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No. 117.

4th Session, 6th Parliament, 24 Victoria, 1861.

BILL.

An Act to confer more extensive powers on Municipalities in Lower Canada, in relation to the suppression of intemperance, and the maintenance of peace and good order, and for other purposes.

Received and read, first time, Tuesday, 9th April, 1861.

Second reading, Wednesday, 16th April, 1861.

Mr. OUMIET.

QUEBEC:

PRINTED BY THOMPSON, HUNTER & CO.,

ST. URSULE STREET.

An Act to confer more extensive powers on Municipalities in Lower Canada, in relation to the suppression of Intemperance, and the maintenance of peace and good order, and for other purposes.

WHEREAS the powers granted to Municipalities by the Consolidated Municipal Act of Lower Canada, have been found insufficient for the effective suppression of Intemperance, and for the maintenance of peace and good order, and it is expedient to grant them the necessary powers ;
5 Therefore Her Majesty, &c., enacts as follows:

Preamble.

I. Every Municipal Council in Lower Canada, shall have power, at a meeting or meetings composed of a majority of the members thereof, to make By-laws which shall be binding on all parties concerned, for the following objects, that is to say :
Municipal Councils may make by-laws

10 1. For preventing merchants, traders, pedlers, shopkeepers, hotel-keepers, tavern-keepers, and other persons keeping houses or places of entertainment within the limits of any Municipality, and all other persons from selling or retailing on Sunday any goods, wares, or merchandise, wines, spirits or other intoxicating liquors, or purchasing and drinking
15 the same in any hotel, tavern, house, or place of public entertainment, and also for the closing of all saloons and taverns from seven in the evening on Saturday, until the following Monday morning ; and every such Council may by such by-laws, give power and authority to enter
20 any shops, stores, hotels, taverns, or houses whatsoever, within the limits of their jurisdiction, for the purpose of arresting, or causing to be arrested in the act, any persons so selling, retailing, offering or exposing, buying or drinking, or suspected of so selling, retailing, offering or exposing, or buying, and drinking, as aforesaid.

For preventing trading and tipping on Sunday.

2. For preventing and suppressing dog-fights, cock-fights, and other
25 cruel amusements, within the limits of their municipalities at any time, with power to arrest, or cause to be arrested in the act, all persons who shall be found taking part in, assisting at or directing, or who shall be suspected of taking part in, assisting at, or directing the same.

For preventing dog fighting, &c.

3. For preventing and suppressing, on Sunday, all races with horses
30 or other animals, on any race course, or other places specially set apart for horse racing, or in any other place whatsoever ; and also, the training of horses, either in pacing, trotting, galloping or otherwise, on such race courses or other places appropriated to that purpose, with power to every such Council to impose a tax on all proprietors, tenants or other
35 occupants of such race-courses or other places appropriated or used for that purpose, for every day on which races shall take place, other than Sunday.

For preventing horse-racing on Sunday.

II. And in virtue of any by-law so made, for each and every the purposes aforesaid, such Councils may impose such fines not exceeding
40 twenty dollars, or such imprisonment not exceeding thirty days, as they shall deem necessary for enforcing such by-laws.

Fines and penalties.

Suits for rates
against non-
residents.

III. Suits for rates, taxes or fines, against non-residents, may be instituted either within the limits of the Municipality in which they shall have been imposed, or in any court of Justice having competent jurisdiction.

As to carters'
licenses:

IV. And whereas in certain localities the inhabitants of a Municipality are unjustly taxed by neighboring Municipalities; Be it enacted, that every Municipal Council may grant licenses to all public carters, residing within the limits of its Municipality, for the carriage and transport of stone, lime, sand and other articles within such limits, and any person who shall have obtained from the Council of the Municipality in which he resides, a carter's license, may convey and transport stone, lime, sand and other articles, taken from any place within the limits of the Municipality in which he resides, and from which he holds his license, within the limits of any neighboring Municipality, Town or City, without being compelled to pay to any such neighboring Municipalities, Towns or Cities, any taxes, charges, or impositions whatsoever, by reason of such transport or carriage. 5
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