

C A P. V I.

An Act to amend the Act respecting the Department of
Agriculture and Public Works.

[Assented to 1st February, 1870.]

HER MAJESTY, by and with the advice and consent of the Legislature of Quebec, enacts and declares as follows:

Interpretation of the words "public works" in 32 Vict., ch. 15.

1. The words "public work and building," "public work" or "building," wherever they occur in the act of this province, thirty-second Victoria, chapter fifteen, shall be understood to include and to apply to all buildings intended for the residence of the lieutenant-governor of the province, or for offices for the government departments.

Section 22 of said act, amended.

2. The twenty-second section of the said act is amended by substituting for the words "treasurer of the province, and shall be by him deposited," the words "commissioner of agriculture and shall be by him deposited in an incorporated bank," and for the words "the same to the treasurer of the province," the words "the same to the said commissioner."

Sub-sec. 2, of sec. 36, amended.

3. The second sub-section of the thirty-sixth section is amended by substituting for the words "the officers and sub-committee of the board of arts and manufactures" the words "the committee of management of the board of arts and manufactures or such officers or sub-committee as they may appoint for the purpose."

Section 41, amended.

4. The section forty-one is amended by substituting for the words "and in the electoral division of the town of Sherbrooke" the words following "and in the electoral divisions of each town or city."

Section 44, amended.

5. The forty-fourth section is amended by inserting after the word "county" in the first line, the words following, "or in a city or town," and after the words "county of" in the third line, the words following: (or electoral division of, *or as the case may be.*)

Section 59, amended.

6. After the last word of section fifty-nine of the said act, the following words are added: "The council of agriculture may nevertheless exempt all or any agricultural societies from holding such exhibition or such competition, and may enjoin on such societies whatever it may deem most calculated to promote the interests of agriculture, in relation to the said exhibitions and competitions."

Section 67, amended

7. The sixty-seventh section is amended by inserting after the words "a secretary-treasurer" the words "who shall not have a vote."

8. The sixty-ninth section is amended by striking out the word "general" in the last line but one. Section 69, amended.

9. Whenever contestations or disputes arise as referred to in the sections eighty-one and eighty-two, the commissioner shall have the right to summon witnesses for either or both parties, to fine them in case of default to appear, (the said fine recoverable before any justice of the peace, and payable to the agricultural society party in the said contestation,) to condemn the party in default to the payment of costs and to certify the amount thereof, which shall be recoverable by action before any competent court. The party petitioner, complaining or plaintiff, shall deposit together with the petition, plaint, or declaration with the secretary of the department of agriculture and public works, a sum of fifty dollars, which sum, if the action, plaint or proceeding be maintained, shall be repaid by the opposite party, and if the action, plaint or proceeding fail, then the said sum shall be employed in whole or in part in the payment and satisfaction of costs. In default of such deposit being made, the petition, plaint or declaration shall not be received. Provisions relating to contestations mentioned in secs. 81 and 82.

10. The eighty-fourth section is amended by adding thereto the words following "for cities and towns the grant to each society shall not exceed four hundred dollars a year." Section 84, amended.

11. The eighty-fifth section is amended by substituting for the words "and so soon as the secretary-treasurer or any other officer of the said society shall have transmitted to the commissioner an affidavit," the words following "and so soon as the president and the secretary-treasurer or any other officer of the said society shall have transmitted to the commissioner an affidavit, in the form of schedule B, hereto annexed," and adding to the said section the following words: "The said affidavit shall be transmitted not later than the fifteenth of September of every year, in default of which the grant for that year shall not be allowed, but it shall be the duty of the secretary of the council of agriculture, to notify each agricultural society, at least one month beforehand, by a registered letter addressed to the secretary-treasurer of such society, that the grant of such society for the year will not be allowed, if the affidavit required by the section has not been transmitted before the fifteenth of September, as hereinbefore setforth." Section 85, amended.

12. The eighty-sixth section is amended by adding thereto the following words "and if on the fifteenth day of September of any year, one only of the said societies has acted in conformity to the preceding section, it shall have the exclusive right to the entire grant in proportion to the sum subscribed by the members." Section 86, amended.

Section 149, amended.

Toll-gates shall not be passed without payment.

Toll-gates shall not be avoided.

Penalty.

Suits to be brought by Atty.-Genl. in the name of H. M.

Schedule added to said act.

13. The one hundred and forty-ninth section is amended by adding the following paragraphs :

“No person shall pass through any turnpike gate at which tolls shall be payable, undr and by virtue of such order in council, without having paid such toll.”

“No person, after having passed over a part of the road with a wagon, carriage, or other vehicle, or with animals, on which tolls are payable, shall leave such road to follow another road, and afterwards to re-enter the toll road beyond any of the gates, with a view to avoid payment of tolls.”

“All infractions of this section shall be liable to a penalty not exceeding ten dollars, recoverable in the manner provided by section two hundred of this act.”

14. All suits or contestations respecting the execution of colonization or other public works under the said act, or in relation to such works, shall be instituted and carried on by the attorney-general in the name of Her Majesty.

15. The following schedule is added to the said act :

SCHEDULE B.

County of _____ to wit :
We, the undersigned president (or vice-president) and secretary-treasurer of the agricultural society (number one, two, or three as the case may be) of the county of _____ declare on oath that _____ (state the number of members in the society) _____ members of the said society have paid their subscriptions for the current year ; that the said sum consists of current coin and bank notes current in this province, and not of promissory notes or other securities, and that we have now in hand the sum of \$ _____ the produce of the said subscriptions disposable according to law.

(Signed,) A President,
B Sec.-Treasurer.

Sworn before me, this _____ day of _____ one thousand eight hundred _____

and _____ (Signed,) _____ J. P.

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An Act to dispense with the use of parchment for Public Documents.

[Assented to 1st February, 1870.]

HER MAJESTY, by and with the advice and consent of the Legislature of Quebec, declares and enacts as follows :

