

**15.** All acts and parts of acts relating to game, or hunting in this province, are hereby repealed. General repeal.

## C A P. X X V I I .

An act respecting the Storage of Gunpowder in and near the Cities of Quebec and Montreal.

[Assented to, 24th February, 1868.]

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

**1.** The act twenty-seventh and twenty-eighth Victoria chapter fifty-six and all municipal regulations and by-laws made in virtue thereof in either of the cities of Quebec and Montreal are hereby repealed. 27-28 V. c. 56, &c., repealed.

**2.** No powder-magazine shall be kept within the limits of the said cities nor within five miles thereof. Distance of powder magazines.

**3.** The lieutenant-governor in council shall from time to time make all necessary regulations, consistent with the provisions of this act, for the receipt, conveyance, storage and delivery of gunpowder in the said cities and within five miles of the limits thereof. Lieut.-gov. in council to make regulations for gunpowder.

**4.** No gunpowder shall be stored, kept, conveyed, received or delivered, within, or within five miles of, the said cities, nor within fifteen acres from any main road or dwelling-house, except in accordance with the regulations made or to be made in virtue of the last preceding section. All gunpowder to be subject to such regulations.

**5.** Every building used for the storage or keeping of any quantity of gunpowder exceeding twenty-five pounds in weight, shall be deemed a powder magazine within the meaning of this act. What shall be deemed a powder magazine.

**6.** No person shall keep or use any powder-magazine for the storage of gunpowder without previously obtaining a license from such officer as the said regulations of the lieutenant-governor in council shall designate for that purpose; such license shall last for one year only, and a sum of not less than twenty-five dollars shall be paid therefor to such officer; and any person keeping or using any powder-magazine without such license shall incur and pay a penalty of five hundred dollars. License required for keeping powder magazines.

**7.** Every powder-magazine shall be of the following description:— Duration and price of such license.

**1.** It shall be built of stone, of the thickness of at least two feet, and be covered with a fire-proof roof, made of metal and attached to the building by no other means than its own weight. Description of powder magazine.

2. It shall be surrounded, at a clear distance of at least ten feet, by a wall of stone or brick at least ten feet high, coped with stone, and having but one opening, the door in which shall be covered with brass, copper or zinc, and shall be so located as not to face any public road or the side of the magazine in which its entrance is situated.

3. No other material shall have been used in its construction nor in that of the surrounding wall, than stone, brick, copper, brass, wood, glass, tin, slate, zinc, or leather.

4. It shall have but one entrance to which two doors shall be fixed with copper fastenings, one on the inside and the other on the outside of the wall, and both made of or covered with brass, copper or zinc.

5. The floors shall be tongued and grooved, close-jointed and tight, and every portion thereof that can be walked or stepped upon shall be covered with hides.

6. It shall be furnished with two lightning-rods to be approved of by the officer aforesaid.

No license unless magazine is of the required description.

8. No license shall be granted for the storage of gunpowder unless the officer granting the same shall know that the magazine in which the same is to be kept is of the description required by the preceding section.

Responsibility of proprietors and lessees of magazines.

9. Every proprietor and every lessee of any powder magazine shall be personally liable for any penalties imposed for the contravention of any regulation made in virtue of this act, in respect of the conveyance of powder to or from such magazine.

License for selling gunpowder; duration and price thereof.

10. No person shall sell, or keep for sale, any gunpowder, unless he has previously obtained a license from such officer as the said regulations may designate for that purpose; such license shall last for one year only, and a sum of not less than two dollars shall be paid therefor; and any person who shall at any time sell or keep for sale any gunpowder without such license shall incur and pay a penalty of fifty dollars.

Penalty.

As to powder kept elsewhere than in magazines.

11. No person shall at any one time keep, for sale or otherwise, in any building other than a powder-magazine a larger quantity of gunpowder than twenty-five pounds in weight; and every person keeping gunpowder for sale shall continually keep designated in a conspicuous manner the part or parts of the building in which gunpowder is placed, and shall keep placed over the entrance to such building a sign bearing conspicuously the words "licensed to sell gunpowder;" and for every day during which any person shall fail to comply with any requirement of this section he shall incur and pay a penalty of fifty dollars."

Regulations may impose penalties; how they may be recovered.

12. The regulations to be made in virtue of this act may impose penalties for all infractions thereof, or for any infractions of this act for which penalties are not already imposed; and all such penalties and all penalties imposed by this act may be recovered in a summary manner, before any justice of the peace within the said limits, who may order any person

convicted before him of any such infraction, and in default of payment of such penalty, to be imprisoned for a term not exceeding two months; and no suit brought under this act shall be removed by *certiorari* to any other court, nor shall any decision rendered in any such suit be subject to any appeal.

No *certiorari* or appeal allowed.

**13.** This act shall come into force in twelve months after the passing of this act.

When act shall come into force.

**14.** This act shall not apply to nor affect any magazines belonging to her majesty, nor to the conveyance of gunpowder and stores to and from her majesty's magazines by her majesty's forces on military service.

Act not to apply to her majesty.

## C A P. X X V I I I .

An act to amend Chapter Eighteen of the Consolidated Statutes for Lower Canada.

[Assented to, 24th February, 1868.]

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

**1.** The tenth section of chapter eighteen of the consolidated statutes for Lower Canada, is amended, by substituting the words "ten or the majority" for the words "ten or a greater number" in the said section.

Section 10 of c. 18 C. S. L. C. amended.

**2.** The parish of St. Cyrille de Lessard, as canonically erected by a decree of the Archbishop of Quebec, dated the twelfth day of November, one thousand eight hundred and forty-four, is hereby recognized, erected and confirmed as a parish, for all civil purposes whatever, as fully and with the same effect as if it had been recognized, erected and confirmed by the proper commissioners for that purpose, under the laws in force in that behalf; and the said parish shall, as regards any future alteration, dismemberment or division thereof, either for ecclesiastical or civil purposes, be subject to the same provisions of law as if it had been recognized, erected and confirmed, for civil purposes, by the proper commissioners as aforesaid, and without this act.

Parish of St. Cyrille de Lessard civilly erected.

**3.** The said parish shall consist of the fief Lessard, two ranges of the township of Lessard, and the unconceded lands of the crown comprised between the said fief and township on the one side, and the fief Vincelotte on the other side, the whole forming an extent of territory of about seven and a half miles in front by about four miles and a half in depth, bounded as follows: on the north-east by the township of Fournier; on the north-west by the parish of Notre Dame de Bon Secours de l'Islet; on the south-west by the north-east line of the said fief Vincelotte, and the prolongation of the said line in a

Limits of said parish.