

CAP. XIV

An Act to amend the Quebec License Law

[Assented to 15th January, 1898]

HER MAJESTY, by and with the advice and consent of the Legislature of Quebec, enacts as follows :

R. S., 828, § 40, repealed. **1.** Paragraph 40, added to article 828 of the Revised Statutes by the act 60 Victoria, chapter 23, section 1, is repealed.

R. S., 843, § 5, replaced. **2.** Paragraph 5 of article 843 of the Revised Statutes is replaced by the following :

How applica-
tion to be
taken into
consideration
and when. **“5.** The competent authorities must take the applications for licenses into consideration according to the date of their inscription on the said list by the clerk, but not before twenty-one days after the date of such inscription.”

R. S., 843, § 7a, amended. **3.** Paragraph 7a of the said article 843 of the Revised Statutes, as enacted by the act 59 Victoria, chapter 14, section 6, is amended by adding thereto the following words : “and to every accredited representative of the incorporated associations of hotel-keepers and of licensed victuallers.”

R. S., 843, § 8, amended. **4.** The first clause of paragraph 8 of the said article 843 of the Revised Statutes, as amended by the act 57 Victoria, chapter 13, section 6, is replaced by the following :

Hearing. **“8.** The competent authorities shall hear him, as well as the applicant, within eight days of the production of the opposition, and, if necessary, adjourn the hearing from day to day until a decision is rendered upon the said opposition.”

R. S., 858, replaced. **5.** Article 858 of the Revised Statutes is replaced by the following :

Railway buf-
fet and water-
ing place li-
censes. **“858.** Upon a petition presented by any railway company, or any inland navigation company, the Lieutenant-Governor in Council may authorize the collector of provincial revenue, to whom it appertains, to deliver to the person indicated a license to sell intoxicating liquors, at the railway station therein mentioned by such railway company, or at any summer hotel situate at any watering place in this province, belonging to the said navigation company and kept by it, to travellers upon such railway or to persons boarding at such hotels, and to none others.”

R. S., 877, amended. **6.** Article 877 of the Revised Statutes is amended by adding thereto the following :

"All the provisions of this section which relate to circuses apply equally to organizations known as Wild West Shows and the like." Application of law to certain shows.

7. Paragraph 12 of article 878, as replaced by the act 54 R. S., 878, Victoria, chapter 13, section 12, is again replaced by the following : § 12, replaced.

"12. On each license to keep a temperance hotel : Temperance hotel licenses.
 In the city of Montreal, fifty dollars ;
 In any other organized territory, ten dollars ;
 In non-organized territory, five dollars."

8. Paragraph 18 of the said article 878 of the Revised R. S., 878, Statutes, as replaced by the act 54 Victoria, chapter 13, section 12, and amended by the act 55-56 Victoria, chapter 11, section 16, is replaced by the following : § 18, replaced.

"18. On each license for a pedlar, fifty dollars." Pedlars' licenses-

9. Article 886 of the Revised Statutes is amended by adding thereto the following : R. S., 886, amended.

"In cases in which there is no communication from within between the parts of a building used for the purposes of the license and the parts of the same building used for other purposes, the valuation shall include only those parts of the building which are intended to be used for the purposes of the license." Valuation of premises for purposes of license.

10. Article 907 of the Revised Statutes, as replaced by the act 54 Victoria, chapter 13, section 20, is amended by replacing all the words after : "sale" in the ninth line, by the words : "and the revenue police constables are authorized to seize such intoxicating liquors without having a warrant." R. S., 907, amended.

11. The following article is added after article 921a. of the Revised Statutes, as enacted by the act 54 Victoria, chapter 13, section 23 : Art. added after R. S., 921a.

"921b. Prosecutions for the illicit sale of intoxicating liquors in clubs licensed under article 857 may be taken either against the manager of the club or the actual vendor of the liquor, or against the club as a body corporate ; in the latter case the judgment shall, in default of payment of the penalty, be executed as provided by article 1064." Defendants in suits for illicit sale of intoxicating liquor in clubs.

12. Article 925c of the Revised Statutes, as enacted by the act 56 Victoria, chapter 16, section 11, is replaced by the following : R. S., 925c, replaced.

"925c. Any person, whether he be or be not licensed to sell intoxicating liquors, who sells such liquors, representing Penalty on persons selling &c., in

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cant.

them as not being intoxicating, or who sells or exposes for sale intoxicating liquors in bottles or other vessels labelled or marked as containing unintoxicating liquors, shall incur the penalties prescribed in article 926."

R. S., 994,
amended.

13. Article 994 of the Revised Statutes, as replaced by the act 58 Victoria, chapter 14, section 14, and amended by the act 59 Victoria, chapter 14, section 25, is further amended by adding thereto the following: "or such collector or person may, at his option, seize the goods and wares found in the possession of such pedlar, subject to the confirmation of such seizure by the court, without arresting the pedlar; and the goods and wares so seized shall, under such confirmation of the court, be sold as provided in article 993."

R. S., 995,
amended.

14. Article 995 of the Revised Statutes, as replaced by the act 58 Victoria, chapter 14, section 15, is amended by adding after the words: "peace officer," in the fourth line, the following words: "or to any person to whom he offers goods for sale."

R. S., 1038,
amended.

15. Article 1038 of the Revised Statutes, as amended by the act 52 Victoria, chapter 15, section 11, is further amended by adding, after the word: "revenue," in the fourth line, the words: "to prevent collusion between the parties to the action."

R. S., 1048,
amended.

16. Article 1048 of the Revised Statutes is amended by adding thereto the following:

Examination
of certain per-
son as wit-
nesses.

"In every prosecution brought against a person licensed under this section, the defendant may, however, be examined as a witness for the defence."

R. S., 1071,
amended.

17. Article 1071 of the Revised Statutes is amended by replacing the words; "in case the fine," in the first line, by the words: "in the case of a first offence, if the fine".

Coming into
force.

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