

CHAP. 31

An Act to amend the law respecting Joint Stock 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. Article 4663 of the Revised Statutes is amended:
 - a. By inserting, after paragraph 14, the words: "and the place where its chief place of business shall be." R. S., 4663, amended: § 14, amended ;
 - b. By adding thereto the following clause: Clause added.

"Every by-law for the purpose of changing the company's chief place of business shall be published in the *Quebec Official Gazette*, and a certified copy thereof, under the seal of the company, shall be, accordingly, forwarded to the Provincial Secretary without delay." Publication of by-law changing company's chief place of business.
2. Article 4713a of the Revised Statutes, as enacted by the act 58 Victoria, chapter 37, section 2, is repealed. Id., 4713a, repealed.
3. Article 4717 of the Revised Statutes is amended:
 - a. By inserting, after paragraph 14, the words: "and the place where its chief place of business shall be." Id., 4717, amended. § 14 amended.
 - b. By adding thereto the following clause: Clause added.

"Every by-law for the purpose of changing the company's chief place of business shall be published in the *Quebec Official Gazette*, and a certified copy thereof, under the seal of the company, shall, accordingly, be forwarded to the Provincial Secretary without delay." Publication of by-law changing company's chief place of business.

CHAP. 32

An Act to amend the law respecting railways

[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. The first paragraph of article 5172 of the Revised Statutes, as amended by the act 4 Edward VII, chapter 35, section 12, R. S., 5172, amended.

paragraph (a), is further amended by adding after the first clause the following:

Approval of
tariff by-
laws.
How appro-
val given.

“ All such by-laws shall be submitted to and approved by the Railway Committee.

The Railway Committee may approve such by-laws in whole or in part, or may change, alter or vary any of the provisions therein.

Tolls not to
be collected
until by-law
approved.

No tolls shall be charged by the company until a by-law authorizing the preparation and issue of tariffs of such tolls has been approved by the Railway Committee, nor shall the company charge, levy or collect any money for any services as a common carrier, except under the provisions of this section.

How tariff of
tolls to be
made.

Such tolls may be either for the whole or for any particular portions of the railway; but all such tolls shall always, under substantially similar circumstances and conditions be charged equally to all persons, and at the same rate, whether by weight, mileage or otherwise, in respect of all traffic of the same description and carried in or upon a like kind of cars, passing over the same portion of the line of railway; and no reduction or advance in any such tolls shall be made, either directly or indirectly, in favor of or against any particular person or company travelling upon or using the railway.

Tariff of rates
for long dis-
tances.

The tolls for larger quantities, greater numbers, or longer distances may be proportionately less than the tolls for smaller quantities or numbers or shorter distances, if such tolls are under substantially similar circumstances charged equally to all persons.

Discrimina-
tion not
allowed.

No toll shall be charged which unjustly discriminates between different localities. The Railway Committee shall not approve or allow any toll, which for the like description of goods or for passengers, carried under substantially similar circumstances and conditions in the same direction over the same line, is greater for a shorter than for a longer distance, the shorter being included in the longer distance, unless the Railway Committee is satisfied that, owing to competition, it is expedient to allow such toll. The Railway Committee may declare that any places are competitive points within the meaning of this section.

Refusal of
approval in
such case.

No company shall, except in accordance with the provisions of this section, directly or indirectly, pool its freights or tolls with the freights or tolls of any other railway company or common carrier, nor divide its earnings or any portion thereof with any other railway company or common carrier, nor enter into any contract, agreement, arrangement or combination to effect or which may effect any such result, without leave therefor having been obtained from the Railway Committee.”

Pooling
freights, &c.,
not allowed.

Id., 5172, § 6,
repealed.

2. Paragraph 6 of the said article 5172 of the Revised Statutes is repealed.

3. The following article is inserted in the Revised Statutes after article 5172:

Art. added
after id.,
5172.

“ 5172a. The company, or any director or officer thereof, or any receiver, trustee, lessee, agent or person, acting for or employed by the company, who, alone or with any other company or person, shall wilfully do or cause to be done, or shall willingly suffer to be done any act, matter or thing, contrary to the provisions of the law respecting railways, or to any order, direction, decision or regulation of the Railway Committee made or given under the said law in respect of tolls, or who shall aid or abet therein, or shall wilfully omit or fail to do any act, matter or thing thereby required to be done, or shall cause or willingly suffer or permit any act, matter or thing so directed or required thereby to be done, not to be so done, or shall aid or abet any omission or failure, or shall be guilty of any infraction of any such order, direction, decision or regulation, or any of such provisions of the said law, or shall aid or abet therein, shall for each offence be liable to a penalty of not more than one thousand dollars, nor less than one hundred dollars.”

Penalty for
breach of
law and reg-
ulations re-
specting tar-
iff of tolls,
&c.

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

CHAP. 33

An Act respecting cooperative syndicates

[Assented to 9th March, 1906]

WHEREAS it is advisable to regularize the formation and organization of cooperative societies among the labouring classes of this Province; Preamble.

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

1. Cooperative syndicates for consumption, production and credit may be formed at any place in the Province under this act. Certain syn-
dicates may
be formed.

The by-laws shall define the limits of the territory within which the association shall operate and which shall, in no case, exceed the limits of a provincial electoral district. Limits of ter-
ritory of as-
sociations.

2. Such a syndicate or association shall be of the nature of a joint stock company, the responsibility of its members or shareholders being limited to the amount of their respective shares. Nature of as-
sociation.