

to the exercise of their ministry, and all vehicles and animals actually being used by them, in so going or returning, shall pass toll free through every turnpike or toll-gate on any turnpike-road or bridge through which they may have occasion to pass, whether such turnpike-road or bridge and the tolls thereon belong to the province or to any local or municipal authority, or body of trustees or commissioners for local purposes, or to any incorporated or unincorporated company, or to any other body or person their duties may pass toll free on all turnpike-roads and bridges.

C A P . X X X V .

An Act to amend the Colonization Railway Aid Act of 1869.

[Assented to 1st February, 1870.]

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

1. The eighth section of the colonization railway aid act of 1869, is hereby amended, by substituting for the word "seventy" therein, the words "seventy-two," and for the words "seventy-three," the words "seventy-five." Sec. 8, Colonization railway aid act of 1869, amended.

2. The Montreal northern colonization railway company shall be entitled, upon its conforming to the provisions of the said act, to the aid assured by the said act, notwithstanding that the whole, or any part of the road of the said company shall have been constructed in iron. Mont. North. Col. Railway, entitled to aid, although built of iron.

C A P . X X X V I .

An Act to protect Forests against Fires.

[Assented to 1st February, 1870.]

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

1. No person shall, at any time, set fire to or cause to burn, any tree, shrub or other plant, growing or standing in any forest, or at a distance of less than one mile from any forest. Setting fire to a tree in a forest, &c., forbidden.

2. No person shall set fire to or cause to burn any pile of wood, branches or brushwood, or any tree, shrub or other plant, which shall have been felled in the forest or at any distance less than a mile from the forest, except for the purpose of clearing lands between the first day of September and the first day of July. Burning of piles of wood forbidden, except for clearing lands, between 1st Sept. and 25th June.

In what cases the making of a fire in a forest is permitted.

3. Notwithstanding the preceding provisions, it shall be lawful to make a fire in or near the forest, to obtain warmth, and for cooking and other necessary objects, or for all industrial purposes, such as the manufacture of tar, turpentine, charcoal, or making of ashes for the manufacture of pot or pearl ash, provided that the obligations and precautions imposed by the following section are observed.

Precautions to be taken in these cases.

4. Every person, who shall, between the fifteenth of May and the fifteenth of October, make a fire in the forest, or at a distance of less than half a mile therefrom, for the purposes mentioned in the preceding section, must :

1. Select the locality in the neighborhood, in which there is the smallest quantity of vegetable matter, dead wood, branches, brushwood, dry leaves, or resinous trees ;

2. Clear the place in which he is about to light his fire, by removing all vegetable matter, dead trees, branches, brushwood, and dry leaves from the soil, within a radius of twenty-five feet, as regards fires made for the necessities of any industry as mentioned in the third section, and within a radius of four feet, as regards fires made for the other necessary objects mentioned in the said section ;

3. Totally extinguish the fire before quitting the place.

Penalty for contraventions of this act.

5. Every person contravening this act shall incur a penalty of not less than two nor more than forty dollars, and in the case of a repetition of the offence, of not less than ten nor more than eighty dollars. Such penalty may be recovered before any justice of the peace having jurisdiction, on the evidence of any credible witness.

Employees of Crown Lands Dept., &c., to be justices of the peace, *ex officio*.

6. Every justice of the peace, who personally observes any contravention of this act, may impose the penalty without other proof ; and, for the purposes of this act, all agents for the sale of crown lands, all employees of the crown lands department, and all sworn surveyors, shall be *ex-officio* justices of the peace.

Imprisonment in default of payment.

7. In default of payment of the penalty the offender may be imprisoned under the warrant of the justice of the peace, for any time not exceeding thirty days, and in the event of a repetition of the offence, for any time not exceeding sixty days.

CAP XXXVII.

An Act to amend the Act respecting the storage of Gunpowder in and near the cities of Quebec and Montreal.

[Assented to 1st February, 1870.]

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

Meaning of

1. The word "gunpowder," used in the act of this

province, thirty-first Victoria, chapter twenty-seven, and in this act, means and includes any explosive powder, whether gunpowder or mining or other powder, and whether the same be encased or not in cartridges or canisters.

2. The following paragraph shall be inserted after section ten of the said act:

“No person shall keep for his own use and not for sale, or storage in any building other than a powder magazine, a larger quantity of gunpowder than ten pounds in weight; and every person so keeping any less quantity of gunpowder shall keep the same locked up in a metal box or case, and at a safe distance from any lamp, candle, gas-light, stove, stove-pipe, fire-place or fire; and any person contravening this paragraph shall be liable to a penalty not exceeding twenty dollars.”

3. Section eleven of the said act is amended by substituting the word “storage” for the word “otherwise” in the said section.

CAP. XXXVIII.

An Act to provide for the remuneration of the Fire Commissioner for the city of Quebec.

[Assented to 1st February, 1870.]

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

1. From and after the first day of May next, sections fourteen and fifteen of the act thirty-first Victoria, chapter thirty-two, in so far as they relate to the city of Quebec, shall be repealed.

2. The fire commissioner for the city of Quebec shall, from and after the first day of May next, be entitled to an annual salary of one thousand dollars, which shall be paid by the corporation of the city of Quebec by quarterly payments, and in addition to the said salary the said fire commissioner shall be entitled to receive from the said corporation for every original subpoena twenty cents, and for each copy thereof, five cents, and for every warrant, warrant of arrest, or warrant of commitment, fifty cents.

3. The said corporation shall be entitled to recover from the fire insurance companies or their agents, doing business in the said city, two-thirds of the amount so paid by it, in such manner and at such periods as may be determined by by-law to be made for that purpose, and which by-law it is hereby authorized to make, and from time to

word “gunpowder,” in 31 Vic., cap. 27.

Sec. 10, of said act, amended.

Sec. 11, of said act, amended.

Secs. 14 and 15, 31 Vic., cap. 32, repealed, in so far as they relate to city of Quebec.

Commissioner entitled to \$1,000 salary and certain fees.

The corporation may recover two-thirds of the amount from fire insurance companies.

