

No. 12.

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

BILL.

**An Act to divide the County of Saguenay
into two Municipalities.**

(LOCAL BILL.)

Received and read, 1st time, Friday, 27th
February, 1863.

Second reading, Monday, 2nd March, 1863

Mr. PRIOR.

QUEBEC

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An Act to divide the County of Saguenay into two Municipalities.

WHEREAS it is necessary from the great distance existing between the different settlements and the difficulty of communication in the County of Saguenay, to divide the same into two separate Municipalities: Preamble

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

1. From and after the passing of this Act, the County of Saguenay shall be and is hereby divided into two separate Municipalities, for the purposes of the Lower Canada Consolidated Municipal Act, and there shall be no other local municipalities in the said County. The first division shall be called the Municipality of Tadousac, and shall comprise and include the Townships of Saguenay, Albert and Tadousac, and any other Township that may be surveyed to the westward of Tadousac, or any settlements west of the said Township, that may exist before a survey takes place, and shall have its *chef lieu* in the village of Tadousac, in the Township of Tadousac: And the second division shall be called the Municipality of Escoumains, and shall comprise and include the Townships of Bergeronnes, Escoumains, and Iberville, and the Seignory of Mille-Vaches, or any settlements that exist or that may take place, East of the Seignory of Mille-Vaches as far as Outard point,—before a survey takes place, and shall have its *chef lieu* at Escoumains Village, in the Township of “Escoumains.” Municipality of Tadousac
Municipality of Escoumains.

20 2. The Council of each of the said Municipalities shall consist of seven members elected in the manner prescribed in the said Act, with respect to the members of local councils, by the inhabitants of the municipality, being owners, occupants, or tenants of real property therein, and shall be subject to the provisions of the said Act, with respect to local councils, except in so far as it is herein otherwise provided. Councils, how composed.

52 3. The said Councils and Municipalities shall each be presided over by an officer elected as the Mayors of Local Municipalities are under the said Act, but who shall have the title of Warden, with such of the powers of a Warden as may be consistent with this Act; and each Warden shall act as a County Delegate, and no other Delegate shall be appointed from the Municipality. Wardens.

30 4. Each of the said municipalities and councils shall have all the powers and duties of, and shall be held to be, a local municipality and council under the said Act, and shall also have the powers and duties of a county municipality and council under the same, except those which relate to the construction or maintenance of a court house and gaol, or of a Registry office, or to any contribution for the same, as to which they shall be dealt with as local municipalities,—and except, also, as to any yearly allowance out of public moneys in respect of a county court house, which allowance shall be divided between Powers of the Councils:

- them, and except, also such powers as may be inconsistent with its original jurisdiction as a local council. The elections of the councillors and the sittings of each of the said councils shall be held as aforesaid at its respective *chef lieu* in the Village of Tadousac and Village of Escoumains. 5
- Place of elections.**
- Appeals and Revisions.** 5. All appeals and revisions which under the said Municipal Act would otherwise be made to or by the county municipality, shall be made to and by the Circuit Court, at Murray Bay, in the District of Saguenay, and the said court is hereby specially empowered to take cognizance of the matters aforesaid, and to give its decision in the same manner as the county council might have done; and the clerk of the said court shall be substituted for the clerk of such county council, notwithstanding anything in the said Act. 10
- Qualifications of Electors and Councillors.** 6. The said municipalities shall be organized, and may exercise all their powers and functions, although there may not be three hundred souls within the limits of each or of either; And any owner, occupant or tenant of real property in either municipality, whatever be the value thereof, shall be a municipal elector and may be elected a councillor; and commissioners for the summary trial of small cases may also be councillors therein. 15 20
- First election of Councillors** 7. The election of Councillors shall be held within *ten* days after the passing of this Act, at the time and at places at the *chef lieu* of each Municipality as before mentioned, to be fixed by the Registrar of the first Registration Division of the District of Saguenay, at Murray Bay, who shall appoint the returning officers for such elections; and in default of such election in either Municipality within *ten* days after the passing of this Act, the Governor shall appoint the Councillors under the Lower Canada Consolidated Municipal Act. 25
- Appointment in default.**
- Public Act.** 8. This Act shall be deemed a Public Act.