

CAP. V.

An act respecting the Indemnity to Members of the Legislature, and the Salary of the Speaker of the Legislative Assembly.

[Assented to 24th February, 1868.]

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

Six dollars a day, or \$450, to each member

1. In this session of the legislature there shall be allowed to each member of the legislative council and of the legislative assembly attending thereat, six dollars for each day's attendance, if the session do not extend beyond thirty-days; and if the session extends beyond thirty days, then there shall be payable to each member of the legislative council and of the legislative assembly attending thereat, a sessional allowance of four hundred and fifty dollars, and no more.

Reduction.

2. A reduction of five dollars per day shall be made from the said sessional allowance, for every day on which the member does not attend a sitting of the house of which he is a member, or some committee thereof, provided the house sits on such day; but each day during the session, on which there has been no sitting of such house or on which the member was prevented by sickness from attending any such sitting as aforesaid, but on which (in either case) he was at the place where the session was held, shall be reckoned as a day of attendance at the session.

Payment from time to time to extent of four dollars.

3. The said compensation may be paid from time to time as the member becomes entitled to it, to the extent of four dollars for each day's attendance as aforesaid; but the remainder shall be retained by the clerk of the proper house until the close of the session, when the final payment shall be made.

Case of member being present for part only of session.

4. If any person is from any cause a member of either house for a part only of the session, then, provided he is a member for upwards of thirty days during such session, he shall be entitled to the sessional allowance last mentioned, subject to the deduction aforesaid for non-attendance as a member, and also to a deduction of six dollars for each day of the session before or after he was a member, but if he is a member for only thirty days or less, then he shall be entitled only to six dollars for each day's attendance thereat, whatever be the length thereof.

Mileage.

5. There shall be also allowed to each member of the legislative council and legislative assembly ten cents for each mile of distance between the place of residence of such member and the place at which the session is held, reckoning such distance going and coming according to the nearest mail route, which distance shall be decided and certified by the speaker of the legislative council or the legislative assembly, as the case may be.

6. The sum due to each member at the close of the session shall be paid him by the clerk of the house of which he is a member, on his making and signing, before the clerk or accountant of the house, a solemn declaration, to be kept by the clerk, stating the number of days' attendance and the number of miles of distance according to the nearest mail route, as decided and certified by the speaker, for which such member is entitled to the said allowance, and the amount of such allowance, after deducting the number of days (if any) which are to be deducted; and such declaration may be in the form A hereto annexed, and shall have the same effect as an affidavit in the same form.

Declaration to be made by member before clerk pays him.

7. There is hereby granted to her majesty out of any unappropriated moneys forming part of the consolidated revenue fund, a sum sufficient to enable her majesty to advance to the clerk of the legislative council and the clerk of the legislative assembly respectively, such sums as are required to pay the estimated amount of the sessional allowance hereinbefore mentioned.

Appropriation for the purposes of this act.

8. The clerk of the legislative council and the clerk of the legislative assembly shall respectively account for all moneys received by them under this act, in the same manner as for moneys advanced to them for the contingent expenses of the said legislative council and legislative assembly, and they may, respectively, apply any surplus thereof to the payment of such contingent expenses, and may supply any deficiency of such estimated amount out of any moneys in their hands respectively applicable to the payment of such contingent expenses.

Accountability of clerks for moneys received by them under this act.

9. The sum of two thousand four hundred dollars shall be payable as a salary to the speaker of the legislative assembly, for this year.

Salary of speaker of assembly.

SCHEDULE—FORM A.

I, A. B., one of the members of the legislative council, (or legislative assembly) solemnly declare, that I reside at in _____ which is distant by the nearest mail route _____ miles, as determined by the speaker of this house, from _____ where the session of the legislature of Quebec, which began on the _____ day of _____ one thousand eight hundred and _____ was held—

That the first day during the said session on which I was present at _____ where the said session was held, was the _____ day of _____ one thousand eight hundred and _____ and _____

That on the said day and on each day of the said session, after the said day on which there was a sitting of the said house, I attended such sitting, or a sitting of some committee thereof,* except only on _____ days** on _____ of

which I was prevented by sickness from attending as aforesaid, though I was then present at ***

(Signature,) A. B.

Declared before me, at this day of one thousand eight hundred and

C. D.

clerk (or accountant or assistant accountant) of the legislative council (or legislative assembly) or justice of the peace for the of (as the case may be).

If the member attended a sitting of the house or of some committee on every sitting day after the first on which he so attended, omit the words from * to***;—and if his non-attendance was not on any day occasioned by sickness, omit the words from ** to ***

If the person making the declaration became or ceased to be a member after the commencement of the session, vary the form, so as to state correctly the facts upon which the sum due to the member is to be calculated.

C A P . V I .

An act respecting the Statutes of this Province.

[Assented to 24th February, 1868.]

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

FORM OF ENACTING.

Enacting formula.

1. The form of words to be used in any statute as indicating the authority under which it is passed, is: "Her Majesty, by and with the advice and consent of the Legislature of Quebec, enacts."

PROMULGATION AND DATE.

When acts deemed promulgated.

2. An act, if assented to by the lieutenant-governor, is deemed to be promulgated from the date of such assent; if reserved, it is deemed to be promulgated from the time when the lieutenant-governor signifies, by speech or message to the legislative council and assembly, or by proclamation, that it has received the assent of the governor-general in council.

Endorsement of acts by clerk of legislative council.

3. The clerk of the legislative council shall endorse on every act, immediately after the title of such act, the date on which it was assented to or reserved by the lieutenant-governor, and in the latter case, he shall also endorse the date on which the lieutenant-governor signified the assent of the governor-general in council thereto. Such endorsement forms part of the act, and the date of such assent or signification is the date from which the act comes into force, if no later date is therein provided for that purpose.