

received a license from the said Council to sweep chimnies in the said City, or in some part of the said City to be designated in the said license ; nor from and after the passing of this Act, shall any person having received any such license for gain or hire sweep any chimney or part of a chimney, nor for gain or hire cause any chimney or part of a chimney to be swept, after the time for which such license shall be granted, or at any place within the said City to which such license shall not extend, or beyond the limits mentioned in such license ; nor shall any person, having obtained such license, charge or receive, either directly or indirectly, any greater sum or allowance of any kind, for the sweeping of any chimney or part of a chimney, or for any work or service connected therewith, or for any service to be performed under such license, than he may be allowed to charge under the tariff to be established in that behalf, as hereinafter provided for, under a penalty of twenty-five shillings, currency, for each and every offence against any one or more of the foregoing provisions in this section of this Act contained.

Allowances to such Sweeps to be established by a Tariff.

LXVI. And be it enacted, That it shall be lawful for the said 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 chimnies, within the said City, to be swept by a licensed sweep in such manner, 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 chimnies ; 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 caused, 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 Montreal, 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 the 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, or partly inside and partly outside of such building, shall be considered as a chimney in such building; for all and every the intents and purposes of this Act.

By-laws to be made respecting sweeps.

Chimney taking fire, a penalty to be paid and by whom. Construction of the liability of occupants, and as to the nature of such chimneys.

LXVII. Provided always, and be it enacted, 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, and