

R. S., 1586,
§ 3, replaced.

24. Article 1586 of the Revised Statutes, as enacted by the act 60 Victoria, chapter 22, section 19, is amended by replacing paragraph 3 by the following :

“ 3. Beet sugar manufactories receiving Government grants are under his control.”

Coming into
force.

25. This act shall come into force on the day, after the first of July, 1905, which the Lieutenant-Governor in council may fix by proclamation.

CHAP. 13

An Act to amend the Quebec License Law

[Assented to 20th May, 1905]

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

63 V., c. 12,
art. 2,
amended.
§ 17, amended.

1. Article 2 of the act 63 Victoria, chapter 12, as amended by the act 2 Edward VII, chapter 13, section 1, is amended :

(a) By adding the following words to paragraph 17: “ or sells them on commission.”

§ added after
23.
Interpreta-
tion of word
“ person.”

(b) By inserting after paragraph 23 the following :

“ 23a. The word “ person ” when used in this law, includes within its meaning that of firm, company, corporation, association and club.”

§ added after
24.

(c) By adding thereto the following paragraph, after paragraph 24 :

Who may ap-
ply for license.
Who may be
prosecuted if
a firm, etc.,
licensee.

“ 24a. The applicant for a license may be an individual, a firm or a company. If a firm, each of the partners, and if a company, the president or any other officer of the company is liable to prosecution for any violation of the conditions of the license, as well as any person in their employ actually contravening such conditions, and the action may be taken against any of such persons, or, in the discretion of the prosecutor, against the firm or company ; in the latter case the judgment shall, in default of payment of the penalty, be executed as provided by article 207.”

§ added after
30.

(d) By adding thereto the following paragraph, after paragraph 30 :

"30a. For an elector to be qualified for the purposes of this law it is not necessary that he shall have paid his taxes; it is sufficient that his name be duly entered upon the roll." Qualification of electors for purposes of this act.

2. The following articles are added after article 4 of the said act : Arts. added after id., 4.

"4a. The bringing of intoxicating liquors on to any mining premises, or into any mine, or any of the works connected therewith, is an offence against this law; and any person found guilty thereof incurs, for each contravention, a fine of not less than twenty and not more than fifty dollars, and in default of payment, an imprisonment of three months. Bringing intoxicating liquors into mine, &c., an offence. Penalty.

"4b. The drinking of intoxicating liquor in any mine or in any of the works connected therewith, is an offence against this law; and any person found guilty thereof incurs, for each contravention, a fine of not less than five and not more than fifteen dollars, and, in default of payment, an imprisonment of one month." Drinking intoxicating liquors in a mine also an offence, &c. Penalty.

3. The first paragraph of article 12 of the said act, as amended by section 2 of the act 2 Edward VII, chapter 13, is further amended by adding thereto the words: "or the clerk of such license commissioners." Id., 12, amended.

4. Article 14 of the said act is amended :

(a) By striking out the words: "Any licensee in the cities of Quebec, Montreal, St. Henri or Ste. Cunégonde," in the first and second lines thereof, and replacing them by the words: "Subject to the provisions of article 22, any licensee": Id., 14, amended.

(b) By replacing the word: "authorities," in the ninth line thereof, by the words: "license commissioners or the municipal council, as the case may be."

5. The following article is added after article 17 of the said act : Art. added after id., 17.

"17a. If the application of any person for the confirmation of a certificate has been refused by the municipal council, owing to the opposition in writing of the absolute majority of the electors resident in the municipality or polling subdivision, such application shall not be renewed during the same license year; if the application has been refused for any other reasons, it shall not be renewed in the same license year unless the reasons of the refusal have ceased to exist." If application refused by municipal council.

6. Paragraph 13 of article 25 of the said act is amended by striking out the words: "verbally or", in the fourth line thereof. Id., 25, § 13, amended.

Id., 25, § 14,
amended.

7. Paragraph 14 of article 25 of the said act is amended by adding thereto the following words: "who shall also have the right to be heard in favor of the confirmation of the certificate."

§ added after
id., 25, § 15

8. The following paragraph is added, after paragraph 15 of article 25 of the said act :

If application
refused by
commission-
ers.

" 15½. If the application of any person for the confirmation of a certificate has been refused by the commissioners, owing to the opposition in writing of the absolute majority of the electors resident in the polling subdivision, such application shall not be renewed, either by the same person or by any other person in his interest, during the same license year, either for the same place or for any other place in the same polling subdivision."

Id., 25, § 18,
amended.

9. Paragraph 18 of article 25 of the said act is amended by adding thereto the following words: "and the commissioners shall grant an adjournment of the case, if applied for, upon cause shown."

Id., 25, § 20,
amended.

10. Paragraph 20 of article 25 of the said act, as replaced by the act 1 Edward VII, chapter 11, section 1, is amended by replacing the words: "has already held such a license," in the seventh and eighth lines thereof, by the words: "is at the time of his application the holder of such a license."

Id., 25, § 21,
replaced.

11. Paragraph 21 of article 25 of the said act is replaced by the following:

Confirmation
compulsory,
&c.

" 21 Subject to the provisions of article 26, the confirmation of the certificate shall be granted, except in the cases provided for in articles 12 and 13."

Id., 28,
amended.

12. Article 28 of the said act, as amended by the act 1 Edward VII, chapter 11, section 2, is further amended by inserting, after the word: "respectively", in the sixth line thereof, the words: "in the city of Three Rivers, to a maximum of twelve; in the town of St. John's, to a maximum of eleven; 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 seventeen, 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."

Number of
licenses in
certain cities
and towns.

13. Article 28 of the said act, as amended by the act 1 Id., 28, Edward VII, chapter 11, section 2, is further amended by adding thereto the following paragraph :

“ 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 this article for each of the said cities ; but in such wise that the number of licenses fixed for each municipality by article 28 shall be maintained, after the annexation, in the territory previously belonging to the municipality.”

Number of licenses in Quebec and Montreal after annexation of territory.

14. The following article is added, after article 35 of the said act :

Art. added after id., 25.

“ **35a.** In any incorporated city or town, the corporation or council of which confirms license certificates under this law, it shall not be competent for any such corporation or council to confirm, in any license year, any certificate for the sale of intoxicating liquor in a shop, either by retail or by wholesale, unless such corporation or council have previously confirmed, for the same license year, at least one hotel license certificate, if the confirmation of such certificate is applied for.”

Councils to confirm hotel license before confirming shop license, if applied for.

15. Clause (a) of paragraph 1 of article 33 of the said act is amended by striking out the words : “ of the license of a licensee who has died or is going or has gone out of business,” in the first and second lines thereof, and replacing them by the words : “ of a license ; ” and by replacing the word : “ transferror ” in the fourth and fifth lines thereof, by the word : “ licensee.”

Id., 36, § 1a, amended.

16. Clause (b) of paragraph 1 of article 36 of the said act is amended by striking out the words : “ a further sum of twenty-five dollars shall be paid in stamps affixed upon the said form,” in the sixth and seventh lines thereof, and replacing them by the words : “ a further sum shall be paid in money to the collector of provincial revenue, as follows :

Id., 36, § 1b, amended.

In the city of Montreal, upon each transfer made within twelve months of the date at which the transferror first obtained the license, three hundred per cent. of the license duty ; upon each transfer of a license which has been held by the transferror for from one to three years, 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 three years, fifty per cent. of the license duty. But, when the transfer is granted in consequence of the death of the

In the city of Montreal: duties on transfers.

licensee, a sum of twenty-five dollars only 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 the city of
Quebec : duties on trans-
fers.

In the city of Quebec, 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 ; upon each transfer of a license which has been held by the transferror for from one to three years seventy-five per cent. of the license duty ; and upon each transfer of a license which has been held by the transferror for more than three years, fifty per cent. of the license duty. 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 ; and in the case of the 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."

Id., 36, § 5,
amended.

Proviso, if
licensee dies
or makes a
judicial abandon-
ment.

17. Paragraph 5 of article 36 of the said act, as replaced by the act 1 Edward VII, chapter 11, section 3, is amended by adding thereto the following words : " But in the case of the death of a licensee, or of a judicial abandonment on his part, the municipal council is obliged to give the preference to the purchaser of the stock in trade of the licensee's estate and to transfer the license to him or to the person recommended by him,—provided such purchaser or such person so recommended be of good character and repute,—for the same premises or for other premises, should the landlord of the deceased or transferror refuse to accept such transferee as his tenant."

Id., 46, § 1,
amended.

18. Paragraph 1 of article 46 of the said act is amended by inserting, after the word : " charter " in the third line thereof, the words : " of the Legislature."

Id., 46, § 2,
amended.

19. Paragraph 2 of article 46 of the said act, is amended by striking out the words : " and towns, and in the ban-lieu of Quebec," in the second line thereof.

20. Paragraph 3 of article 46 of the said act is amended : Id. 46, § 3, amended.

(a) By replacing the word : “ shops ” in the fifth line thereof, by the word : “ hotels ” ;

(b) By adding thereto the words : “ and the twenty-five signers of the application must be members of the club.”

21. The following article is added after article 47 of the said act : Art. added after id., 47 :

“ **47a.** In the city of Montreal, the number of retail liquor shop licenses is for the present limited to the number now existing, and shall be gradually decreased to four hundred, as the present licensees cease to do business, saving always the right of any present licensee to transfer his license under the terms of article 26 ; and no increase in this number shall be made thereafter, save subject to the conditions enacted in article 28, respecting hotel and restaurant licenses. Limit of number of retail liquor shop licenses in Montreal.

The licenses styled “ wholesale and retail liquor licenses ” count as “ retail liquor shop licenses,” with respect to the reduction in the number of licenses provided for by the first paragraph of this article. Interpretation.

In the city of Valleyfield, the number of retail liquor shop licenses is limited to one in each ward. Same in Valleyfield.

The provisions of article 29, respecting the lapsing of certificates, shall apply to those required for obtaining retail liquor shop licenses.” Application of art. 29.

22. The first paragraph of article 48 of the said act, as replaced by the act 2 Edward VII, chapter 13, section 7, is again replaced by the following : Id., 48, replaced.

“ **48.** Licenses for the sale by wholesale of intoxicating liquors, in cities and towns, are granted 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 in the same manner, upon the same conditions and with the same formalities as retail liquor shop licenses, as determined in the preceding article, and are subject to the provisions of articles 561 and 563 of the Municipal Code, or, as the case may be, to the provisions respecting the prohibition of the sale of intoxicating liquors contained in the charters of such towns or villages.” Formalities for issuing licenses for sale by wholesale in all municipalities.

23. Article 51 of the said act, as replaced by the act 2 Edward VII, chapter 13, section 8, is again replaced by the following : Id., 51, replaced.

Formalities
for issuing
bottlers' li-
censes in all
municipali-
ties.

“**51.** Bottlers' licenses, in cities and towns, are granted simply on 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 in the same manner, upon the same conditions and with the same formalities as retail liquor shop licenses, as determined in article 47, and are subject to the provisions of articles 561 and 563 of the Municipal Code, or, as the case may be, to the provisions respecting the prohibition of the sale of intoxicating liquors contained in the charters of such towns or villages.”

Id., 52,
amended.

24. Article 52 of the said act is amended :

(a) By inserting, after the word : “ granted ” in the fourth line of the first paragraph thereof, the words : “ in cities and towns ” ;

(b) By adding, after the first paragraph, the following clause :

Formalities
for issuing
native wine
licenses, &c.

“ In municipalities governed by the Municipal Code, and in villages governed by special charter, such licenses are granted in the same manner, upon the same conditions and with the same formalities as retail liquor shop licenses, as determined in article 47, and are subject to the provisions of articles 561 and 563 of the Municipal Code, or, as the case may be, to the provisions respecting the prohibition of the sale of intoxicating liquors contained in the charters of such villages.”

Id., 55,
amended.

25. Article 55 of the said act is amended by inserting, in the ninth line of the first paragraph thereof, after the words : “ railway buffets ”, the words : “ watering place hotel licenses issued under article 42 ”.

Id., 64, § 1a,
replaced.

26. Clause *a* of paragraph 1 of article 64 of the said act is replaced by the following :

Inn licenses
in Montreal.

“ *a* In the city of Montreal, four hundred dollars, if the annual value or rent of the premises for which the license is required, be five hundred dollars or less ;— six hundred dollars, if the annual value or rent be over five hundred dollars and less than nine hundred dollars ;— eight hundred dollars, if the annual value or rent be nine hundred dollars and less than two thousand dollars ;— one thousand dollars, if the annual value or rent be two thousand dollars and less than ten thousand dollars ;— thirteen hundred dollars, if the annual value or rent be ten thousand dollars and less than twenty-five thousand dollars ;— fifteen hundred dollars, if

the annual value or rent be twenty-five thousand dollars or more.

Licensees paying not more than four hundred dollars shall pay one hundred dollars extra license duty for the privilege of a hotel license instead of a restaurant license." Proviso.

27. Paragraph 2 of article 64 of the said act is replaced by the following : Id., 64, § 2, replaced.

" 2. On each license for the sale of intoxicating liquors in a club : Intoxicating liquors in clubs.

a In the city of Montreal, four hundred dollars ;

b In the city of Quebec, two hundred dollars ;

c In all other cities, one hundred and twenty-five dollars ;

d In every other part of the Province, one hundred dollars."

28. Paragraphs 9 and 10 of article 64 of the said act are replaced by the following : Id., 64, §§ 9 and 10, replaced.

" 9. On each wholesale liquor and wholesale and retail liquor license : Wholesale, &c., 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.

" 10. On each license to sell intoxicating liquors on sample or on commission, the same duty as the wholesale liquor licenses, unless the licensee carries no stock, whether in bond or otherwise, in which case the duty is : Sample or commission liquor license.

a In cities, three hundred and fifty dollars ;

b In towns, two hundred and fifty dollars ;

c In every other part of the Province, two hundred dollars."

29. The following paragraph is added after paragraph 14 of article 64 of the said act : Par. added after id., 64, § 14.

" With respect to the amount of license duty imposed by the tariff contained in this article, the duty fixed for licenses Proviso as to certain towns and villages.

in towns shall be required for all licenses issued in villages having a population of two thousand or more, and that fixed for licenses in villages shall be required for all licenses issued in towns having a population of less than two thousand."

Id., 84,
amended

30. Article 84 of the said act is amended by replacing the word : " thirty," in the eighth line thereof, by the word : " fifty."

Art. added
after id., 84.

31. The following article is added after article 84 of the said act :

Delivering
liquor at
meals in tem-
perance hotel,
&c. ..

" **84a.** Whosoever, without being the holder of the proper license therefor under this law, keeps a hotel, temperance hotel, or restaurant, or serves meals to his boarders or customers or to the public, and who serves and delivers any intoxicating liquor at such meals, incurs the penalties imposed by article 84, as selling intoxicating liquor without a license, although he make no distinct or separate charge for the liquor so served and delivered."

Id., 87,
replaced.

32. Article 87 of the said act is replaced by the following :

License for
agent, &c.,
selling, &c.,
liquor.

" **87.** Every agent or commercial traveller or other person selling, soliciting orders for, or advertizing for sale intoxicating liquors in this Province, in the interest of any person, firm or company, whose principal place of business is beyond the limits of the Province, is required to take out a sample or commission license, whether such agent or traveller be employed by such person, firm or company at a fixed salary or on commission, or be acting on his own account, under a penalty of one hundred and fifty dollars, or an imprisonment of three months for each contravention."

Penalty for
acting with-
out license.

Id., 94,
amended.

33. Article 94 of the said act is amended by inserting, after the word : " provisions," in the fourth line thereof, the words : " or employers' certificates of wages."

Id., 113,
amended.

34. Article 113 of the said act is amended :

(a) By replacing the words : " his vehicle," in the third line thereof, by the words : " each of his vehicles" ;

(b) By adding to the said article the following paragraph :

Label or tag,
to be procured
and affixed on
each vehicle.

" Such bottler shall also, under a similar penalty, obtain from the proper collector of provincial revenue a label or tag, for each of his vehicles, which he shall keep constantly affixed to such vehicle ; such label or tag to be in the form

and to be attached to the vehicle in the manner determined by the Provincial Treasurer."

35. The following article is added after article 117 of the said act : Art. added after id., 117.

" **117a.** No person under eighteen years of age may act as bar-tender in any establishment licensed under this law, and any person contravening the provisions of this article incurs for each offence a penalty of not less than ten dollars nor more than twenty-five dollars, and the employer of such bar-tender incurs for each offence a penalty of not less than fifty dollars nor more than seventy-five dollars." Persons under certain age not to be bar-tenders. Penalties.

36. Article 119 of the said act is amended by adding thereto the following words : " and, upon conviction for a first offence, the license may be cancelled." Id., 119, amended.

37. Article 121 of the said act, as replaced by the act 1 Edward VII, chapter 11, section 7, is amended by adding thereto the following paragraph : Id., 121, amended.

" The holder of a hotel license or one of his employees may, during such time, enter the bar, provided it be not with the object of infringing the provisions of this article. The holder of a restaurant license or one of his employees may enter his bar during such time for the purpose of filling orders based upon any of the certificates mentioned in this article, or at any time, between the hours of seven and eight on Sunday morning and of six and seven on Sunday evening, to examine his premises ; but he may not remain therein for a longer period than is sufficient to fill the said orders or to ascertain the condition of his premises." Bar in hotel may be entered by employee during prohibited hours, &c.
Bar in restaurant may be entered during prohibited hours for certain purposes.

38. Article 123 of the said act is amended by adding thereto the following paragraph : Id., 123, amended.

" The holder of a shop or bottler's license, or one of his employees, may enter his establishment during such time for the purpose of filling orders based upon any of the certificates mentioned in article 122, or, at any time, between the hours of seven and eight on Sunday morning and of six and seven on Sunday evening, to examine his premises ; but he may not remain therein for a longer period than is sufficient to fill the said orders or to ascertain the condition of his premises." Licensed shops or bottlers' vaults may be entered during prohibited hours for certain purposes.

39. The following article is added after article 123 of the said act : Art. added after id., 123.

" **123a.** Intoxicating liquors, sold during prohibited hours or on Sunday under the provisions of articles 121 and 122, Where liquors are to be de-

livered during shall not be delivered in the bar or shop, as the case may prohibited hours, &c. be, and the purchaser shall not be admitted into such bar or shop."

Id., 137,
amended.

40. Article 137 of the said act is amended :

(a) By replacing the words : "*une personne autorisée par icelle*," in the second line of the french version of the first paragraph thereof, by the words : "*le porteur d'une licence émise en vertu d'icelle* ;"

(b) By adding to the said first paragraph the words : "subject, as respects holders of retail liquor shop licenses, to the provisions of article 141a."

Id., 139,
replaced.

41. Article 139 of the said act is replaced by the following :

Definition of
third offence
by licensee,
&c.

"**139.** For an offence committed by the holder of a license under this law to be considered as a third offence, within the meaning of article 137, it must have been committed within twelve months of the first offence ; for an offence coming within the provision of article 84 to be considered as a third offence, it must have been committed within three years of the first offence ; and, if the complaint be for a third offence, it shall not be competent for the court to condemn for any other than for a third offence, when the proof adduced establishes it to be such. This limitation of time does not apply to convictions obtained for the sale of liquor without license."

Not to affect,
&c., unlicens-
ed sellers.

Id., 140,
amended.

42. Article 140 of the said act is amended by adding thereto the following words : " But in the case of a prosecution for the sale or the keeping for sale of intoxicating liquor without license, the court is obliged to ascertain, before judgment, whether it is a second or a third offence."

Art. added
after id., 141.

43. The following article is added after article 141 of the said act :

Cancellation
of retail
liquor shop
license in cer-
tain event.

"**141a.** Whenever the holder of a retail liquor shop license is convicted of having sold intoxicating liquor by the glass, or in less quantity than that allowed by his license, or it is proved that such liquor was so sold with his concurrence, and, if the conviction is for a second offence, his license shall forthwith be cancelled, and no liquor license of any description shall be again granted him during the license year in which he shall have been so convicted."

44. Article 144 of the said act is replaced by the following articles : Id., 144, replaced.

"144. In any case in which, under the provisions of this law, of the Canada Temperance Act, or of the Temperance Act of 1864, the certificate of a clergyman, a medical practitioner or a justice of the peace is required for the sale of intoxicating liquor, without which certificate the liquor could not lawfully be obtained, any person convicted of having colorably delivered such certificate incurs a fine of not less than twenty-five dollars nor more than seventy-five dollars; and any person convicted of having obtained such a certificate under false pretences, incurs a fine of not less than fifteen dollars nor more than fifty dollars, in the discretion of the court. Penalty for delivering, &c., false certificates in certain cases.

"144a. The signing in blank by a clergyman, a medical practitioner or a justice of the peace of any of the certificates mentioned in article 144, is an offence under this law; and any person guilty thereof incurs, for each contravention, a penalty of not less than twenty-five dollars nor more than seventy-five dollars, in the discretion of the court." Penalty for signing certificates in blank.

45. The following article is inserted in the said act, after article 159 : Art. added after id., 159.

"159a. Whenever any intoxicating liquors are brought into any revenue district of this Province in vessels of any description, labelled or marked as containing goods, wares or merchandise other than intoxicating liquors, if they are in sufficient quantity to warrant the presumption that they are so brought in for purposes of sale, and if they be addressed to a person not licensed under this law to sell intoxicating liquor, and the collector of provincial revenue have reason to suspect that such person is obtaining them for purposes of sale, or if such person has already been condemned for violation of the Quebec License Law, the collector of provincial revenue may, personally or by his deputy or any other person authorized by him to that effect, inspect and open such vessels wherever they are found with every necessary assistance, and even forcibly in case of resistance, and examine the contents thereof, and, if the said vessels contain intoxicating liquor, the collector of provincial revenue shall proceed therewith in the manner prescribed by the second paragraph of article 159; and every person who shall hinder or molest the said collector or any person acting under his authority in respect of the carrying out of the provisions of this article, shall be liable to the penalty enacted by article 344." Proceeding of collector when intoxicating liquors in cases, &c., are brought into province marked as containing other goods, &c.

Penalty.

Art. added after id., 160. **46.** The following article is added after article 160 of the said act :

Analysis of liquors may be ordered by Provincial Treasurer, &c. **" 160a.** The Provincial Treasurer may, from time to time, in his discretion, authorize any revenue officer to take samples of the intoxicating liquor kept or exposed for sale in any licensed establishment of the Province, and have the same examined by a qualified analyst ; and, if any such liquor be ascertained to be of bad quality and unfit for consumption, the licensee, from whose place of business such sample shall have been taken, shall incur a fine of twenty-five dollars at least and fifty dollars at most, and shall be required to pay the cost of the analysis."

Penalty.

Id., 174, amended. **47.** Article 174 of the said act is amended by adding, after the word : " apply " at the end of the first paragraph thereof, the words : " with the exception of the following words of article 857 of the said Criminal Code : ' that no such adjournment shall be for more than eight days,' which words do not apply to prosecutions instituted under the Quebec License Law ; but no adjournment shall be for more than thirty days."

Arts. added after id., 174. **48.** The following articles are added after article 174 of the said act :

C., C. P., 237 to 250, to apply to prosecution. **" 174a.** The provisions of articles 237 to 250 of the Code of Civil Procedure also apply, *mutatis mutandis*, to prosecutions under this law before magistrates or recorders.

Prosecutions not to be heard when first called, unless defendant confess judgment, &c. **" 174b.** No prosecution instituted under this law shall be tried or heard on the day it is first called, unless the defendant elects to confess judgment or has given written notice of three intervening days to the prosecutor that he will be ready to stand his trial on such day."

Id., 229, amended. **49.** Article 229 of the said act is amended by adding thereto, after paragraph 4, the following paragraphs :

Bowling alley **" 5.** To keep for gain a bowling alley ;

Loan office, &c. **" 6.** To keep a loan office or a private bank."

Id., 231, amended. **50.** The following paragraph is added to article 231 of the said act :

One surety or bond of guarantee company may be accepted upon authorization of Provincial Treasurer. **" The Provincial Treasurer may, however, in his discretion, authorize the collector of provincial revenue to accept one surety in place of the two sureties mentioned in the first paragraph of this article, provided such surety become bound in double the amount which would have been required from each of the two said sureties ; and he may also authorize the**

acceptance of the security in the form of a guarantee bond issued by one of the guarantee companies whose bonds are accepted by the Government of this Province."

51. Article 237 of the said act is amended by striking out the words: "excepting such moveable property, effects, merchandise and insolvent's stock, mentioned in article 236," in the fifth, sixth and seventh lines thereof. Id., 237, amended.

52. The following article is added after article 292 of the said act : Art. added after id., 292.

"**292a.** The Provincial Treasurer may authorize a collector of provincial revenue to transfer a peddler's license from the holder thereof to another person, upon payment by the transferee of a supplementary duty of ten dollars and a fee of one dollar to the collector." Fee on transfer of peddler's license.

53. The following article is added after article 320 of the said act : Art. added after id., 320.

"**320a.** A municipal council desiring, for valid reasons, the removal, from within its limits or from one part of its territory to another, of an existing powder magazine, shall have the right to obtain such removal upon payment, to the company or person owning the magazine, of an indemnity, the sufficiency whereof shall be determined by arbitrators appointed by the interested parties, subject to the decision of the Provincial Treasurer." Removal of powder magazine from one part of municipality to another, &c.

54. Article 338 of the said act is amended by adding thereto the following paragraph : Id., 338, amended.

"Circus and menagerie licenses are issued in the discretion of the Provincial Treasurer" Issue of circus and menagerie licenses.

55. The following sections and articles are added after article 341 of the said act. Arts. added after id., 341.

"SECTION VIIIa

BOWLING ALLEYS

"**341a.** To obtain a license to keep one or more bowling alleys in any building, the applicant shall, in addition to the duties hereinafter fixed, pay to the proper collector of provincial revenue a fee of five dollars for each alley-bed therein, of which three dollars shall be remitted to the Provincial Treasurer and two shall be retained by the collector." Fees on issuing license for bowling alley.

Penalty for
keeping
bowling alley
without
license.

“341b. Any one who keeps for gain a bowling alley, without having a license in force to that effect, incurs a fine of not less than twenty-five dollars and not more than fifty dollars, for each contravention and, in default of payment, an imprisonment of three months.”

“ SECTION VIIIb

LOAN OFFICES AND PRIVATE BANKS

Fee on issu-
ing license for
loan office or
private bank.

“341c. To obtain a license to keep a loan office or a private bank, the applicant shall, in addition to the duties herein-after fixed, pay to the proper collector of provincial revenue a fee of five dollars, of which three dollars shall be remitted to the Provincial Treasurer and two shall be retained by the collector.

Penalty for
keeping loan
office or pri-
vate bank
without
license, &c.

“341d. Any company, not coming within the purview of the act of this Province imposing direct taxes on commercial corporations and any firm or person other than pawn-brokers, keeping a loan office, or a private bank without having a license to that effect—except persons engaged in a profession or business other than that of money lending and who only incidentally so lend money,—incurs a fine of not less than two hundred dollars nor more than five hundred dollars for each contravention, and, in default of payment, an imprisonment of three months.”

Id., 342,
amended.

56. Article 342 of the said act is amended by adding, after the figures: “307” in the third line, the words: “the case of bowling alleys, in which the fee is regulated by article 341a, and the cases of loan offices and private banks, in which the fee is regulated by article 341c”.

Id., 342, fifth
division,
replaced.

57. Article 342 of the said act is amended by replacing the fifth division thereof, respecting billiard table licenses, by the following:

“ V.—BILLIARD TABLE LICENSES

Billiard table
license:
Cities;

1. For billiard table licenses other than those in a club:
 - a In cities:

1. When only one table is kept by the same person and in the same building, sixty dollars;
2. For each additional table, twenty-five dollars;

b In towns : Towns ;

1. For each of the first two tables, forty dollars ;

2. For each table beyond two, twenty-five dollars ;

c In every other part of the province, twenty-five dollars for each table. Elsewhere.

2. On each license for a billiard table in a club : Id., in clubs

a In cities and towns, thirty-five dollars ; ities and towns ;

b In any other part of the province, twenty-five dollars. Elsewhere.

These licenses shall not apply to clubs organized under articles 5487 and following of the Revised Statutes, which do not charge for the use of the tables. Licenses not to apply to certain clubs.

3. For each bagatelle, pigeon-hole or Mississippi board license, twenty-five dollars." Bagatelle &c., licenses.

58. Article 342 of the said act is amended by adding the following, after the seventh division thereof, respecting circus and menagerie licenses : Divisions added to id., 342.

" VIII.—BOWLING ALLEY LICENSES

On each license for a bowling alley : Bowling alley licenses :

a In cities and towns, twenty-five dollars ; Cities and towns ;

b Elsewhere, ten dollars. Elsewhere.

IX.—LOAN OFFICES AND PRIVATE BANKS

On each license to keep a loan office or a private bank : Loan office or private bank

a In the city of Montreal, two hundred dollars ; Montreal ;

b In the city of Quebec, one hundred and fifty dollars ; Quebec ;

c Elsewhere, fifty dollars." Elsewhere.

59. The following article is added after article 350 of the said act : Art. added after id., 350.

" **350a.** No revenue officer appointed under this law shall, during his tenure of office, be a member of any municipal council." Revenue officer not to be councillor, &c.

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