

No. 41.

1st Session, 6th Parliament, 21 Victoria, 1858.

BILL.

An Act to vest in the Municipal Councils of Parishes or Townships alone, the right of granting Licenses for keeping taverns and houses of public entertainment, and for the sale, by retail, of spirituous liquors.

Received and read, first time, Monday, 12th April, 1858.

Second reading, Thursday, 15th April, 1858.

MR. LANGEVIN.

TORONTO:

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An Act to vest in the Municipal Councils of Parishes or Townships alone, the right of granting Licenses for keeping taverns and houses of public entertainment, and for the sale by retail of spirituous liquors.

WHEREAS, with a view to the more effectual repression of intemperance, it is expedient to vest in the Municipal Councils of Parishes, Townships, or parts of Parishes or Townships, or of Towns or Villages, the powers now held by the County Councils, with reference to the sale of spirituous liquors, the granting of licenses to storekeepers, tavern-keepers or others, for the sale of such liquors, as well as to the governing of such storekeepers, tavernkeepers and others; Therefore, Her Majesty, &c., enacts as follows :

Preamble.

I. The powers granted to all County Councils by the eighth section of the Act passed in the nineteenth and twentieth years of Her Majesty's Reign, intituled "The Lower Canada Municipal and Road Amendment Act of 1856," and by any other Act, with reference to the sale of spirituous, vinous, alcoholic and intoxicating liquors, to the conditions and restrictions under which and to the manner in which all revenue inspectors shall grant licenses to storekeepers, tavernkeepers or others for the sale of such liquors, with reference also to the amount to be paid for every such license, and to the ordering and governing of all storekeepers, tavernkeepers and others selling such liquors, shall, from and after the passing of this Act, cease to be vested in the said County Councils, and shall thenceforward be vested exclusively in the Municipal Councils of parishes, of townships, of parts of parishes or townships, or of towns or villages; and all licenses to whomsoever granted, either by a revenue inspector or by any other person authorised to that effect by competent authority, for the sale by retail of spirituous, vinous, alcoholic or intoxicating liquors of any kind whatsoever, in any place whatsoever in a local municipality, after the Municipal Council of that municipality shall have passed a By-law or By-laws determining under what conditions and restrictions and in what manner the revenue Inspector for the district shall grant such licenses, or absolutely prohibiting the granting of such licenses, otherwise than in conformity with the By-law or By-laws of such local Council, shall be null and of no effect in law.

Powers granted to County Councils in Lower Canada with regard to the sale of spirituous liquors, transferred to the local Councils; and licenses granted contrary to the By-laws of such local Councils to be void.

II. This Act shall apply only to Lower Canada.

Act limited to Lower Canada.