

second line thereof, the words : “ an informant ; ” and in the sixth line, the words : “ or informant . ”

Sect. 205,  
amended.

**29.** Section 205 is amended by adding thereto the following words : “ but no further additional fees shall be allowed to the attorneys than if there had been only one contravention . ”

Sect. 225, re-  
pealed and  
replaced.  
Costs of suit.

**30.** Section 225 is repealed and replaced by the following :

“ **225.** In all prosecutions or actions under any of the sections of this law, either before the Superior or before the Circuit court in appealable cases, or before any other court, no other costs than those mentioned in schedule 4. shall be claimed by any attorney, bailiff, constable or any other officer of justice.

Clerks and Prothonotaries shall not be entitled to any fee.

*b.* In cases of prosecutions by a municipal corporation, the usual fees are allowed.

*c.* Attorneys, bailiffs and constables shall be entitled to the same fees as those allowed for non-appealable cases in the Circuit court and according to the class of action and no more . ”

Sect. 228, re-  
pealed.

**31.** Section 228 is repealed.

Sect. 243,  
amended.

**32.** Section 243 is amended by striking out in the second line, the words : “ or by an informant ; ” and in the fifth and sixth lines, the words : “ or to the informant ”

Schedule A,  
amended.

**33.** Schedule A to the said act annexed is amended by striking out the words in italics : “ (*where in county parts, add*) ” and by adding after the word : “ bedding , ” the following words : “ (*and where in country parts, add*) ” .

#### C A P . I V .

An act respecting the closing of taverns on Sundays and at certain hours on other days.

[Assented to 31st October, 1879.]

Preamble.

**W**HEREAS doubts have arisen with respect to the right of certain city and town corporations, in virtue of the laws and statutes relating to them, to compel tavern keepers to close their taverns at certain hours of the day, and whereas it is expedient to dispel such

doubts and to clearly define and extend the powers which the said corporations should possess; Therefore, Her Majesty, by and with the advice and consent of the Legislature of Quebec, enacts as follows :

1. Every person licensed or not licensed to sell by retail in quantities less than three half pints in any city, town or village whatsoever, spirituous liquors, wine, beer or temperance liquors, shall close the house or building in which such person sells or causes to be sold, or allows such liquors to be sold on any and every day of the week from midnight until five o'clock in the morning, and during the whole of each and every Sunday in the year; and during the same period, no such person shall sell, or cause or allow to be sold or deliver, or cause to be delivered in such house or building, or in any other place, spirituous liquors, wine, beer or temperance liquors, the whole under a penalty, for each and every infringement of the present provisions, of a fine not less than thirty dollars and not exceeding seventy-five dollars and costs, and in default of the payment of such fine, to an imprisonment for a period not exceeding three months in the common gaol of the district in which the said infringement has occurred.

Closing of taverns.

Penalty.

2. Any municipal body corporate shall have the right to prosecute any person or persons, partners, or corporate body so infringing any of the provisions of the immediately preceding section, before any Recorder's Court, or Police Court, or before any two Justices of the Peace within the limits of the district in which the offence or infringement of any of the enactments contained in the said section, shall have been committed.

Power of municipal councils to prosecute delinquents.

3. The fine or fines imposed for the commission of any of the said offences by the said first section of this act, shall belong and appertain to the municipal corporation of the town or place within the limits of which the offence shall have been committed. In no case of conviction for offences against this act, shall any writ of *certiorari* be allowed to issue, nor shall any appeal be allowed, unless the party convicted applying for the same, shall have previously deposited in the hands of the Clerk of the Court, the amount of the fine and costs, and in no event shall any proceedings taken under such suit of *certiorari* or appeal, suspend the execution of the conviction.

To whom fines belong.

Writ of *certiorari*; not allowed.

4. All provisions of law, contained in the charters of any of the said corporations, or in any other statutes of this Province, being contrary to the present act, are repealed.

Contrary provisions, repealed.

This act not to apply to certain persons in certain cases.

**5.** The present act shall not apply in any case, to keepers of hotels and houses for the lodging and entertainment of travellers, licensed to sell spirituous liquors, wine, beer or temperance liquors in quantities less than three half-pints, who are hereby authorized to sell or supply the same at any hour on every day of the year, Sundays included, to their *bonâ fide* boarders, or to travellers sojourning at such hotels, but, on Sundays, not elsewhere than in the rooms of such boarders or travellers, or the dining rooms of such hotels. On week days, none of the above mentioned liquors shall be sold or delivered at the bar of such hotels, to any persons whomsoever, during the hours prohibited by the first section of this act, under pain of the penalty therein provided. On Sundays the said bars shall be completely closed in conformity with the said section.

Act in force. **6.** This act shall come into force on the day of its sanction.

### C A P . V .

An act to amend the act 31 Vict., Chap. 9, respecting the Treasury-Department and the public revenue, expenditure and accounts.

[Assented to 31st October, 1879.]

**H**ER MAJESTY, by and with the advice and consent of the Legislature of Quebec, enacts as follows :

§ 2 of sec 47 of 31 V. c. 9 amended. Powers of the auditor.

**1.** The 2nd paragraph of section 47 of said act is amended by adding thereto the following words :

“ In the absence of the Treasurer, or in the case of vacancy in the office of Treasurer, the Auditor is authorized to make the said report.”

Act in force. **2.** The present act shall come into force on the day of its sanction.