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No. 154.

5th Session, 8th Parliament, 29-30 Vict., 1866

BILL.

An Act to divide the Municipality of "Gaspé Bay South and York," into two separate Municipalities.

(PRIVATE BILL.)

Received and read 1st time, Thursday, 5th
July, 1866.
Second reading, Friday, 6th July, 1866.

Mr. LE BOUTILLIER,

OTTAWA:
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BALLY STREET.

An Act to divide the Municipality of Gaspé Bay South and York, in the County of Gaspé, into two separate Municipalities.

WHEREAS, the Local Council of the "Municipality of Gaspé Bay ^{Preamble-} South and York," and the inhabitants of the Township of York, in the County and District of Gaspé, have severally by petition, prayed for the passing of an Act to separate the present Municipality of Gaspé Bay South and York, and to erect them into two separate Municipalities; and whereas, it is expedient, that their prayer be granted; Therefore, Her Majesty, by and with the advice and consent of the Legislative Council and Assembly of Canada, enacts as follows :

10 **1.** From and after the *passing of this Act* the Townships of Gaspé Bay South and York, in the County of Gaspé, now forming one ^{Two municipi-} Municipality, shall be separated for Municipal purposes, and shall form ^{palities} two separate Municipalities under the name of "the Corporation of the ^{formed.} Municipality of Gaspé Bay South," and the "Corporation of the Mu- ^{Names.} nicipality of York."

15 ^{The Municipality of Gaspé Bay South shall comprise all the} territory included within the limits of the Township of "Gaspé Bay ^{Gaspé Bay} South," bounded on the north by the River Dartmouth and the north ^{South de-} west arm of Gaspé Bay, on the east by Gaspé Bay, on the south by ^{scribed.} Gaspé Basin and the river York and on the west by the western limit of the said Township of Gaspé Bay South, or Crown Lands. The inhabitants within the said Township, shall constitute a body politic and corporate, under the names of "the Corporation of the Municipality of Gaspé Bay South" for all Municipal purposes whatsoever.

25 **2.** The Municipality of York shall comprise all the territory included ^{Municipality} within the limits of the Township of York, bounded on the north by the ^{of York de-} River York and Gaspé Basin, on the east by the Township of Douglas, ^{scribed.} on the south by the southern limits of the said Township of York, or Crown Lands, and on the west by the western limit of the said Town-
30 ship of York, or Crown Lands. The inhabitants within the said town-
ship, shall constitute a body politic and corporate, under the name of "the Corporation of the Municipality of York," for all Municipal purposes whatsoever.

35 **3.** The Municipal Council of Gaspé Bay South shall remain consti- ^{Council of} tuted, as at present, with the exception of such of the Councillors as ^{Gaspé Bay} may be a resident in the new Municipality of York. ^{South.}

40 **2.** The said Municipal Council of York complying with the provisions ^{Councils} of the Municipal Act, as regards the appointment of successors to the retiring ^{of} said Councillors retiring.

First election
of councillors
for York.

4. In the course of the first month after the passing of this Act, a meeting of the inhabitants of the Township of York shall be called by three electors of the said Municipality, and the electors present shall choose one of them to preside over such meeting, and shall select from among themselves seven Councillors to form the Municipal Council of York; and the said election whether unanimous or contested, shall be proceeded with, in all respects, in conformity with the provisions of the Lower Canada Municipal Act, as if it had taken place on the second Monday of January. 5

Failure of
election,
councillors
to be appointed.

5. If, in the course of the first month after the passing of this Act, the election of the Councillors has not taken place, as hereinbefore stated, then the Councillors shall be appointed by the Governor, as provided for in Section twenty-three of the Lower Canada Municipal Act. 10

Transfer of
documents of
present municipality
affecting the
Township of
York.

6. The Valuation Roll, *Procès Verbaux*, Repartitions, By-laws and all other documents of record in the Archives of the present Municipality of "Gaspé Bay South and York," and affecting or referring to the new Municipality of York, shall continue to affect or refer to the said Municipality of York, until amended or renewed by the Municipal Council thereof according to law; and copies duly authenticated of such Valuation Roll, *Procès Verbaux* or other documents, referring to the said new Municipality of York shall have the same effect, as if they had been made by the new Municipal Council of York, and shall form part of the archives of the said new Municipal Council, until amended or renewed as aforesaid. 15 20

Division of
funds and
liabilities.

7. The moneys in the hands of the Secretary-Treasurer and the liabilities of the Municipality of Gaspé Bay South and York on the day of the passing of this Act, shall be divided between the Corporations of the Municipality of Gaspé Bay South, and the Corporation of the Municipality of York, in proportion to the amount of property valued on the last Valuation Roll, in each of the said Townships of Gaspé Bay South and York. 25 30

First Session
of council of
York.

8. The Councillors of the Township of York, being elected or appointed by the Governor, as hereinbefore provided, shall meet at the place, on the day and at the hour determined upon for holding the first session of the Council, to appoint a Mayor, and then shall conform to the Lower Canada Municipal Act as regards the appointment of other officers, and for all other purposes generally whatsoever. 35

Public Act.

9. This Act shall be deemed a public Act.