

manufacture, on a large scale, of cars, locomotives, or machinery.

10. The municipal By-law, bearing the number 129, By-law No. 129 confirmed. passed by the council of the said city on the 21st day of November, 1881, and entitled: "By-Law concerning the Abattoirs," is hereby declared valid and obligatory, from the date of its passing, and the same is sanctioned and confirmed to all intents and purposes, except, however, in so far as it relates to the location of the Eastern public abattoir, which, although erected beyond the limits of the said city, is now included within the said limits, in consequence of the annexation of Hochelaga to the city of Montreal; and except also as to any other public abattoir now situated outside of the city limits, but which may, eventually, come within the said limits, in consequence of the annexation of other municipalities or parts of municipalities, in which such abattoirs are established.

The present enactment shall not invalidate the By-laws Nos. 137 and 147, by which the said By-law No. 129 is amended. By-laws No. 137 and 147 not invalidated.

11. Subsection 6 of section 26 of the act 37 Victoria, 37 V. c. 51 s. § 6 replaced. chapter 51 is replaced by the following:

"6. No tenant, as aforesaid, shall be entitled to vote at any such election, unless he shall, previously to the first day of January next before the holding of such election, Tenants' right to vote. have paid the amount of all rates and assessments, and of every tax, duty or impost, (special assessments for drain and local improvements excepted) imposed by any by-law now in force, or that may hereafter be in force in the said city, that may be due and payable by him.

The present enactment shall not apply to proprietors, Proviso. in so far as the non-payment of any ordinary, annual assessment due by them to the city is concerned."

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

C A P . L V I I .

An Act further to amend the acts incorporating the City of Quebec.

[Assented to 18th May, 1887.]

WHEREAS the Corporation of the City of Quebec, by resemble. its petition, has prayed for amendments to its divers acts of incorporation, and whereas it is expedient to accede thereto;

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

BOUNDARIES OF THE CITY.

29 V., c. 57, s. 3 replaced. 1. Section 3 of the act 29 Victoria, chapter 57, is replaced by the following :

Boundaries of city. "3. The City of Quebec, for all municipal purposes, shall have the following boundaries :

To the West, a straight line starting from the North bank of the river Saint Charles, opposite the West side of Saint Ours street, following the said West side and extending towards the South to the River Saint Lawrence at the point of intersection with the Quebec Harbour Commissioner's line.

To the North, the line of high-water mark on the left bank of the River Saint Charles as far as and excluding Dorchester Bridge, thence along the North side of the bed of the said river as far as the wharf commonly known as Jones' wharf, thence to the North-East, running straight to the North-Eastern extremity of the embankment erected by the said Quebec Harbour Commissioners, as far as the intersection with the line forming the Southern boundary of the city.

To the South, the said Harbour Commissioners' line, and if there be any wharves, blocks or other constructions beyond the Harbour Commissioner's line, then to the end of such wharves, blocks or other constructions which adjoin the main land "

BOUNDARIES OF THE WARDS.

Id. ss. 4, 5 and 6 replaced. 2. The fourth, fifth and sixth paragraphs of section 4 of the act 29 Victoria, chapter 57, are replaced by the following :

St. Peters Ward. "St. Peter's Ward comprises all that part of the Lower Town bounded on the South by a line drawn in the middle of Sous-le-Fort street and prolonged in the same direction, on one side to the Southern limit of the city, and on the other, to the cliff under Dufferin Terrace, and on the West by a line drawn in the middle of St. Roch street from the foot of the cliff to the Northern limits of the city.

Champlain Ward. Champlain Ward comprises that part of the city bounded to the North by Montcalm Ward, to the East by St. Peter's Ward, to the South by the Southern limits of the city, and to the West by the Western limits of the city.

St Rochs Ward. St. Rochs Ward comprises that part of the city bounded on the South by a line drawn in the middle of St. Joseph street, on the West and on the North by the new limits of the city, and on the East by a line drawn in the middle of St. Roch street from the middle of St. Joseph street to the Northern limits of the city."

VOTING—REGISTRATION OF VOTES.

3. Sub-section 5 of section 10 of the act 33 Victoria, 33 V., c. 46 s. chapter 46, is replaced by the following: 10 § 5 replaced.

“5. If there should be more than one candidate for the same office, the voting shall take place at the office of the City Clerk, the third Monday and Tuesday of April for St. Louis, Montcalm, Champlain and St Peter’s Wards, and the third Wednesday and Thursday of April for Pa-lace, St. Rochs, Jacques Cartier and St. John’s Wards, be-tween nine of the clock in the morning and four of the clock in the afternoon; and it shall be the duty of the City Clerk to announce the names of the candidates for each ward by a notice posted on the door of his office at the City Hall, and published in an English and in a French newspaper of the city from the day of such nomination until the first day of voting.” Voting in case there are more candi-dates than one for the same office
Notice for such purpose.

MARKETS.

4. Section 6 of the act 33 Victoria, chapter 74, is replaced 33 V. c. 74 s. 6 replaced. by the following :

“6. For changing the sites of Markets and Market places and to establish others, and to abolish the said Markets and Market places as well as the Market Halls thereon erected.” Changing sites of mar-kets, &c.

LICENSES, DUES, ETC.

5. Sub-section 1 of section 26 of the act 33 Victoria, 33 V. c. 46 s. chapter 46, is replaced by the following: 26 § 1 replaced.

“1. To compel all butchers or meat-sellers, selling in the halls or stalls leased by the Corporation, bakers, hucksters, peddlers, carters and porters, residing or exercising their trade or business in the said city, and all bateaux-men, canoemen, and boatmen, carrying on their trade or occupa-tion, for gain or hire, in the said city, to take a num-ber and a license from the city clerk, for which number and license, they shall not be required to pay more than twenty-five dollars, if the person obliged to take such license resides within the city limits and not exceeding thirty dollars if such person does not reside in the said city, but carries on his occupation therein.” Licenses to be taken by cer-tain persons.

6. Sub-section 39 of section 29 of the act 29 Victoria, 29 V. c. 57 chapter 57, is replaced by the following: 29 § 39 re-placed.

“39. The Council may also make by-laws for imposing duties or taxes on vehicles wherein are exposed or offered for sale, or sold in the said city, provisions, meat, or goods; or upon all persons selling, offering or exposing for sale, the said provisions, meat, goods or other effects, in the said city, in baskets, boxes or in any other man-ner.” Taxes on vehicles in which goods are exposed for sale.

“39a. The Council may also make by-laws for allowing By-laws for

sale of meat &c., outside of markets.

butchers or other retailers of meat, such as beef, veal, mutton, fresh pork or any other, to sell them in any store or shop situated in the city and to impose dues or taxes on and for each of said stores and shops, and to issue licenses to allow the sale of the said meats in each of said stores and shops, to an amount not exceeding two hundred dollars; the Corporation having the power to increase the amount of said dues, taxes and licenses in certain parts of the said city more than in others."

Id. s. 29 § 41 repealed.

7. Sub-section 41 of section 29 of the act 29 Victoria, chapter 57, is repealed.

Id. s. 29 § 42 replaced.

8. Sub-section 42 of section 29 of the act 29 Victoria, chapter 57, as replaced by section 19 of the act 29-30 Victoria, chapter 57, is again replaced by the following :

Penalty for selling meat &c., outside markets or places where sale is authorized.

"42. No person shall sell, or expose or offer for sale any butcher's meat, such as beef, veal, mutton, or fresh pork, outside of the stalls of the market halls of the city, or of any building appropriated for that purpose by the Corporation, or of any store or shop for which a license shall have been given by the Corporation, under penalty of a fine not exceeding one hundred dollars for each offence.

Exception as to farmers.

But farmers may sell on the said markets, by complying with the by-laws of the city, all kinds of meat, either whole or by the quarter, being the yield of animals raised on their lands or farms, or owned by them for one month, or the produce of their hunting; and in all suits brought for violation of the provisions of this sub-section, the Corporation shall not be required to prove that the defendant has sold, offered or exposed for sale, meat not being that of animals raised on his land or farm or the produce of his hunting; but in such suits the defendant and his wife shall be competent witnesses."

Proof required in suits.

Witnesses who are competent.

Id. s. 29 § 48 replaced.

9. Sub-section 48 of section 29 of the act 29 Victoria, chapter 57, is replaced by the following :

Licenses for keeping vehicles for hire.

"48. To compel every person keeping horses or vehicles for hire in the city, to obtain a license for that purpose from the Council, by paying for the said license a sum not exceeding fifty dollars and an additional sum of ten dollars for each horse and each vehicle intended to be hired out at the domicile, office or place of business of the proprietor of such horse or vehicle,—which horse and vehicle shall not remain for hire on carters' stands and shall be exempt from carrying numbers."

COUPONS.

45 V. c. 100 s. 5 replaced.

10. Section 5 of the act 45 Victoria, chapter 100, is replaced by the following :

Registration of bonds,

"5. These bonds shall be registered by the accountant of

the city in a book kept for that purpose and bear his initials to establish such registration.

On each of these bonds shall be attached interest coupons whereon shall be stamped the City Treasurer's signature and payable to the holders thereof when the interest represented by such coupons becomes due. Interest coupons to be attached.

The payment of any of such coupons shall not be claimable from the Corporation without its being surrendered to it, and the possession any of such coupons by the Corporation shall constitute *prima facie* evidence that it has been paid. Coupon to be surrendered before payment claimed.

SIDEWALKS.

11. Section 16 of the act 45 Victoria, chapter 100 is replaced by the following: Id. s. 16 replaced.

"16. The sidewalks in all the streets of the city shall, hereafter, be made, kept up and repaired by the proprietor of each immovable or property fronting on such sidewalks, upon notice being given in writing by the City Inspector; and in default of the proprietor so doing within eight days after such notice, the said sidewalks shall be made and maintained by the Corporation. Maintenance of sidewalks.

The making, keeping up and repairing of the said sidewalks shall be determined by the City Inspector, and the cost established by a certificate of the said City Inspector. How to be maintained.

The Corporation shall have the right to recover from each proprietor of immovable property three-fourths of the amount disbursed by it for the making, keeping up or repairing of the sidewalk opposite his property. Corporation to be paid by proprietor.

Such amount shall be recoverable as a tax and in the same manner and with the same privileges as any other tax imposed on real estate in the city; but, unless by special agreement, the proprietor shall not have the right to recover from his tenant any portion thereof. Recovery of amount by corporation. Tenant not to pay unless under special agreement.

ERECTION OF CERTAIN BUILDINGS PROHIBITED.

12. Sub-section 1 of section 32 of the act 29 Victoria, chapter 57, is replaced by the following; 29 V. c. 57 s. 32 § 1.

"32. After the passing of this act, it shall not be lawful for any person whomsoever to construct or erect any house or building whatsoever, or to repair the exterior walls of any such house or building, or make or repair any portion of the roof or exterior covering of any such house or building, otherwise than with incombustible materials. Buildings to be of incombustible materials.

Brick-lined houses and sheds covered or lined outside with sheet iron or brick shall be deemed to be built of incombustible materials. Certain buildings to be so deemed.

It shall, however, be lawful to construct wooden wharves and to erect on such wharves wooden buildings covered outside with metal. Proviso as to wharves &c.

ORDINARY ASSESSMENTS.

Id. s. 21 § 2. 13. Sub-section 2 of section 21 of the act 29 Victoria, chapter 57, is amended by adding thereto the following paragraph :

Basis of taxation may be actual assessed value.
Amount of taxes in such case.

"The council may, however, by the said by-laws, decide that the taxes upon real estate shall be based upon the actual or real assessed value thereof as provided by section 15, in which case the said taxes shall not exceed one cent and one half in the dollar of such value, not including the school tax."

Id. s. 21 §§ 4 and 8 replaced.
Taxes on animals &c

14. Subsections 4 and 8 of the said section 21 of the said act 29 Victoria, chapter 57, are replaced by the following :

"4. By imposing taxes on animals, carriages, trades, commerce, traffic, manufactories, industries, occupations, business, arts, professions, or means of gain or livelihood which are now or may hereafter be used, exercised or put in operation in the city, on their agents or agencies, or on the premises wherein or whereupon they are and may be carried on, exercised or put in operation, and on all ferry-men between the city and another locality, not being at a greater distance than twelve miles from the city.

Manner of imposing such tax.

"8. Each and every special tax imposed in virtue of the foregoing provisions may, at the option of the Council, be either a fixed annual tax on all or any of the divers classes of persons subject to such taxes and on the premises by them occupied for the ends of their commerce, trade or industry, or a proportional tax, to be determined by the said Council, according to the assessed real value of the immovable or any part thereof occupied as such, or according to the annual value of the rental of such immovable or any part thereof occupied as aforesaid by the persons subject to such tax, or to both modes together, that is to say, a fixed tax on the person subject to said tax and a proportional tax on the immovable occupied as aforesaid, or only a fixed tax on the said person, according as the said Council shall in each case consider it more advantageous for the city."

Basis of valuation of real estate.

15. The assessors, in assessing real property in the city, shall base the assessment on the *bonâ fide* rent thereof, or on the interest of the actual or real value of such property, if the rent be found to be unfair and disproportioned to the value of the property assessed.

If occupied by the proprietor.

If the property be occupied by, or in the possession of, the owner thereof, the assessors shall determine the assessment to be paid thereon, upon and according to the rent which the said property may be worth or ought to produce, or upon the interest of the actual or real value of such property,

How vacant lots are to be assessed.

Vacant lots shall be assessed upon the interest of the actual value thereof, and the interest mentioned in this section shall be at the rate of six per cent per annum.

LOANS.

16. The Corporation of the City of Quebec is authorized to issue debentures to an amount not exceeding one hundred and seventy five thousand dollars, the proceeds of which shall be devoted to paying off the present floating debt. Corporation authorized to issue debentures for certain purposes.

17. To effect such loan the Corporation of the City of Quebec may issue Bonds, redeemable after a term of at least thirty years, and at most of sixty-five years, from the date of their issue, and bearing interest not exceeding five per cent per annum payable semi-annually. Bonds how to be issued.

Such bonds shall be payable in this Province or elsewhere, at such periods and in such manner as may be agreed upon with the holders of these Bonds. When payable.

18. Such Bonds shall be under the Corporation seal, shall be signed by the Mayor and countersigned by the Clerk and the Treasurer of the City of Quebec. By whom signed.

They shall mention the object for which they are issued, and shall be payable in Canadian money or in money of other countries. What to contain.

19. Such Bonds shall be registered by the city accountant in a book kept by him for that purpose, and they shall bear his initials to establish such registration. Registration.

To each of these Bonds shall be annexed Interest Coupons whereupon the signature of the City Treasurer shall be stamped, payable to the holders of the Bonds, on the expiration of the term of interest represented by such coupons. Interest coupons to be attached.

The payment of any of such coupons cannot be exacted from the Corporation unless it be given up, and the possession by the Corporation of one of such coupons shall constitute *prima facie* evidence of its being paid. Coupons to be delivered up on payment.

20. It shall not be lawful for the Corporation to employ any portion of the amount of the Bonds issued in virtue of this act for any other purpose than that indicated on the face thereof as aforesaid, and no one of these Bonds shall be validly given as pledge or collateral security by the Corporation. Application of proceeds.

Any member of the Council of the City of Quebec, and any officer, or employee of the Corporation who shall, by his acts or by his votes, contribute, directly or indirectly, to employ the said Bonds or their produce to any other purpose than that therein indicated, shall incur a fine not exceeding two thousand dollars, recoverable by an action of debt before any Court having jurisdiction to that amount, brought by any person who will prosecute its recovery, and an imprisonment of not more than two years. Penalty on member of council &c. employing bonds otherwise.

in the common gaol in default of payment of the fine ; and furthermore such members of the Council, officers or employees shall be personally and jointly and severally, responsible to the Corporation, for every sum so diverted from its destination.

PRIVILEGED DEBTS.

Id. s. 11 §§ 14
and 15 re-
placed.

Privilege for
taxes &c.

Duration of
privilege,

Mayor autho-
rized to sign
certain deed
of sale.

45 V. c. 27 s.
3 repealed.

Reduction of
water-rate if
property
unoccupied
for certain
time.

45 V. c. 100
ss. 14 and 15
repealed.

Coming into
force.

21. Sub-sections 14 and 15 of section 11 of the act 29-30 Victoria, chapter 57, are replaced by the following sub-section :

“ 14. The general and special taxes or assessments and water-rates due the said Corporation are privileged debts, and are payable in preference to all others, except those due to Her Majesty ; and, in the distribution of moneys, proceeding from the sale of property, moveable or immovable, belonging to any person so indebted to the Corporation, they shall be so considered and adjudged by all courts of justice, and commissioners or other persons having jurisdiction in bankruptcy in the Province of Quebec.

This privilege shall not require registration, and shall cover the current and the two proceedings years.”

22. The mayor of the City of Quebec is hereby authorized, to grant and sign, for and on behalf of the corporation, a clear and valid title deed for the sale of the land situated at the Palais Market effected, in the year one thousand eight hundred and seventy-five, by the said corporation to the Quebec Gas Company, which land the said company has ever since enjoyed, and the price whereof has been paid to the corporation.

23. Section 3 of the act 45 Victoria, chapter 27, is hereby repealed.

24. Whenever a property shall have been continually unoccupied from the first of May to the first of November in any one year, the owner of such property shall be entitled to a reduction of nine cents and one half in the dollar on the water-rates of such property for the current year ; and baths and water closets in such unoccupied property shall not be subject to any water-rates.

25. Sections 14 and 15 of the act 45 Victoria, chapter 100, are repealed.

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