

town to archives of village.

and papers, the property of the village of Notre-Dame de Grâces West.

Existing *procès-verbaux*, &c., to remain in force until repealed.

28. All *procès-verbaux*, valuation rolls, titles, accounts, orders, lists, plans, by-laws and resolutions and ordinances heretofore passed and agreed to by the corporation of the village of Notre-Dame de Grâces West, which are consistent herewith and with the provisions of the Revised Statutes governing town corporations, shall remain in force for the town until repealed by its council, which in every case may be done by a majority thereof.

Expenses of incorporation to be charge on revenues of town.

29. The expenses of incorporating the town shall be the first charge upon the revenues and property of the same, with interest at six per cent., until paid.

Coming into force.

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

CAP. LXVIII.

An Act to amend the act 53 Victoria, chapter 79, incorporating the town of Magog.

[Assented to 9th January, 1897.]

Preamble.

WHEREAS the corporation of the town of Magog, by petition, have prayed for amendments to their charter, and for certain powers beyond those granted by the law governing town corporations; and whereas it is expedient to grant the prayer of the said petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislature of Quebec, enacts as follows:

53 V., c. 79, s. 1, replaced.

1. Section 1 of the act 53 Victoria, chapter 79, is replaced by the following:

Villagers incorporated as a town.

"1. The inhabitants of the village of Magog and their successors shall be and they are hereby declared to be a body corporate and politic, in fact and in law, under the name of the "Corporation of the town of Magog," and separated from the county of Stanstead for all municipal and school purposes.

Name. Separate from county.

Corporate powers.

Under that name, they and their successors shall have perpetual succession, and shall be capable of appearing in law, suing and being sued in all courts, and in all actions, causes and complaints whatsoever.

Seal.

They shall have a common seal, which they may change or modify at pleasure.

They shall in law be capable of receiving by gratuitous title, acquiring, holding, transferring and alienating property, moveable and immoveable, by any title or in any manner whatever, for the uses of the town, becoming party to all contracts or agreements in the management of the affairs of the town, and giving and accepting all notes, drafts, bonds, obligations, or other instruments or securities for the payment of any sum of money, borrowed or loaned, or for the execution of any other duty, and shall generally have all the other collective rights which are necessary for the fulfilment of the duties imposed upon them.”

2. Section 4 of the said act is replaced by the following: Id., s. 4, replaced.

“4. The councillors of the town shall have power to divide the town into wards, to define the limits of each ward, and to change the same whenever it is considered necessary and in the interest of the town so to do.”

3. Section 5 of the said act is replaced by the following: Id., s. 5, replaced.

“5. The councillors and officers of the town, in office at the passing of this act, shall remain in office until the expiration of their term, unless the council divides the town into wards; in such case an election shall be held on the second Monday in January next after such division, to replace all the councillors in office, and the newly elected councillors shall be elected for three years, excepting in the first elections held after the coming into force of this act, when articles 279 and 280 of the Municipal Code of the Province of Quebec shall apply.”

4. Section 6 of the said act is replaced by the following: Id., s. 6, replaced.

“6. The corporation of the town of Magog is subject to the provisions of the law governing town corporations, contained in chapter first of title XI, articles 4178 and following, of the Revised Statutes and its amendments, except in so far as this act may derogate therefrom or may contain provisions inconsistent therewith.”

5. Section 8 of the said act is replaced by the following: Id., s. 8, replaced.

“8. At the first session in each year, the council shall elect one of its members as mayor of the corporation, and another as pro-mayor, to replace the mayor when sick or absent, who, in his absence, shall be vested with his powers.”

Their term of office shall be one year, or until their successors are appointed.”

Id., s. 9, re-
placed.
Municipal el-
ections.

6. Section 9 of the said act is replaced by the following :

“**9.** The municipal elections for the town shall take place on the second Monday of January of each year, commencing at nine o'clock in the forenoon.

Notice there-
for.

Public notice, specifying the day, hour and place of such election, shall be given eight days previous to the same by the mayor or the secretary-treasurer of the town.

Id., s. 12, re-
placed.

7. Section 12 of the said act is replaced by the following :

Certain ar-
ticles of Re-
vised Stat-
utes not to
apply.

“**12.** Articles 4229, 4230, 4231, 4232, 4234, 4235, 4236, 4238, 4241, 4242, 4256, 4257, 4258, and 4259 of the Revised Statutes shall not apply to the town ; neither shall any of the above provisions or those of articles 4233, 4237, 4239, 4240, 4243 to 4255, inclusively, 4260 to 4272, inclusively, of the said Revised Statutes, as to the election of mayor, apply to the town ; articles 4486, 4487, and 4488, of the said Revised Statutes shall not apply to others than the town council of the town.”

Id., s. 19,
replaced.

8. Section 19 of the said act is replaced by the following :

Power of
council to
levy certain
taxes for cer-
tain purposes,
&c., on :

“**19.** In order to meet the expenses of the said town council and to provide for the necessary public improvements in the town, and in order to raise the necessary funds to meet such liabilities and to make such improvements, the said town council shall be authorized to levy, annually, on persons and on the taxable, moveable and immoveable property in the town, the taxes hereinafter designated, that is to say :

Real estate ;

1. On all lands, town lots or parts of lots, with all the buildings and erections thereon, and whether there be buildings erected thereon or not, a sum not exceeding one cent and one half in the dollar of their whole value, as entered in the valuation roll of the town ;

Tenants ;

2. On each tenant paying rent in the town, a sum not exceeding five cents in the dollar on the amount of such rent, when it exceeds twenty dollars per annum ;

Inhabitants ;

3. On each male inhabitant of the age of twenty-one years and over, who shall have resided in the said town for six months, and who is not otherwise taxed, a sum of not more than two dollars ;

Dogs.

4. On every dog kept by any person residing in the said town, a sum not exceeding three dollars, which may be collected from the owner or harbinger thereof.

From whom
tax on dogs is
collectable.

Such tax shall be collectable from the owner, keeper or harbinger of such dog, and if the said tax is not paid when legally demanded by a municipal officer entrusted with the collection of said tax, then it shall be lawful for the said council to order the dog, upon which the tax has not been

paid, to be sold, or killed or otherwise disposed of, as the council may order."

9. Section 20 of the said act is replaced by the following : Id., s. 20, replaced.

"20. It shall also be lawful for the council to regulate by by-law, and to impose and levy certain annual duties or taxes to an amount not exceeding fifty dollars in each of the following cases, to wit : Power to levy certain other taxes upon :

1. On proprietors, possessors, agents, managers and keepers in the town of theatres, menageries, circuses and travelling shows, of billiard saloons, ten-pin alleys and other places for games and amusements, houses of public entertainment, taverns, coffee houses and eating houses ; Proprietors, &c., of theatres, &c.

2. On retailers of spirituous liquors, auctioneers, bailiffs, barbers, grocers, butchers, hawkers, hucksters, carters and livery-stable keepers in the town, or proprietors or keepers of wood- and coal-yards, tanneries and slaughter-houses therein ; Retailers of spirituous liquors, &c.

3. On money changers, exchange brokers, pawnbrokers, and their agents, mercantile clerks and book-keepers, bankers and clerks and agents of bankers and banks, insurance companies, or their agents in the town, proprietors and occupants of mills moved by steam, electricity or water-power therein ; Money changers, &c.

4. On all commerce, trades, arts and manufactures, generally, which have been and may be introduced into or exercised in the town, although not mentioned herein." Commerce, &c.

10. The said act is amended by adding after section 20 the following sections : Sec. added after id., s. 20.

"20a. The council shall also have the right to regulate by by-law, and to impose and levy an annual duty not exceeding twenty-five dollars on each telegraph and telephone company or their agents, and not exceeding one hundred dollars on each electric company or its agents. Power to levy certain taxes upon telegraph cos., &c.

"20b. The municipal council shall have power to pass by-laws to fix a sum not exceeding two hundred dollars, payable for the granting of each certificate to obtain a license authorizing the sale of any spirituous, vinous, alcoholic or intoxicating liquors, by retail or wholesale, within the limits of the town, notwithstanding the provisions of article 4414 of the Revised Statutes." Certificates for licenses.

11. Section 22 of the said act is replaced by the following : Id., s. 22, replaced.

"22. The council may instruct the valuers to include, in the valuation roll, a list of the persons and moveable Valuers to insert names

of certain
persons in
roll, &c.

property taxed under the foregoing sections, and all taxes and sums levied in virtue thereof shall be recoverable in law."

Id., s. 23,
replaced.

12. Section 23 of the said act is replaced by the following :

Taxes upon
pedlars, &c.

"**23.** The council shall have power to impose a tax, not exceeding fifty dollars per annum, upon all pedlars bound to obtain a license from the Province or persons who shall temporarily come into the town to sell goods from bankrupt or other stock, articles of commerce or effects, for the sale of such merchandize so brought to and exposed or offered for sale in the town.

If tax not
paid.

If such tax is not paid, the amount thereof shall be demanded by the secretary-treasurer or other municipal officer, and, if not forthwith paid, it may be collected by a warrant issued under the hand and seal of the mayor, immediately after said default and addressed to a bailiff of the Superior Court; and the said merchandize may be seized even upon the person of the vendor and sold for the payment of the said tax, by such or any other bailiff, under the same rules of procedure as a writ of execution *de bonis* issued from the Circuit Court."

Id., s. 25, re-
placed.

13. Section 25 of the said act is replaced by the following :

Sale of prop-
erty for ar-
rears of mu-
nicipal and
school taxes.

"**25.** On the first juridical day of March, in each year, the secretary-treasurer, or some other person acting for him, may sell at his office, by public auction, as hereinafter mentioned, the immoveable properties upon which there shall be due arrears of municipal or school taxes."

Id., s. 26, re-
placed.

14. Section 26 of the said act is replaced by the following :

Notice of
such sale.

"**26.** Notice of such sale shall be given by advertisement published, once in the month of January and once in the month of February, in the *Quebec Official Gazette*, and, in addition, twice in each month of January and February in one or more newspapers published in the district.

Contents of
notice.

Such notice shall contain the description of the immoveables to be sold, the names of the owners thereof, as mentioned in the valuation roll, the total sum of taxes affecting such lands for municipal and school purposes, and the day, hour and place of such sale."

Id., s. 27, re-
placed.

15. Section 27 of the said act is replaced by the following :

"27. At the time fixed for the sale, the secretary-treasurer, or any person acting in his name, shall sell, to the highest and last bidder therefor, the lands described in the notice, upon which taxes are still due, after making known the amount to be levied on any such land, including the costs incurred for the same, in proportion to the amount of the debt."

Proceedings
at sale.

16. Section 31 of the said act is replaced by the following:

Id., s. 31, re-
placed.

"31. The purchaser is thereupon seized and possessed of the land adjudged, and may enter into possession thereof, subject to the same being redeemed within the year next following; but, during that year, the purchaser cannot carry off any lumber, buildings or constructions on such land, or deteriorate it in any manner."

Rights of
purchaser.

17. The following sections are added after section 32 of the said act:

Sections
added after
Id., s. 32.

"32a. When the price for which the said property has been sold shall exceed the amount due to the corporation for taxes, interest and costs, the secretary-treasurer shall, as soon as may be, after the adjudication, obtain from the registrar of the registration division a certificate of incumbrances existing upon the property so sold; the said certificate, which the registrar is required to furnish, shall be similar to that furnished to the sheriff in cases of sheriff's sale, and the secretary-treasurer, immediately upon receiving such certificate, shall deposit the same, together with the surplus money in his hands, as aforesaid, first deducting the expenses incurred subsequent to the adjudication, with the prothonotary of the Superior Court for the district of St. Francis, who is bound to receive the same, but, in case the said purchase has been made by or on behalf of the said corporation, then such deposit shall only be made to the said prothonotary at the expiring of one year allowed for the redemption of the said property.

If price of sale
exceeds
amount due,
registrar's
certificate to
be procured.

"32b. In cases where there are no incumbrances on the property so sold, the registrar shall certify the fact in a certificate, which he shall deliver to the secretary-treasurer when called upon, as aforesaid, and the secretary-treasurer shall immediately deposit such certificate with the prothonotary, as aforesaid.

Certificate of
no incum-
brances.

"32c. When the secretary-treasurer of the town has deposited with the prothonotary of the Superior Court a certificate and the money, the said prothonotary shall prepare a report of distribution of the said money, in ac-

Report of dis-
tribution.

cordance with the rights of the claimants thereto, and the proceedings as to the filing of claims and the making, contestation and homologation of the said report, shall be the same as proceedings in ordinary cases in the Superior Court after the return of moneys levied by the sheriff; save, that in cases of claims bearing interest, such interest shall be calculated up to the date of the deposit, instead of the date of the adjudication and sale, and the same delay shall apply, and the same notices be given, as in ordinary cases in the Superior Court."

Id., s. 34, replaced. **18.** Section 34 of the said act is replaced by the following :

Purchaser to be reimbursed certain sums in case of redemption. **"34.** The purchaser shall be reimbursed for the costs of all necessary repairs and insurance money paid to protect the said property from loss or damage by fire, as well as the amount of the taxes and the costs of the municipal work performed for such land, together with interest on the whole at fifteen per centum per annum,—every fraction of a year being reckoned as a year on all such moneys, whether taxes, costs, repairs or insurance.

Privilege of purchaser. Such claims shall be privileged upon the property, and the purchaser may retain the land redeemed until fully paid."

Id., s. 37, replaced. **19.** Section 37 of the said act is replaced by the following :

Sale by town if sheriff's sale delayed. **"37.** If the sheriff's sale is delayed for any cause whatever, the corporation of the town may then, after two weeks' notice published in the *Quebec Official Gazette*, and in one or more newspapers published in the district, proceed to the sale of the said property upon the day fixed by such notice."

Id., s. 39, replaced. **20.** Section 39 of the said act is replaced by the following :

Power of council to make certain by-laws, for : **"39.** The council may make by-laws for the good government, peace, welfare, improvement, cleanliness, health and internal economy of the town, for the preservation of order therein, and for the prevention and suppression of all acts and proceedings obstructive thereof or disadvantageous thereto; and, without limiting the effect and purview of the authority hereby given, such by-laws may be so made for the following, among other purposes, namely :

Observance of Sunday, &c. : 1. For the proper observance of Sunday, and to prevent the opening of public places of amusement in the town on that day ;

2. To restrain, regulate or prohibit the sale of intoxicating liquors in the town ; Restraining sale of intoxicating liquor ;
3. To regulate and govern shop-keepers, hotel-keepers and other persons selling intoxicating liquors by retail in the town, and to determine the places where and the times during which such liquors may be sold, in such manner as the council may deem expedient for the prevention of drunkenness and for the peace and welfare of the inhabitants ; Regulating, &c., shop-keepers, &c. ;
4. To prevent the sale of any goods, wares or merchandise on the streets or public places of the town ; Preventing sales on streets ;
5. To prevent persons bringing into the town articles, such as fresh fish, meat, fruits and vegetables, from selling or exposing them for sale, in any place other than the markets of the town, and to regulate the sale of similar articles, by any person whatever ; Preventing sale of certain articles elsewhere than on markets ;
6. To regulate the inspection, manufacture and sale of bread in the town and the weight and quality thereof, and to prohibit the sale of any bread that is not made according to hygienic principles ; Regulating sale, &c., of bread ;
7. To license, regulate or prohibit musical saloons or establishments where intoxicating liquors are sold, and wherein instrumental or vocal music is used as a means of attracting customers ; to license or prohibit the use by itinerant players of hand organs or other musical instruments for pay or in expectation of pay, in any of the streets or public places ; to prohibit the sale or exhibition of any lewd book, picture or other thing of an immoral or scandalous nature, or the performance of any indecent or immoral play or representation ; Licensing &c., musical saloons, &c. ;
8. To license and regulate the holding of exhibitions of common showmen, shows of every kind, exhibitions of natural or artificial curiosities, caravans, circuses, theatrical performances, minstrels and other like exhibitions ; with power to prohibit any such exhibition, if deemed expedient ; Licensing, &c., holding of certain exhibitions, &c. ;
9. To regulate or prohibit the erection, use or working, in the town, of unhealthy, unwholesome, dangerous and obnoxious factories or establishments, the working of which may endanger public health or safety or become a public nuisance ; Regulating, &c., certain factories ;
10. To compel persons owning or using steam engines, steam boilers, factories, chemical works, or other workshops or establishments, to provide the same with necessary apparatus to consume the smoke and gas escaping therefrom, so as to effectually remove and abate any nuisance arising from the working of such establishment ; Compelling use of smoke consumers in factories, &c. ;
11. To impose a fine of fifty dollars for the violation of any by-law made under the provisions of the two preceding subsections, and a further fine of ten dollars per day for each and every day the offender shall continue in the violation of such by-law ; Imposing fine for violation of by-laws ;

Compelling
proprietors
to fence ;

12. To compel the proprietor of any lot of land in the town to fence in or enclose the same, and to regulate the height and quality of every such fence or enclosure ;

Prohibiting
feeding, &c.,
of pigs ;

13. To prohibit the raising, keeping or feeding of pigs in the town or in any part of the town, as the council may determine ;

Authorizing
seizure of cer-
tain articles,
&c. ;

14. To authorize the seizure and confiscation of all or any articles of food and effects offered for sale in the town, for or on account of deficiency in measure, weight or quality ;

Regulating
sale, &c., of
milk ;
Regulating
sales by
weight, &c. ;
Licensing
butchers'
stalls, &c. ;
Regulating
vehicles on
markets, &c. ;

15. To regulate the sale, quality and inspection of milk, and to authorize its seizure and confiscation ;

16. To regulate the sale, by weight or otherwise, of all articles sold, offered for sale, or delivered in the town ;

17. To license private butchers' or hucksters' stalls ;

18. To regulate the character of the vehicles in which articles may be exposed for sale on the markets, and the manner in which they shall be located on the markets ; to impose a duty on such vehicles and to establish the mode in which such duty shall be collected ;

Appointing
inspectors of
meat, &c. ;

19. To appoint and regulate the duties and powers of inspectors of meat, and to confiscate any meat or other article of food found to be unwholesome ;

Regulating
width of
streets, &c. ;

20. To regulate the width of streets to be hereafter opened in the town, and to increase the width of those already opened ; to regulate, fix or alter the height, level or grade of any street or sidewalk ; provided that if any proprietor shall suffer damage by the alteration, after a grade or level has been established, such proprietor shall be paid such damage, the amount of which shall be settled by arbitration ;

Regulating,
&c., awnings,
&c. ;

21. To regulate the placing of awnings, signs or show-boards ; to compel the owners thereof to abate the same and to prevent the defacing of private or other property by the posting of notices or bills thereon ;

Regulating
width of
wheel-tires ;

22. To regulate the width of wheel-tires of waggons, or drays carrying heavy loads, and to prohibit the use of such vehicles in such streets or sections of streets of the town, as the council may see fit ;

Regulating
sewerage of
town ;

23. To regulate the sewerage of the town ; to raise, by assessment, on the real estate in the town, any sum of money required to pay for the sewers, and to apportion the cost of such sewerage, and of the mains necessary for such sewerage in the town generally, and on the owners of real property abutting on the streets where such mains or pipes are laid, with the necessary extensions thereof ;

Regulating
private
drains ;

24. To regulate the time when private drains may be made, as also the manner and material in and of which the same may be constructed ;

Regulating
fire depart-
ment, &c. ;

25. To regulate the fire department, and to appoint all officers and men necessary for the prevention of accidents by fire, the suppression of fires and the protection of prop-

erty at fires, and to provide for the punishment of any person who may interfere with any member of the fire brigade in the execution of his duty, or who may interfere with, impede, obstruct or injure any signal box or the wires or other apparatus of the fire alarm department;

26. To compel proprietors of buildings, occupied as hotels, theatres, manufactories, schools, places of public entertainment and other such buildings, to provide the same with effectual means of escape in case of fire ;

Compelling placing of fire-escapes in factories, &c. ;

27. To regulate the mode to be followed and the materials to be used in the erection or repair of buildings, with a view to security against fire and to the safety of the occupants ;

Regulating materials to be used in buildings ;

28. To regulate the construction, dimensions and height of chimneys and their elevation above the roofs of neighbouring houses ;

Regulating construction, &c., of chimneys ;

29. To regulate the erection, use and employment of steam engines, steam boilers and dynamos or other electric machines, and the qualification of persons charged with the working of the same

Regulating use of steam-engines ;

30. To prohibit, regulate or license the storage of petroleum, coal oil, benzine, naphtha, and other inflammable liquids, and also of explosive substances in the town ;

Prohibiting storage of petroleum, &c. ;

31. To prohibit or regulate the sale and use of fire-works, fire-crackers and all other explosive missiles ;

Prohibiting sale of fire-crackers, &c. ;

32. To compel all persons who desire to store lumber, timber, fire-wood, laths or shingles, in the town, or to work, run or use any saw- or planing- mill, carpenters' or joiners' shop, or other building or establishment wherein wood or other combustible materials are kept, to obtain the previous sanction of the council so to do, and its approval of the place where such wood-yards, mills, shops or other buildings may be located and used ;

Compelling persons to obtain licenses to keep wood-yards, &c. ;

33. To prevent any person, residing beyond the town limits, from carrying on his trade within the town, without taking out a license and number for each and every vehicle used in the town, for the purposes of such trade or business, provided that there be no discrimination against such person ;

Preventing non-residents from trading without license ;

34. To authorize the issue and signature of licenses, and to prescribe the manner in which they shall be issued and registered ;

Authorizing issue of licenses ;

35. To regulate the cutting of ice for the supply of the town, and to prescribe the localities where such ice may be cut ;

Regulating cutting of ice ;

36. To prevent persons from driving, in the town, during the time the snow is on the ground, without having bells attached to the harness or vehicle."

Preventing driving in winter without bells.

21. The following section is added after section 39 of the said act :

Section added after Id., s. 39.

Penalty for infringement of act or by-laws.

"39a. Any person contravening any of the provisions of this act or of the by-laws passed by the council, the penalty for the infraction thereof not being prescribed in this act or in the said by-laws, shall incur a penalty, not exceeding twenty dollars, with or without costs, or an imprisonment for a period not longer than two calendar months, in default of immediate payment of such penalty or fine and costs; and where such imprisonment is ordered in default of payment of what is due, it shall cease on such payment; and where an infraction of any by-law is continuous, such infraction, during each day, shall constitute a separate offence."

Id., s. 40, replaced.

22. Section 40 of the said act is replaced by the following:

By-laws regulating slaughter-houses.

"40. The council may make special by-laws to restrain, regulate or prohibit any person from maintaining, using or keeping any slaughter-house in the town."

Id., s. 43, replaced.

23. Section 43 of the said act is replaced by the following:

Further power to make by-laws:

"43. The council of the town shall also have the right to make, amend, repeal or replace by-laws for the following purposes:

Forbidding trotting, &c.;

1. To forbid trotting or running on bridges or in the public streets faster than a given rate;

Prohibiting slops, &c., in streets;

2. To prohibit the deposit of slops, and the discharge of private drains on or through the streets;

Regulating coal-yards, &c.;

3. To regulate wood- and coal-yards, and to provide for the measurement of wood, coal and lumber;

Suppressing games of skill, &c.;

4. To suppress games of skill, hazard or exercise, or to allow them under license, and to restrain, regulate or prohibit the keeping of public billiard-saloons, pigeon-hole tables and such like;

Regulating construction of privies, &c.

5. To regulate the construction of privies, cellars, drains and ovens;

Preventing deposit of filth in river Magog, &c.;

6. To prevent filth of any kind being deposited in the Magog River, to prevent the obstruction of the streets or sidewalks, and to cause the removal of the same."

Sections added after id., s. 43.

24. The following sections are added after section 43 of the said act:

Fees of secretary-treasurer on tax sales.

"43a. The council shall have the right to fix the fees to be paid to the secretary-treasurer in connection with the sale of real estate made for non-payment of taxes.

Taxes paid not to be recovered.

"43b. The taxes already paid to the corporation of the town of Magog shall not be recoverable from the said corporation.

This section shall not affect any case pending before any court of justice." Pending cases not affected.

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

C A P. L X I X .

An Act to amend the act 40 Victoria, chapter 41, respecting the village of Verdun, and to extend its powers.

[Assented to 9th January, 1897.]

WHEREAS the corporation of the village of Verdun Preamble. have, by petition, prayed for an act to amend the act of the Legislature of Quebec, passed in the fortieth year of Her Majesty's reign, and intituled : " An Act to change the name of the municipality of the village *La Rivière St. Pierre*, and to extend its powers," and to extend the powers of the said corporation ;

And whereas it is expedient to grant the said prayer ;

Therefore, Her Majesty, by and with the advice and consent of the Legislature of Quebec, enacts as follows :

1. Section 10 of the act 40th Victoria, chapter 41, is repealed. 40 V., c. 41, s. 10, repealed.

2. Section 17 of the said act is amended by adding thereto the following : Id., s. 17, amended.

"Persons having their domicile or place of business in the city of Montreal shall, if otherwise qualified, be eligible as members of the council of the village ; provided that the number of such persons acting as members of the council shall not at any time exceed two." Certain residents, &c., in Montreal qualified as councillors. Proviso.

3. The council of the village shall have power to make by-laws for the following purposes : Power to make by-laws, for:

1. To regulate the time when private drains to be used for draining property in the village shall be made, as also the manner and material with which the same shall be constructed ; to regulate the plumbing to be used in any buildings erected in the village, to regulate and enforce the placing of water-closets in such buildings, and to regulate and enforce the ventilation and provision of air space in such buildings ; Regulating drains, &c.;

2. To regulate the mode to be followed, and the materials to be used in the erection or repair of any house or building in the village, in order that the same may be made in a manner adapted for the security thereof against fire, as well as for the safety of the occupants thereof ; Regulating materials to be used in erecting buildings, &c.;