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No. 217.

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2nd Session, 7th Parliament, 26th Victoria, 1863.

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**BILL.**

An Act to amend Chapter Six of the Consolidated Statutes for Lower Canada respecting Tavern Licenses.

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Received and read, first time, Monday 13th  
April, 1863.

Second reading, Wednesday, 15th April,  
1863.

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Hon Mr. ROSE.

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QUEBEC :

PRINTED FOR THE CONTRACTORS BY HUNTER,  
ROSE & LEMIEUX, ST. URSULE ST.

An Act to amend Chapter Six of the Consolidated Statutes for Lower Canada respecting Tavern Licenses.

WHEREAS the Municipal Council of the City of Montreal have experienced serious difficulties in performing the duty devolved upon them of considering and recommending the granting of licenses to hotels, taverns, temperance hotels, and other houses of public entertainment; and whereas it is expedient to amend chapter six of the Consolidated Statutes for Lower Canada, intituled "*An Act respecting Tavern Keepers and the sale of intoxicating liquors,*" in so far as it relates to the City of Montreal :

Therefore Her Majesty, by and with the advice and consent of the Legislative Council and Assembly of Canada, enacts as follows :

1. The powers conferred on the Municipal Council of the City of Montreal by sections nine, eleven and thirteen of the said Act, and which provide for the approval or disapproval of the certificate necessary for the obtaining of a license, shall hereafter be exercised by a Board composed of the Mayor, the Recorder, and the Judge of the Sessions of the Peace of the said City; and it shall be the duty of the said board, to determine the persons whose certificates shall be confirmed and approved, and to require proof under oath (to be administered by any one of the Members of the said board) that the signatures attached to the said certificate are authentic and are the signatures of persons domiciled and inscribed as required by the said Act: Provided always, that the said Council shall retain the power of fixing and limiting the number of licenses which may be granted in each ward of the said City.

Board established for approval, etc. of certificates

2. The form of confirmation and approval of the said certificate, at the end of schedule B, annexed to the said Act shall be modified, in so far as it concerns the City of Montreal, so as to correspond with the provisions of this Act, and such confirmation instead of being signed by the Mayor and Clerk of the said City, shall be signed by a majority of the Members of the Board.

Form of approval of certificates.

3. Every petitioner shall be bound to present his papers and necessary certificate at the office of the Recorder's Court and at the same time to deposit the sum of *two dollars* to defray the cost of the advertisement hereinafter mentioned and the other incidental expenses.

Proceedings by petitioners

4. The Board established by this Act shall not confirm or approve any certificate, until after the expiration of eight clear days from the publication of the advertisement of the christian and surname, and of the residence of the petitioner, and of the ward in which he intends to keep his establishment, in one newspaper published in the English language and one published in the French language in the City of Montreal.

Confirmation not to be granted for certain period.

**Security.**      **5.** The security required by the fifteenth section of the said Act shall not hereafter be given in the presence of, or be approved by one or more Members of the said Council, but these formalities shall be observed before one or more members of the board established by this Act.

**Repeal of inconsistent enactments.**      **6** Such portions only of the Act first above cited, as are inconsistent with the provisions of this Act, are repealed in as far as they relate to the City of Montreal. **5**

**When this Act shall go into force.**      **7.** This Act shall come into force on the first day of January, 1864, and not before.