

PARK COMMISSIONERS AUTHORIZED TO PLANT AND
TRIM TREES ON STREETS.

119. Subsection 4 of section 574 of The Municipal Act is repealed, and the following substituted therefor:—

By the Councils of Cities, Towns and Villages; (4) For authorizing the Board of Park Management or the Park Commissioner, or other officer appointed by the Board of Park Management or in case there is no Board of Park Management by the Council in that behalf, or three Park Directors (who may be members of the Municipal Council or ratepayers of the Municipality or both to be appointed at the first meeting of the Council in each year, by the Council in that behalf,) to plant, or cause to be planted, trees upon the streets of the Municipality, and in the public parks thereof and to trim, or cause to be trimmed, all trees in public parks of the Municipality, and all trees the branches of which extend over the streets thereof; and the Board of Park Management, Park Commissioner or other officer or the Park Directors, or any of them, so appointed, shall not, nor shall such Municipality be liable for injury to trees occasioned thereby, when reasonable care, skill, and judgment have been exercised in such trimming.

POWER OF PARK COMMISSIONERS TO CUT DOWN
TREES ON STREETS.

120. Subsection 5 of section 574 of The Municipal Act, as amended by section 25 of The Municipal Amendment Act 1902, is repealed, and the following substituted therefor:

(5) For authorizing the Board of Park Management, the Park Commissioner or other officer appointed by such Board or by the Council or the Park Directors appointed as provided by the next preceding subsection hereof, to cut down or remove, or cause to be cut down or removed all decayed trees, and remove and transplant or cause to be removed or transplanted, any trees, shrubs or saplings growing or planted in any public park, place, square, highway, street lane or alley, or other means of communication under its control, after giving forty-eight hours' notice of the intention to do so; and the Corporation shall not, nor shall the Board of Park Management, Park Commissioner or other officer or the Park Directors, or any of them, be liable to any owner or owners of adjoining property for any act so performed; provided that no live tree, unless within 20 feet of other trees, shall be removed without the consent of the owner of the property in front of which such tree is situate.

BOARD OF PARK MANAGEMENT TO HAVE POWERS
OF COUNCIL FOR CUTTING DOWN TREES.

121. Section 574 of The Municipal Act is amended by adding thereto the following subsection:—

(6) In cities where there is a Board of Park Management such board may, if so authorized by by-law of the city council, exercise any of the powers vested in the council with respect to the cutting down and removing or removing and transplanting or the trimming of trees, shrubs or saplings in any public place, square, highway, street, lane or alley or other means of communication under the control of the council.

ACQUIRING LANDS FOR PARKS ETC., IN ADJOINING COUNTIES.

122. Section 576 of the Municipal Act is amended by adding after the paragraph numbered 1 the following words and paragraph 1a, "By the councils of cities of 40,000 inhabitants or more."

1a. For entering upon, taking and using and acquiring so much real property as may be required for the use of the corporation for public parks, squares, boulevards and drives in any municipality (other than those mentioned in the preceding paragraph) in the same county or in adjoining counties within a radius of twenty miles from the limits of such city, if in the opinion of two-thirds of the members present at any regular meeting of the city

council it is deemed desirable or necessary, without the consent of the owners of such real property but making due compensation therefor to the persons entitled thereto, to be determined under the provisions of this Act, by arbitration, where the parties do not agree.

123. Subsection 2 of section 576 of The Municipal Act is amended by inserting after the word "adjoining" in the second line the words "or other"; and by adding after the word "municipality" in the same line, the words "as by either of the two next preceding paragraphs is provided."

CRISERS AND VENDORS OF SMALL WARES.

124. Paragraph number six in section 580 of The Municipal Act is amended by striking out all the words therein after the word "market-place" in the second line and substituting therefor the words "or on public streets or on any vacant lot adjacent to the market-place or to a public street."

REGULATION OF TRAFFIC AND WIDTH OF TIRES.

125.—(1) Cause (e) of section 584 of The Municipal Act is repealed and the following substituted therefor:—

(e) For regulating the conveyance of traffic on such roads and the width of tire on the wheels of all vehicles used for the conveyance of articles of burden, goods, wares or merchandise on such roads.

(2) The said section is further amended by adding thereto the following clause:—

"(f) For regulating the use of lock shoes on vehicles used on such roads.

BY-LAWS FOR THE CONSTRUCTION & C. OF FERRIES.

126. (1) Section 38 of The Municipal Amendment Act, 1902, is repealed.

(2) The Municipal Act is amended by inserting therein the following as section 591c.

591c. The councils of any township, town, or village, may pass by-laws for the construction, leasing and operation of such ferries or ferry boats as may be required to be used on or over any navigable water separating a part of such municipality from another part of the same municipality, or separating a part of the said municipality from any other municipality in the Province of Ontario, and may make an annual grant for the purpose of maintaining and operating such ferries or ferry boats or any one or more of them.

RENEWAL OF EXEMPTION FROM TAXATION.

127. Section 25 of The Municipal Amendment Act, 1899 and sections 9 and 10 of the Municipal Amendment Act, 1900, are declared to have conferred upon municipal councils as from the respective dates of the enactment of the said sections the power to grant renewals from time to time of the exemptions from taxation in the said sections mentioned for any period not exceeding ten years at any one time, and neither of the said provisions shall be taken or deemed to have limited the power to grant such renewals to one renewal only; and every municipal council which has exercised the power of granting exemptions from taxation under either of the said sections is declared to have and to have had power to renew the same from time to time for any period not exceeding ten years at any one time. Provided that no by-law granting a renewal of any such exemption shall be passed until the same has been submitted to and has received the assent of the electors thereto as provided by paragraph number 12, in section 591 of The Municipal Act with respect to bonuses for the promotion of manufactures.

REWARDS TO CHILDREN OF FIREMAN AND PERSONS

DISTINGUISHING THEMSELVES AT FIRES.

128. Clause 2 of section 592 of the Municipal Act is amended by inserting the words "and children" after the word widows" in the seventh line thereof.

REWARDS FOR APPREHENSION OF CRIMINALS.

129. Section 593 of The Municipal Act is amended by striking out the words "or conviction of the criminal or" in the third and

fourth lines and inserting in lieu thereof the words "and conviction of the criminal or for the apprehension."

NOTICE OF ACCIDENT FOR DAMAGES FOR NON-REPAIR OF STREETS.

130.—(1). Subsection 3 of section 606 of the Municipal Act is amended by striking out the proviso at the end of the said subsection.

(2) The said section 606 is amended by adding at the end thereof the following subsection:—

(5) Provided that in case of death of the person injured the want of the notice required under subsections 3 and 4 of this section shall not be a bar to the maintenance of the action and

Provided further that the want or insufficiency of the notice required under subsections 3 and 4 of this section shall not be a bar to an action, except where the action is founded on the existence of snow or ice on the sidewalk, if the court or judge before whom the action is tried considers that there is reasonable excuse for the want or insufficiency of such notice and that the defendants have not thereby been prejudiced in their defence. (New)

DEVIATION OF BOUNDARY LINE.

131. Subsection 2 of section 617 of the Municipal Act is amended by inserting after the word "municipalities" in the fifth line the words "provided that such deviation is only for the purpose of getting a good line of road."

PROCEEDINGS TO RELIEVE TOWNSHIP OF MAINTENANCE OF BRIDGES OVER 300 FEET IN LENGTH.

132. The Municipal Act is amended by adding thereto the following section as 617a:—

617a. (1) The council of any township in which a bridge over 300 feet in length is situate may by resolution declare that owing to such bridge being over 300 feet in length, and being used by the inhabitants of municipalities other than the township, and being situate on a highway which is an important road, affording means of communication to several municipalities, it is unjust that the township should be liable for the maintenance and repair of the bridge, and that it should be maintained and repaired by the corporation of the county, and that application should be made to the Judge of the County Court of the County for an order declaring such bridge a county bridge, to be maintained and kept in repair by the county corporation.

(2) After the passing of such resolution the clerk of the township shall forthwith serve a copy thereof certified to be a true copy under his hand and the corporate seal upon the clerk of the county.

(3) After the service of such resolution upon the county clerk application may be made by or on behalf of the township to the judge of the county court of the county for an appointment in writing for the hearing of the application by the township for an order declaring the bridge to be a county bridge to be assumed, maintained and kept in repair by the corporation of the county. A copy of the appointment shall be served upon the clerk of the county at least thirty days prior to the date fixed by the judge for hearing such application.

(4) At the time and place named for such appointment the county judge of the county court shall hear the application, and the township and county respectively may be represented by counsel thereon, and the judge shall, if he sees fit or the parties desire, hear evidence on oath for and against the application.

(5) In case the judge finds that the allegations contained in such resolution are proved or partly proved he shall make an order in writing declaring the bridge to be a county bridge to be maintained and kept in repair by the corporation of the county in which it is situate, and shall in and by such order either declare that the whole of the cost of such maintenance and repair shall be paid by the county or that the township pay to the county such proportion of such cost as he may deem just, which order shall be registered in the Registry