

CAP. XII.

An Act to provide for the settlement of certain questions in dispute between the Provinces of Quebec and Ontario, by means of arbitration.

[Assented to 12th July, 1888.]

Preamble.

WHEREAS the provisions of the "British North America Act, 1867," which give to the Provinces of Quebec and Ontario jointly certain assets of the late Province of Canada and provide for their partition, have given rise to certain questions still pending between the said provinces, and whereas their respective governments are desirous of settling them by arbitration; Therefore, Her Majesty, by and with the advice and consent of the Legislature of Quebec, enacts as follows:

Arbitrators may be appointed to finally determine certain questions between Ontario and Quebec.

1. For the final and conclusive determination of the questions above set forth, the Lieutenant-Governor in Council may unite with the Government of Ontario in the appointment of three arbitrators, to whom shall be referred such of these questions which the Governments of the said Provinces shall mutually agree to submit.

Powers of majority of arbitrators.

The order of proceedings before such arbitrators and all questions, including the final award, shall be decided by a majority of the arbitrators.

Powers of arbitrators.

2. The arbitrators shall have all the powers which, by the law of each of the said Provinces, arbitrators possess in the case of references by private persons.

Appointment and award binding upon Province.

3. The appointment of the said arbitrators by Order in Council, and their award in writing, shall bind this Province.

Time for making award.

4. The award in writing shall be made within three months after the said appointment.

Vacancy among arbitrators appointed.

5. In case of the death, absence or incapacity of any arbitrator, or in the event of any arbitrator omitting, or declining or ceasing to act, the Lieutenant-Governor in Council may unite with the Government of Ontario in filling any vacancy for any of the causes aforesaid.

Extension of time for making award in such case.

The period of making the award in case of such substitution shall be calculated from the date of the appointment of the arbitrator to fill the vacancy.

Payment of expenses of arbitration.

6. The share of the expenses of the arbitration authorized by this Act, to be borne by the Province of Quebec, shall

be paid out of the Consolidated Revenue Fund, by warrant of the Lieutenant-Governor, issued upon the certificate of the Treasurer of the Province.

7. The act 46 Victoria, chapter 22, is repealed.

46 V., c. 22,
repealed.

8. The present act shall come into force on the day of the sanction thereof.

Coming into
force.

C A P. X I I I.

An Act respecting the settlement of the Jesuits' Estates.

[Assented to 12th July, 1888.]

WHEREAS at the opening of this session of the Legislature, it pleased His Honor the Lieutenant-Governor, in his gracious speech from the Throne, to give expression to the following words : Preamble.

“ I am happy to inform you that the question of the Jesuits' Estates, which has been so long pending between the religious and civil authorities, and which has caused so much uneasiness in this country, will soon be decided favorably and to the satisfaction of all who are interested, and that my Government hopes, during this session, to submit a settlement in this connection for your approval.

“ The obstacles which prevented the sale of the site of the old college of the Jesuits in this City have been removed ; the principle of restitution in kind has been abandoned by the interested parties, and all that remains to be done is to determine the amount of the compensation to be granted.

“ On the occasion of the settlement of this delicate question certain Protestant educational institutions will receive a fair allowance, proportionate to the numerical importance of the minority in this Province.”

Whereas the said estates were confiscated by the Imperial authorities under the reign of George III, after the suppression of the Order of the Jesuits, and were afterwards transferred to the authorities of the former Province of Canada ;

Whereas a large portion of the said Estates was, at the time of and since Confederation, ceded to this Province ;

Whereas energetic representations have been made to the civil authorities respecting these estates, by the religious authorities and the citizens of this country, and, especially, by His Lordship Jean François Hubert, Bishop of