

LVIII. It shall be lawful for the Council, at a meeting or meetings of the said Council composed of not less than two thirds of the said Council, to make By-laws, which shall be binding on all persons, for causing all chimneys within the said City to be swept by a licensed sweep, in such manner as, at such times, and so often as the said Council shall appoint, and to establish a tariff of the rates or prices to be paid to such licensed sweeps for the sweeping of chimneys; and in every case in which a chimney shall take fire in the said City, the occupant of the house in which such chimney shall take fire shall pay a penalty of not less than twenty-five shillings currency, and not more than fifty shillings currency, at the discretion of the Court before which the recovery of such penalty shall be sought, together with the costs of suit, unless the occupant of the house in which such chimney shall take fire, shall have alleged and proved that he caused the chimney that may have so taken fire to be swept by a licensed sweep, and unless it appear that according to the By-laws of the said City of Quebec, it was not incumbent on such occupant to cause such chimney to be swept between the time of the sweeping thereof by such licensed sweep, and the time at which such chimney may have taken fire; Provided always, that any occupant of any part of a house in the said City, who may use or cause to be used the whole or any part of a chimney in or attached to or forming a part of any such house in the said City, shall be considered for all and every the purposes of this section of this Act as the occupant of such house; And provided further, that if any chimney that may so take fire be in the use or be used by the occupants of different buildings, or by occupants of different parts of the same building, each such occupant shall be subject to the same liabilities in all respects as if such chimney had been in his sole use; And provided also, that any chimney which may be used in any way for the purpose of heating any building or of conducting the smoke from any building, or for any such purpose, whether such chimney be inside or outside of such building, shall be considered as a chimney in such building for all and every the intents and purposes of this Act.

LIX. Provided always, that a copy of every By-law to be made by virtue of this Act shall be transmitted with all convenient speed after the making thereof to the Governor of this Province for the time being; and it shall be lawful for the said Governor, by and with the advice of the Executive Council of this Province, within three months from and after the receipt of such copy, to disallow any such By-law, and such disallowance shall without delay be signified to the Mayor of the said City, and thenceforward such By-law shall be void and of no effect; Provided also, that all By-laws repugnant to any law of the land or to any Act of the Legislature of this Province, shall be null and void.

LX. Provided always, That all and every the By-laws, Rules, Orders and Regulations and acts of authority made by the said Council since the passing of the said Ordinance to in-