

**14.** The persons appointed to collect the said tax in any part of the Province shall be known as stock tax-collectors. Name of collector.

**15.** The act 5 Edward VII, chapter 15, is repealed 5 Ed. VII, c. 15, repealed.

**16.** No sale, transfer or assignment made since the passing of the said act shall be held to be illegal, invalid or not binding by reason of the non-payment of the tax provided for in the said act, but the right of the Crown to recover the said tax or to enforce the penalties provided in the said act shall not be affected by the repeal thereof. Certain transfer, &c., not held to be illegal. Penalties under repealed act, &c.

**17.** This act shall come into force on such day as the Lieutenant-Governor in Council may be pleased to fix by proclamation. Coming into force.

## CHAP. 13

### An Act respecting motor vehicles

[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:

#### I.—INTERPRETATIVE AND DECLARATORY

**1. 1.** The expression: "motor vehicle" in this act comprises all vehicles propelled by any power other than muscular force, excepting railway and tramway cars and motor vehicles running only on rails or railroads and road rollers and traction engines. "Motor vehicle" defined.

**2.** The word: "chauffeur" in this act means a person skilled in operating motor vehicles, who habitually drives such vehicles as a means of livelihood. "Chauffeur" defined.

#### II.—REGISTRATION OF VEHICLES

**2.** Every person acquiring a motor vehicle shall, for every such vehicle owned by him, file in the office of the Provincial Treasurer a statement of his name and address, with a brief description of the motor vehicle to be registered, with the name of the manufacturer, factory number, style of vehicle, motive power and strength thereof, on a blank to be supplied by the Provincial Treasurer for that purpose, and he shall pay a registration fee of five dollars, the amount of such fee to be sent in with the application. Statement to be filed with Provincial Treasurer by owner of motor vehicle and what to contain, &c.

Registration of and number to be given to vehicle.

**3.** On receipt of such statement the Provincial Treasurer shall at once register such motor vehicle in a book kept in the Department for that purpose and assign to it a distinctive number.

Certificate to be delivered by Provincial Treasurer and what to contain.

Together with seal with certain inscription thereon.

Seal to be affixed on vehicle.

Number to be painted thereon.

Certificate to be kept in vehicle.

**4.** The Provincial Treasurer shall, after such registration, deliver to the owner of the motor vehicle a certificate signed by him and bearing the date of issue, containing the particulars set forth in the statement filed with him, with the number assigned to such vehicle, together with a metal or leather seal, two inches wide by three inches in length, on which shall be stamped in legible letters and figures the words: "Registered Automobile (or, as the case may be) No. ———, Province of Quebec," the registered number being inscribed thereon; which seal shall be affixed in a conspicuous position on the vehicle, and the number so given shall also be painted in letters four inches in height and one inch in width in a distinct and contrasting color and kept clean and free from dust or mud, on the front and back of the vehicle in the case of automobiles and on the back in that of motor cycles, so as to be easily distinguished, with the word: "Quebec" underneath the same, in letters of a similar size, under the penalty hereinafter provided. The certificate of registration shall be carried in some easily accessible place in the motor vehicle described therein.

No motor vehicle to be used without seal and number.

**5.** No motor vehicle shall be used on any highway or road unless it bears such seal and number.

Residents of other province not obliged to register, &c.

**6.** The owner of a motor vehicle who resides in any other Province of Canada shall not be obliged to register such vehicle under this act before using the same in this Province, provided such vehicle bears a number indicating registration elsewhere.

Non residents of Canada to come under provision of section 2 of act, and further to furnish bond for certain sum, unless dispensed with.

**7.** The owner or the operator of a motor vehicle who does not reside in Canada shall come under the operation of section 2 of this act, and shall further furnish a bond to the Provincial Treasurer in such manner and form as the latter may determine, for an amount of one hundred dollars as security for any damage which may be caused by him in operating his vehicle in the Province of Quebec.

The Provincial Treasurer may, however, in his discretion, make such individual exceptions to the provisions of this section as he may see fit, when satisfactory assurances are given that any damage caused will be duly paid.

Manufacturers, &c., of motor vehicles may

**8.** Any manufacturer of or dealer in motor vehicles may, instead of registering each motor vehicle owned or controlled by him, make application for a general distinguishing number or

mark, and the Provincial Treasurer may, if satisfied of the facts stated in said application, grant the same and issue to the applicant a certificate of registration containing the name, place of business and address of the applicant and the general distinguishing number or mark assigned to him, and made in such form and containing such further details and provisions as the Provincial Treasurer may determine; and all motor vehicles owned or controlled by such manufacturer or dealer shall, until sold or let for hire or loaned for a period of more than five successive days, be regarded as sufficiently registered under such general distinguishing number or mark. The fee for a manufacturer's or dealer's certificate shall be ten dollars. Nothing in this section shall be construed to apply to a motor vehicle employed by a manufacturer or dealer for private use or for hire.

obtain distinguishing mark and registration on application.

Effect of such registration.

Fee for such registration. Proviso.

**9.** No motor vehicle shall be used or operated upon the public highways which shall display thereon a registration seal or number belonging to any other vehicle, or a fictitious registration seal or number.

Fictitious seals, &c., not to be used on vehicles.

**10.** Upon the transfer of ownership of any motor vehicle the registration thereof shall expire, and the person in whose name such vehicle is registered shall immediately return the certificate of registration to the Provincial Treasurer with a written notice containing the date of such transfer of ownership, and the name, place of residence and address of the new owner.

Transfer of ownership of motor vehicle and surrender of certificate.

**11.** The Provincial Treasurer may assign to any person who so surrenders his registration certificate, and who desires to register another motor vehicle, the distinguishing number or mark described in the surrendered certificate.

Power of Treasurer on surrender of certificate.

### III.—LICENSES.

**12.** 1. Every person, who desires to operate a motor vehicle otherwise than as a *chauffeur*, must previously obtain an operator's license valid for one year, for which he shall apply to the Provincial Treasurer, which shall be issued to him in such manner and form as the said Provincial Treasurer may determine.

Operators' license.

2. Before an operator's license is granted, the applicant shall present such evidence as to his qualifications as may be required by the Provincial Treasurer.

When issued.

**13.** Every person who desires to operate a motor vehicle as a *chauffeur* must previously obtain a *chauffeur's* license; to

*Chauffeur's* license and formalities

required to obtain same. this end he shall file in the Treasury Department on a blank to be furnished to him from the said Department, a statement which shall include his name and address, and the trade name and motive power of the vehicle which he is able to operate. Such statement shall be filed and recorded in the Department, and a number shall be assigned to such *chauffeur*. The Provincial Treasurer shall thereupon issue to the applicant a *chauffeur's* license and shall deliver to him a metal badge of such size and dimensions as he may select, with the words: "Registered Chauffeur No. Quebec," stamped or painted thereon, which badge shall be at all times worn by such *chauffeur* when operating a motor vehicle on the public roads, under the penalty hereinafter provided.

Issue of license and badge.

Badge to be worn when *chauffeur* operates motor vehicle.

When license to be issued. **14.** No such *chauffeur's* license shall be granted before the applicant shall have given such proof of his qualifications thereupon as may be required by the Provincial Treasurer.

Expiring of license and renewal thereof. **15.** 1. Each operator's or *chauffeur's* license expires on the first day of April in each year, and is renewable at that date; the fee for each such license and renewal thereof is five dollars, the amount of said fee to be sent in with the application.

License to be carried. Every holder of a license under this act must carry his license with him when operating a motor vehicle.

Suspension, &c., of license. 2. The Provincial Treasurer may, at any time, suspend or revoke any license for any violation of this act or any of the regulations made thereunder.

#### IV.—INFRINGEMENTS OF THIS ACT

Refusal to exhibit license, an offence. **16.** The refusal by any operator or *chauffeur* to exhibit his license or certificate of registration when called upon so to do by an authorized representative of the Provincial Treasurer, is an offence against this act.

Penalty on person operating motor vehicle when license suspended. **17.** No person whose certificate of registration or license to operate has been suspended or revoked shall operate a motor vehicle thereafter in this Province while such suspension or revocation remains in force; and any person convicted of so doing, and any person convicted of operating or causing or permitting any other person to operate a motor vehicle after the certificate of registration for such vehicle has been suspended or revoked, shall be punished by a fine not exceeding one hundred dollars or by imprisonment for a term of ten days, or by both such fine and imprisonment.

Suit for penalties not **18.** The infringements of any of the provisions of this act, not specially provided for, shall render the guilty party liable, upon

an action taken before the Circuit Court or magistrate's court or on conviction before a justice of the peace, for the first offence to a fine not less than twenty dollars nor more than one hundred dollars and, in default of payment, to imprisonment not exceeding one month, or to both, and for a second or every subsequent offence to a fine of from one hundred to two hundred dollars, and, in default of payment, to imprisonment not exceeding two months.

otherwise provided for before what court brought. Amount of penalties.

**19.** Prosecutions under this act before a justice of the peace shall be governed by part LVIII of the Criminal Code, 1892, (articles 839 to 909.)

Law to govern prosecutions.

**20.** The justice or court before whom any person is convicted under the provisions of section 17 or 18 of this act, shall cause to be entered upon the certificate of registration of the person so convicted the date of such conviction, the name of the court and the penalty imposed.

Entry of convictions upon license by convicting magistrate, &c.

**21.** A full record shall be kept by every justice of the peace and by every court in this Province of every case in which a person is convicted under the provisions of this act or of any other act relative to motor vehicles, and a certified copy of such record shall be sent forthwith by each such court or justice to the Provincial Treasurer.

Record of convictions to be kept and sent to Provincial Treasurer.

The said courts and justices shall report to the Provincial Treasurer the details of any particularly flagrant cases which may be heard before them, and they may make such recommendations to the Provincial Treasurer as to the suspension or revocation of the license or certificate of registration of the persons defendant in such cases as they may deem necessary.

Particularly flagrant case, &c., to be reported to Provincial Treasurer.

The Provincial Treasurer shall keep such records in his Department, and they shall be open to the inspection of any person during reasonable business hours.

Keeping and inspection of records.

**22.** Any person using, interfering or tampering with any motor vehicle without the permission of the owner, besides being liable for all damages caused, shall upon conviction be liable to a fine of not less than ten dollars or imprisonment not exceeding six months or both.

Penalty for tampering with motor vehicle.

X.—ROAD AND SPEED PROVISIONS

**23.** Whenever a person operating a motor vehicle shall meet a horse or horses or other draft animals, or any vehicle, the person so operating such motor vehicle shall seasonably turn the same to the right of the centre of such highway so as to

Operator of motor vehicle to run to right of centre of

road when meeting horses, &c.

Duty at crossings.

Operator of motor vehicles to take precautions when meeting horses, &c.

To stop if notified.

Motor to be stopped if horse frightened.

Speed of motor vehicles in certain municipalities after dark. Brakes, &c., bell or horn to be provided.

Lamp or lamps also.

Number to be inscribed on lamp, &c.

Municipal by-laws regulating speed invalidated.

pass without interference. Any such person so operating a motor vehicle shall, on overtaking any such horse, draft animal or vehicle, pass on the left side thereof, and the rider or driver of such horse, draft animal or vehicle shall, as soon as practicable, turn to the right so as to allow free passage on the left. Any such person so operating a motor vehicle shall, at the intersection of public highways, keep to the right of the intersection of the centre of such highways when turning to the right or left.

**24.** 1. Every person having the control or care of a motor vehicle shall, upon any street or public road, and upon the approach of any horse being ridden, driven or led or of any vehicle drawn by a horse, so manoeuvre such motor vehicle as to take every reasonable precaution to prevent such horse being frightened, and to safeguard and protect the person riding, driving or leading it; and, if such horse appears to be frightened, the person driving the motor vehicle must diminish the speed thereof and, if required, by a signal made by lifting the hand or otherwise, by the person in charge of such horse, he shall stop and shall not approach nearer such animal unless such movement be necessary to avoid an accident or damages, or such animal appears to be under the control of the person in charge thereof.

2. If the horse is badly frightened or the person operating such motor vehicle is requested so to do, he shall cause the motor of such vehicle to cease running so long as shall be reasonably necessary to prevent accident and insure the safety of others.

3. The rate of speed of such motor vehicle in towns and in municipalities governed by the Municipal Code, between dusk and daylight, shall not exceed six miles per hour.

**25.** Every motor vehicle, while in use on a public highway, shall be provided with good and sufficient brakes, and also with a suitable bell, horn or other signal, and, if an automobile, shall exhibit during the period from one hour after sunset to one hour before sunrise, two lamps showing white lights visible within a reasonable distance in the direction toward which such vehicle is proceeding, showing the registered number of the vehicle in separate Arabic numerals, not less than one inch in height and each stroke to be not less than one-quarter of an inch in width, and also a red light visible in the reverse direction; and, if a motor cycle, one lamp shall be affixed to the front thereof.

**26.** No ordinance, by-law or regulation now in force in any city, town or other municipality which regulates the speed at which automobiles or motor cycles shall be run upon its public

ways shall hereafter have any force or effect. Nothing herein contained shall, however, be so construed as to affect the rights of boards of park commissioners, as authorized by law; and such boards and the local authorities may, notwithstanding the provisions of this act, make, enforce and maintain such reasonable by-laws, rules and regulations concerning the speed at which motor vehicles may be operated in any parks or parkways within a city, but, in that event, must, by signs at the entrance of such park and along such parkway, conspicuously indicate the rate of speed permitted or required, and may even exclude motor vehicles from any park, parkway and cemetery or grounds used for the burial of the dead.

Proviso to parks, &c.

**27.** A motor vehicle shall not be driven at a speed greater than six miles an hour, within the limits of a city, town or village, nor at a speed greater than fifteen miles an hour in any other locality.

Limit of speed of motor vehicles.

**28.** When approaching a sharp angle, bridge or steep descent in the highway, or intersecting highways and crossings, the speed of the motor vehicle shall be reduced to four miles per hour and a signal shall be blown upon approaching an angle in a highway.

Speed on bridges and down descents, &c.

**29.** In case of any accident to a person or property on the public highway, due to the operation of a motor vehicle thereon, the person operating such vehicle shall stop and, upon being required by any person present, give such person his name and address, together with the registered number, name and address of the owner of such vehicle, under the penalty hereinafter provided in case of refusal.

Operator of motor vehicle to give name and address if required in cases of accident to persons, &c.

**30.** Nothing in this act shall be construed to curtail or abridge the right of any person to prosecute a civil action for damages by reason of injuries to person or property resulting from the negligent use of the highways by a motor vehicle or its owner or his employee or agent.

Civil action for damages not affected by this act.

**31.** Subject to the provisions of this act, municipal corporations or councils shall have no power to pass, enforce or maintain any by-law or resolution requiring of any owner or operator of a motor vehicle any license or permit to use the public highways, or excluding or prohibiting any motor vehicle, whose owner has complied with this act, from the free use of such highways, except such driveway, speedway or road as has been or may be expressly set apart by law for the exclusive use of horses and light carriages, or except as herein provided, in any way affecting the registration or numbering of motor vehicles or

No municipal corporation to exact license to operate on roads of municipality or to prevent use thereof.

Exception as to certain roads, &c.

prescribing a lower rate of speed than herein specified at which such vehicles may be operated, or the use of the public highways, contrary to or inconsistent with the provisions of this act; and all such by-laws, rules or regulations now in force are hereby declared to be of no validity or effect.

#### VI.—MISCELLANEOUS PROVISIONS

*Chauffeurs*  
to take out li-  
cense within  
certain time  
after coming  
into force of  
act.

*Chauffeurs*  
not to per-  
mit of others  
wearing  
badge, &c.

Unlicensed  
person not to  
be employed  
as *chauffeur*.

Any person  
may operate  
vehicles if  
with licensed  
*chauffeur*.

Motor ve-  
hicles not to  
be left un-  
attended, &c.

Appoint-  
ment of offi-  
cer by Pro-  
vincial  
Treasurer  
to see to ad-  
ministration  
of act.

Exception  
as to legal  
proceedings.

Certain tariff  
of fees and  
regulations,  
&c. by Lieu-  
tenant-Gov-  
ernor in  
Council.

**32.** No person shall operate a motor vehicle as a *chauffeur* upon the public highways after thirty days after the coming into force of this act, without being registered as hereinabove provided under the penalty hereinabove provided.

**33.** No *chauffeur*, being registered as hereinabove provided, shall voluntarily permit any other person to wear his badge, nor shall any person while operating a motor vehicle wear any badge belonging to another person or a fictitious badge.

**34.** No person shall employ as *chauffeur* of a motor vehicle any person not specially licensed as such.

**35.** The provisions of this act shall not prevent the operation of motor vehicles by unlicensed persons if riding with or accompanied by a licensed *chauffeur* or operator.

**36.** Every motor vehicle shall be provided with a lock, key or other device to prevent said vehicle from being set in motion, and no person shall allow any such vehicle operated by him to stand or remain unattended in any street, avenue, road, alley, highway, park, parkway or other public place without first locking or making fast the vehicle as above provided.

**37.** For the issue of certificates and licenses and for the general administration of this act, and any regulations made thereunder, the Provincial Treasurer may appoint to represent him and act in his name any such officers or persons as he may select, and such officers or persons so appointed may administer oaths and take testimony; but all legal proceedings instituted on behalf of the Crown for infringements of this act, or in recovery of any sums due to the Crown under the said act, shall be taken in the name of any collector of provincial revenue.

**38.** The Lieutenant-Governor in Council may make a tariff of the fees to be taken by the Provincial Treasurer for the issue of the certificate and of the seal mentioned in this act, in modification of the sums mentioned in this act, and also all such further regulations he may deem necessary for the efficient working thereof.

- 39.** Any sum that may become due to the Crown, in virtue of this act, shall constitute a privileged debt upon a motor vehicle ranking immediately after law costs. Privilege of debts due Crown.
- 40.** The fees imposed by this act shall form part of the consolidated revenue fund of the Province. Fees to form part of consolidated revenue fund
- 41.** Any proportion of such fees may be applied, from time to time, by the Provincial Treasurer, under the direction of the Lieutenant-Governor in council, to the payment of the expenses incurred for carrying out this act. Application of portion of fees.
- 42.** The act 4 Edward VII, chapter 30, is repealed. 4 Ed. VII, c. 30, repealed.
- 43.** This act shall come into force on the day of its sanction. Coming into force.

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C H A P. 1 4

An Act respecting Trust Companies

[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.** All trust companies doing business in this Province shall be subject to inspection by an officer of the Treasury Department to be specially named for that purpose. Inspection of trust companies.
- 2.** Articles 5378, 5379, 5380, 5381, 5383, 5386 and 5387 of the Revised Statutes shall apply to such inspection and to the trust companies subjected thereto. Certain articles of R. S. to apply thereto.
- 3.** Towards defraying the expenses of the inspector's office, a sum not exceeding three thousand dollars shall be, annually, contributed and paid to the Provincial Treasurer by the trust companies hereinabove referred to. Sum payable annually by trust companies for that purpose.
- Such sum shall be assessed *pro rata* according to the paid up capital of each company, and the certificate of the Provincial Treasurer shall be conclusive as to the amount each or any company is to pay under this article. How-assessed.
- 4.** Each such company shall, on or before the first day of October in each year, make and file with the inspector a report Annual report to be filed with