

CHAP. 27

An Act respecting Veterinary Surgeons

[Assented to 26th March, 190-]

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

SECTION I

DECLARATORY AND INTERPRETATIVE

Name of act. **1.** This act may be cited as the "Veterinary Surgeons' Act of the Province of Quebec."

Interpreta- **2.** In this act :

tion of :
"Veterinary
Surgery " **1.** "Veterinary Surgery" means the art and science of Veterinary Surgery and Medicine ;

"Veterinary
Surgeon " ; **2.** "Veterinary Surgeon" means one who has attended a regular course of study in a veterinary college, has received a diploma, and has been duly registered as admitted to practise ;

"Veterin- **3.** "Veterinary" means one who, in consideration of cer-
ary " ; tain qualifications hereinafter set forth, has been authorized to be registered ;

"Veterinary
College " **4.** "Veterinary College," means a school or college, whether established in this or any other province of Canada, in Great Britain and Ireland, or any other state or country where a matriculation examination is required before entering, and where the course of study extends over not less than three years and embraces lectures on Anatomy, comparative Physiology, Pathology, Bacteriology, Obstetrics, Botany, Chemistry, Materia Medica and Veterinary Medicine and Surgery, Veterinary hygiene, the exterior of the horse, and Farriery.

Veterinary
colleges in
Province. **3.** The veterinary colleges of the province now existing, are :

(a) The Faculty of Comparative Medicine and Veterinary Science of McGill University ;

(b) The Montreal School of Comparative Medicine and Veterinary Science, affiliated to Laval University.

SECTION II

INCORPORATION

4. All persons resident in the province, graduates of the Quebec Veterinary School and of the Veterinary department of Laval of Quebec, or graduates of a college whose course is of two years and who have practised one year subsequently to obtaining such diploma of any recognized Canadian veterinary college or other college, at the time of the coming into force of this act, and all persons who may hereafter become graduates and obtain a licence to practise veterinary surgery in this province, shall be and are incorporated, by the name of the "Board of Veterinary Surgeons of the Province of Quebec." Persons incorporated.

By that name, they shall have perpetual succession, and a common seal, with power to alter, break or renew the same; and they and their successors may sue and be sued in all courts and places whatsoever. Corporate powers.

They shall be able and capable in law, to have, hold, receive and retain, for the ends and purposes of this act and the benefit of the association, all such sums of money, as have been or shall, at any time hereafter, be paid, given or bequeathed to and for the use of the said association.

They may purchase, take, receive, have, hold and possess, any immoveables or hereditaments, as well as the interest and profits derived therefrom for the purposes of the board, and may sell, grant, lease, demise or alienate the same.

The real estate so held by the said corporation shall not, however, at any time exceed in value the sum of twenty thousand dollars.

5. The persons who compose the Board of veterinary surgeons, shall be styled: "Members of the Board of Veterinary Surgeons of the Province of Quebec." Name of members of Board.

SECTION III

BOARD OF VETERINARY SURGEONS

6. The affairs are conducted by a board of governors, ten in number, elected for two years from amongst the members of the Board, six in the region of Montreal and four in that of Quebec. Board of governors and their election.

7. The Quebec region is composed of the judicial districts of Quebec, Gaspé, Saguenay, Chicoutimi, Rimouski, Montmagny, Beauce, Kamouraska, Three Rivers and Arthabaska. Quebec region defined.

Montreal
region
defined.

The Montreal region is composed of the judicial districts of Montreal, Terrebonne, Joliette, Richelieu, Bedford, St. Hyacinthe, Iberville, Beauharnois, Ottawa, Pontiac and St. Francis.

Term of office
of governors
and resigna-
tion thereof.
Appointment
of replacing
member.

8. The members of the board of governors are elected for a period of two years, but any member may resign, at any time, by letter addressed to the secretary of the board, and, upon the death or resignation of any member of the board, it shall be the duty of the secretary forthwith to notify the board of governors which shall nominate another qualified person to fill such vacancy.

Who are
eligible in
such case.

If the vacancy be caused by death, resignation or removal to another province, the board of governors shall fill such vacancy, at the next ensuing meeting subsequent to the occurrence of such vacancy, from amongst the eligible members of the board, by an election by ballot; and it shall be lawful for the board of governors to exercise, during such vacancy, the powers of the board hereinafter mentioned.

Provincial
Veterinary
Board con-
stituted.
Meetings
of board.

9. The board of governors are hereby constituted the "Provincial Veterinary Board".

They shall meet as such to perform the several duties devolving upon them under this act, not less than once in each year, at Montreal and Quebec alternately.

Quorum.

Five members shall be a quorum for the transaction of business.

SECTION IV

ADMISSION TO STUDY AND PRACTICE

Who may
practise
veterinary
surgery in
the province.

10. No person shall practise veterinary surgery in the Province of Quebec unless he shall have obtained a license from the Provincial Veterinary Board, which is hereby authorized to issue such license.

Who may
be admitted
to study.

11. No person shall be admitted to the study of veterinary surgery before obtaining a certificate of capacity from the Provincial Veterinary Board.

Diploma does
not qualify
without
license.

No one shall be entitled to the license of the association on presentation of a diploma, unless he has been previously admitted to the study of veterinary surgery, in accordance with the provisions of this act.

Certain col-
leges, &c., may
receive cer-
tain students.

This article shall not prevent the colleges or schools above recognized from receiving as pupils persons who are not to establish themselves in this province, and who in fact will not practise veterinary medicine therein.

12. At the first regular meeting after the coming into force of this act, there shall be appointed for two years, by the Provincial Veterinary Board, four examiners actually engaged in the work of education in the province, one of whom residing in the city of Montreal and speaking the French language, another residing in the city of Quebec and also speaking the French language, and the two others speaking the English language and chosen from any place in the province, to examine all candidates for the study of veterinary surgery on the subjects determined, in the manner herein-after provided, for the preliminary examination of candidates for the study of veterinary medicine. Appointment of examiners.

The subjects of the preliminary examination are determined by the Board of Veterinary surgeons of the Province of Quebec. The universities after having examined the candidates to study the veterinary art, shall send the examination papers to the board of governors to be examined, and they may be accepted or rejected. Preliminary subjects of examination.

All candidates must present certificates of good moral character, and be at least eighteen years of age. Certificate and age required.

Veterinary students who, before the coming into force of this act, have passed their preliminary examination before the examiners of any recognized university or veterinary college, shall not be required to pass any examination before the examiners mentioned in this section. Present veterinary students.

The holders of a degree of Bachelor of a classical college in this province are exempt from any preliminary examination. Certain degree exempts from passing preliminary examination.

13. All persons commencing the practice of veterinary surgery in this province, after the coming into force of this act, shall be graduates of a legally incorporated school, veterinary association, or college, whose curriculum consists of a course of three years, of at least six months in each year, whose pupils have passed the final examination in presence of two assessors appointed by the board of governors to represent them at the said examination. Graduates of a college &c., alone to practise veterinary surgery in the province.

14. The board of governors has power to fix, by by-law, the fees which shall be paid to the assessors, officers and examiners by it named, as well as the fees required from candidates for study or practice. Fees to be paid assessors, &c.

15. The members of the board shall pay the sum of five dollars a year. Annual fee by members.

16. The board shall cause to be kept by the registrar a book to be called the "Register of Veterinary Surgeons," in which shall be entered the names of all persons who have complied with the enactments hereinafter contained and with Register to be kept and entries therein.

the rules and regulations made or to be made by the board respecting the qualifications required from practitioners of veterinary surgery in the province.

Who are to be deemed qualified.

Only those persons whose names are entered in the register above-mentioned shall be deemed to be qualified and authorized to practise veterinary surgery in the province, except in the cases mentioned in section 17 of this act.

Register open to inspection.

Such register may at all times be inspected by any duly registered practitioner or by any other person.

Separate register for certain practitioners and who may be entered therein.

17. When any person practises and has practised veterinary surgery continuously in the province for not less than ten years next before the coming into force of this act, but is not a veterinary surgeon, and who has lived entirely by his practice of the veterinary art, he shall be entitled, subject to the provisions of this act, to be placed on a separate register under the title of "Veterinary," without examination, on payment of the same amount of fees as is paid by veterinary surgeons.

As to other matters he shall be subject to such regulations as the board may direct.

Examination required for registration of certain persons therein.

Any person applying to the board for registration under this article, within one year after the coming into force of this act, who has not had ten years' practice, is entitled to registration on successfully passing an examination in the veterinary art before two members designated by the board, or in such other manner as the board may reasonably require, he shall be registered under direction of the provincial board accordingly upon the register of veterinaries.

Effect of registration.

No person registered under this article shall be deemed to be a member of the said board of veterinary surgeons of the province.

Name not to be used by such practitioners.

No person registered under this article shall take or use any name, title, addition, or description by means of initials or letters placed after his name or otherwise in an advertisement, in a newspaper, on written or printed circulars, business or other cards, or sign boards, stating or leading the public to believe that he is a veterinary surgeon or a member of the board of veterinary surgeons of the province.

Present veterinary surgeons &c., who are graduates of a college may be registered without examination within certain time.

18. Every member of the veterinary profession who, at the time of the coming into force of this act, may be possessed of a diploma of any school, or Canadian Veterinary College or other recognized college, shall, on the payment of a fee of five dollars, be entitled to be registered on producing to the registrar the document conferring or evidencing the qualification in respect whereof he seeks to be registered, or upon

transmitting by post to such registrar information of his name and address and evidence of the qualification in respect whereof he seeks to be registered, and of the time or times at which the same was or were respectively obtained ; provided he registers within one year after the coming into force of this act.

19. Any person entitled to be registered under this act, but who shall neglect or omit to be so registered, shall not be entitled to any of the rights or privileges conferred by this act, so long as such neglect or omission continues, but at any time may become a member on payment of double the fee required upon registration and all arrears.

If he neglect to register within time.

20. No person shall be entitled to recover any account before any court of law for any advice on veterinary surgery, for attendance, for the performance of any operation, or for any medicines which he shall have prescribed or supplied, nor be entitled to any of the rights or privileges conferred by this act, unless he shall prove that he is registered under this act and has paid his annual contribution to the board of surgeons.

No person unless registered can recover account for services as veterinary surgeon.

21. No certificate required, by any act now in force or that may hereafter be passed, from any veterinary surgeon, shall be valid unless the person signing the same be registered under this act.

Certificates that require signature of veterinary surgeon.

SECTION V

PENALTIES AND PROSECUTIONS

22. A penalty of fifty dollars shall be incurred by every person assuming the title of veterinary surgeon or veterinary doctor or physician or veterinary or veterinary dentist or any other name implying that he is legally authorized to practise veterinary surgery in this province, if unable to establish the fact by legal proof.

Penalty for assuming title of veterinary surgeon &c., when not authorized.

Every person who, in an advertisement, in a newspaper, or by printed or written circulars, or by cards or by sign boards, assumes any title, addition, name or any description implying or calculated to lead the public to infer that he is a duly registered or qualified practitioner of veterinary surgery ; or any person who gives or offers his services as veterinary surgeon, if he is not duly authorized and registered in this province, shall in each such case be liable to be condemned to a like penalty.

Penalty for advertising &c., when not authorized.

Prosecutions
before whom
to be brought
and powers
of magistrate
thereon.

Such prosecutions shall be brought before any sheriff, district magistrate, or recorder or judge of the sessions of the peace having jurisdiction in the locality where the offence was committed; and such sheriff, district magistrate, recorder, or judge of the sessions of the peace, besides the fine above-mentioned, shall have power to condemn to costs, and, in the event of the costs and the fine not being paid, to order an imprisonment for a term not exceeding ninety days, but not less than thirty days, unless the fine and costs be sooner paid.

Law to
govern.

Such prosecutions shall be governed by Part LVIII of the Criminal Code, 1892.

Who may
sue for penal-
ties &c.

23. The penalties imposed by this act shall be recoverable with costs; and the same may be sued for and recovered by the board of veterinary surgeons of the province of Quebec in its corporate name. The penalties recovered shall belong to the said corporation.

Application
of penalty.

All penalties, recoverable under this act, shall be paid over to the clerk of the court pronouncing the conviction, and by the latter to the treasurer of the board.

Board may
authorize pro-
secution in
its name.

The board may authorize any person to prosecute, in its name, any person for any infringement of this act, and shall have power to allow the prosecutor the whole or a portion of the penalties recovered.

What is suffi-
cient evidence
of registra-
tion.

24. In all cases where, under this act, proof of registration is required, the production of a printed or other copy of the register, certified under the hand of the registrar of the board of veterinary surgeons of the province of Quebec, for the time being, shall be sufficient evidence that all persons therein named are registered as qualified veterinary surgeons.

Prima facie
proof of
copies, &c.

Any certificate upon such printed or other copy of the register, purporting to be signed by any person in his capacity of registrar under this act, shall be *prima facie* evidence that such person is such registrar, without any proof of his signature being necessary, or of his being in fact such registrar.

Meeting to
be held with-
in certain
time after
coming into
force of act to
elect first
board of
governors.

25. Within the thirty days following the coming into force of this act, a meeting of the veterinary surgeons of the Province of Quebec shall be held at Richmond, which meeting shall be convened by public advertisement, signed by at least three qualified veterinary surgeons, inserted for fifteen clear days immediately preceding such meeting, in at least one English and one French newspaper published, in the cities of Montreal, Quebec, Three Rivers, St. Hyacinthe and Sherbrooke, and in the town

How conven-
ed.

of St. Johns, Valleyfield, Joliette and Richmond, and in the *Quebec Gazette Official*, at which meeting shall be elected the first board of governors of the association of veterinary surgeons of the province of Quebec.

26. This act shall not in any manner affect of persons attending animals in places in which there are no veterinary surgeons. Application of this act.

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

CHAP. 28

An Act to grant certain powers to municipal corporations

[Assented to 26th March, 1902]

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

1. Notwithstanding anything to the contrary contained in any act of this Legislature, any county, city, town, village or parish in this province, interested in the construction of a bridge across or tunnel under the River St. Lawrence, at Montreal, may, by a by-law to that effect passed by the municipal council thereof, and approved of by a majority of the electors who are proprietors voting on said by-law, grant to any person, company, corporation or municipality willing to undertake such construction, such aid as it may consider reasonable and proper; and such grant may be given in cash, bonds or debentures, or by subscribing for shares in the capital stock of the said company, or by guaranteeing the principal or interest upon any of the securities to be issued by said person, company, corporation or municipality. Power of certain municipalities to aid bridge over or tunnel under the St. Lawrence at Montreal.

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