

CAP. LVIII.

An act to amend the act 36 Victoria, chapter 60, intituled
 “An act to consolidate and amend the act to incorporate the town of Levis and the divers acts amending the same” and the act 42-43 Victoria, chapter 57, amending the said act.

[Assented to 18th May, 1887.]

WHEREAS the corporation of the town of Levis has, Preamble.
 by petition, prayed that its act of incorporation, as consolidated by the act passed by the Legislature of Quebec in the 36th year of Her Majesty's reign, chapter 60, intituled “An act to consolidate and amend the act to incorporate the town of Levis and the divers acts amending the same,” and amended by the act 42-43 Victoria, chapter 57, be further amended for the better administration of its municipal affairs, and whereas it is expedient to grant such prayer;

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

1. Section 1 of the act 36 Victoria, chapter 60, is 36 V. c. 60 s. 1 amended, amended, by adding at the end thereof the following:

“Notwithstanding any law to the contrary, the Town Corporations General Clauses Act, 40 Victoria, chapter 29, shall be deemed to form part of the charter or act of incorporation of the town of Levis and the acts amending the same, and the provisions thereof shall apply to the town of Levis, in so far as they contain nothing contrary to the said charter or special act of incorporation of the town of Levis and the acts amending the same, for in the event of contradiction, the provisions of the charter of the town of Levis shall prevail, saving however the sections hereinafter mentioned of the said act 40 Victoria, chapter 29, which shall not apply and shall not form part of the said special act of incorporation of the town of Levis, to wit:

Certain sections of 40 V. c. 29 incorporated with this act.

Sections 32, 39, 40, 50, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 96, 97, 98, 99, 100, 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 125, 127, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 147, 149, 150, 151, 152, 153, 154, 155, 157, 158, 159, 165, 166, 171, 172, 178, 203, 221, 222, 227, 228, 229, 230, 231, 232, 239, 325, 340, 341, 342, 343, 344, 345, 346, 347, 348, 349, 350, 351, 352, 353, 354, 355, 356, 357, 358, 359, 360, 361, 362, 372, 373, 374, 381, 382, 387, 388, 426, 427, 428, 429, 430, 431, 432, 433, 434, 435, 436, 437, 438, 439, 440, 441, and 442.”

36 V. c. 60 s.
6 replaced,

Qualification
of councillors.

2. Section 6 of the said act, as amended by the act 42-43, Victoria, chapter 57, section 2, is replaced by the following:

"6. No person shall be capable of being elected a councillor of the town of Levis unless he is able to read and write, and unless he shall have been a resident of the said town for one year before such election, nor unless he be possessed within the limits of the town, for at least six months, in his own name and *bonâ fide*, of immoveable property of the value of five thousand dollars according to the valuation roll in force, after deduction of all just debts affecting such immoveables."

Id. s. 18 re-
placed.

Powers of offi-
cer presiding
at election.

3. Section 18 of the said act is replaced by the following:

"18. The officer presiding at any election shall, during such election, be a conservator of the peace, and shall be invested with the same powers as justices of the peace for the preservation of the peace, and the apprehension, imprisonment, holding to bail, trying and convicting violators of the law or disturbers of the peace.

Oath as to
property
qualification
of candidates.

He shall, when thereunto required by any persons duly qualified to vote at such election, put the following oath to any candidate for the office of member of the council of the town of Levis respecting his qualification to be elected to the said office; to wit:

'I solemnly swear that I possess the necessary qualification to be elected a member of the council of the town of Levis. So help me God.'

Oath required
to be taken by
voters in cer-
tain cases.

Heshall also, upon a similar request by any person duly qualified to vote at such election, put the following oath to every person presenting himself as an elector to vote at the election of a member of the council, to wit:

'I swear that I possess the necessary qualification to entitle me to vote at this election and nothing has been offered or promised to me, either directly, or indirectly and I have received nothing to induce me to vote. So help me God.'

Id. s. 82 re-
placed.

Power to levy
taxes for cer-
tain purposes.

4. Section 82 of the said act is replaced by the following:

"82. In order to raise the necessary funds for the execution of the powers now vested or hereafter to be vested in the council, and to provide for the several necessary public improvements, the town council shall be authorized to impose and levy annually on moveable and immoveable property within the limits of the town, and on persons residing therein and carrying on any trade, business or calling whatever, within the limits thereof, and also upon those who do not reside therein, but who carry on or exercise any trade, business or occupation within its limits, including therein the calling of carters and contractors, the taxes and specified duties hereinafter.

5. Section 83 of the said act is replaced by the following: Id. s. 83 replaced.

"83. On all lands, town lots, and parts of town lots, whether there be buildings erected thereon or not, with all buildings and erections thereon, a sum not exceeding one-half cent in the dollar on their whole actual value, as entered on the assessment roll of the said town." Amount of tax on lands.

6. Section 84 of the said act is replaced by the following: Id. s. 84 replaced.

"84. On all tenants paying rent in the town an annual sum equivalent to not more than eight cents in the dollar on the annual value of the tenement, house, immoveable or part of immoveable occupied by such tenant." Tenant's tax.

7. Section 85 of the said act is replaced by the following: Id. s. 85 replaced.

"85. The council shall also have the power to impose and levy annually taxes and specific duties upon cattle, upon goods, trades, industries, commerce, business manufactories, factories, professions, and all callings whatsoever, upon companies or associations, incorporated or not incorporated, of every denomination, making lucre their object, upon the members of the said companies or associations, their employees and agents or agencies and their places of operation, in a word, upon all means of gain or livelihood whatsoever, and upon every person who does not already pay a tax or specific duty on account of his trade, business or employment of any kind, but who resides in Levis." Power to levy certain taxes.

The taxes and specific duties mentioned in the present section may be imposed upon and exacted from any person, whether he resides within the limits of the town of Levis or not, provided he carries on a trade, business, calling or industry, or the calling of a carter or contractor therein. Persons from whom such taxes may be exacted.

The council shall have the right and power to impose upon persons who do not reside within the limits of the town, but who carry on therein any business or calling whatsoever, or exercise the calling of carter or contractor, for which a tax or a specific duty is imposed, a tax or specific duty, not exceeding that imposed upon persons residing within the limits of the town for carrying on therein a similar trade, business or calling." Tax upon non-residents.

8. Section 88 of the said act is replaced by the following: Id. s. 80 replaced.

"88. The council is authorized, when it imposes taxes or specific duties for carrying on a certain trade, business or employment, to require those who wish to carry on the same to previously procure a permit or license which shall be granted them by the secretary-treasurer of the council, or the officer appointed for that purpose; and, in de- Licenses may be required in certain cases.

fault of complying therewith, the offender shall be liable to the fine imposed by section 89."

Id. s. 92
replaced.
How taxes
are levied.

9. Section 92 of the said act is replaced by the following:

"92. The taxes and specific duties imposed by the council shall be by by-laws, made and published as herein-after set forth; and all such specific duties and taxes shall be payable yearly at the date fixed by the by-law and shall bear interest at six per cent from such date."

Id. s. 104
replaced.
Masters and
servants.

10. Section 104 of the said act is replaced by the following:

"104. For regulating the conduct and duties of apprentices, domestics, hired servants, journeymen and labourers in the said town, and also the duties and obligations of masters and mistresses toward such hired servants, apprentices, journeymen, labourers or domestics.

Certain by-
laws repealed.

Notwithstanding the existence of by-laws on the subject in force in the town of Levis, all such by-laws are hereby expressly repealed, revoked and cancelled, and the act 44-45 Victoria, chapter 15, intituled "An act respecting masters and servants" shall have force and effect within the limits of the town of Levis, notwithstanding the provisions of section 12 of the said act, and without prejudice to the right of the council to make and pass new by-laws on the subject."

44-45 V., c.
15, to apply.

Id. s. 105
replaced.
Power to
prohibit gam-
ing houses.

11. Section 105 of the said act is replaced by the following section.

"105. For prohibiting within the limits of the town, gaming houses, places of gambling, houses of ill-fame, or any description of immoral houses or those reputed to be such."

Id. s. 106
replaced,
Power of
police to visit
certain
houses.

12. Section 106 of the said act is replaced by the following:

"106. Every constable or police officer may enter and visit all such houses at all hours of the day or night, and bring at once before a justice of the peace for the district, all persons found in or keeping such houses, and contravening the law or the by-laws of the town, and cause the summary condemnation of such persons to a fine of not more than fifty dollars or three months imprisonment and for a second offence, one hundred dollars or six months imprisonment or both together, in each case at the discretion of the court or judge."

Certain acts
&c., repealed.

13. All acts or parts of acts, contrary to or inconsistent with the provisions of this act, are hereby repealed.