wares or merchandize, other than intoxicating liquors, or by advertizing or offering such goods for sale, by sample, catalogue or price list, for a person, firm or corporation having no place of business in Canada: Duty on commercial traveller's semi-annual license.

Dealing with the wholesale trade only	\$ 50.00
Dealing with the retail trade	100.00
Dealing with the consumer	200.00

Any commercial traveller, however, taking orders for machinery, plant, tools, and supplies, for factories, when such articles cannot be procured in this Province, although dealing with consumers, shall pay fifty dollars for a license.

"XI.—NON-RESIDENT BROKER'S LICENSES

"On every non-resident broker's semi-annual license, five hundred dollars. Non-resident brokers, semi-annual license.

"XII.—AGENTS OF FOREIGN BROKERS

Agent of
foreign bro-
kers.
Id., art. 343,
amended.

"On every license of an agent of a foreign broker \$2,000."

57. Article 343 of the act 63 Victoria, chapter 12, is amended:

a. By inserting after the words: "billiard-table", in the second line of paragraph 3, the words: "bowling-alley bed".

b. By adding thereto the following paragraph:

"6. Every loan office."

Article ad-
ded to id.,
after 348.

58. The following article is added after article 348 of the said act:

Vacancy in
office of col-
lector of pro-
vincial rev-
enue.

"**348a.** In the event of any vacancy occurring in the office of any collector of provincial revenue, the Provincial Treasurer may authorize the deputy of such collector, or any other revenue officer, to act temporarily as collector of provincial revenue in any revenue district in which such vacancy occurs, and to perform all the duties of the office, including the continuing of prosecutions pending at the date of the occurrence of such vacancy, until the vacancy be filled by the Lieutenant-Governor in Council."

Coming into
force.

59. This act shall come into force on the first day of May next, 1906.

C H A P . 10

An Act imposing taxes upon commercial corporations, companies, partnerships, associations, firms and persons

[*Assented to 9th March, 1906*]

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

R. S., 1143 to
1153, re-
placed.

1. Section seventeenth of chapter fifth of title fourth of the Revised Statutes, as enacted by the act 59 Victoria, chapter 15, section 1, and the acts amending the same, are replaced by the following: