



No. 149.

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1st Session, 7th Parliament, 25 Victoria, 1862.

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**BILL.**

An Act to amend "The Lower Canada Consolidated Municipal Act," and to erect the Village of Chicoutimi into a separate Municipality.

(PRIVATE BILL.)

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Received and read, first time, Tuesday, 6th  
May, 1862.

Second reading, Wednesday, 7th May, 1862.

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Mr. PRICE.

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QUEBEC:

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**An Act to amend "The Lower Canada Consolidated Municipal Act," and to erect the Village of Chicoutimi into a separate Municipality.**

**WHEREAS** it is expedient to amend "The Lower Canada Consolidated Municipal Act" by separating the Village of Chicoutimi from the Municipality of the Township of Chicoutimi, and erecting it into a Village Municipality; Therefore, Her Majesty, &c., enacts as follows: Preamble.

- 5 **1.** From and after the passing of this Act, all that part of the Township of Chicoutimi divided into village lots, and commonly known as the "Village of Chicoutimi," shall be separated from the Municipality of the Township of Chicoutimi, and shall compose a separate Municipality under the name of the Municipality of the Village of Chicoutimi, for all Village Municipality of Chicoutimi erected.
- 10 the purposes of "The Lower Canada Municipal Act," and the Act amending the same, and the Municipal Council of the said Municipality shall have and exercise all the powers, rights and privileges granted by the said Acts to local Councils and to Councils of Incorporated Villages.
- 15 **2.** The provisions of the twenty-ninth section of the said Lower Canada Consolidated Municipal Act, shall apply to and be in force in the said Municipality of the Village of Chicoutimi. Certain provisions of Municipal Act to apply.
- 20 **3.** On the second or third Monday after the passing of this Act, it shall be the duty of the Registrar of the County of Chicoutimi, to proceed, in accordance with the provisions of the said Lower Canada Consolidated Municipal Act, to the election of seven Councillors to compose the Council of the said Municipality of the Village of Chicoutimi, who shall remain in office until the general election, which will take place in the year of Our Lord one thousand eight hundred and sixty-four, or until their successors are appointed. Election of Councillors.
- 25 **4.** The funds appertaining to the present Municipality of the Township of Chicoutimi shall be shared, and divided between the said Municipality and the Municipality erected by this Act, and its debts shall be paid by the said Municipalities in such proportions as are established by the Assessment Roll in force in the said Municipality when this Act shall take effect. Division of funds and payment of debts.
- 30 **5.** The Municipality of the Village of Chicoutimi shall be empowered to prevent and put an end to all encroachments on the land reserved for streets in the said village, by applying to the Circuit Court of the District of Chicoutimi by petition, (*requête libellée*) upon which the said Court shall proceed summarily, and after hearing the parties and the witnesses, shall give judgment in accordance with justice and equity, and such judgment shall be executed in the same manner as a judgment rendered in a possessory action; and the costs of such petition (*requête*) shall be paid by the loser, and shall be taxed as those of the lowest Powers of Municipality as regards encroachments.
- 40 class of appealable actions before the said Court.

**6.** This Act shall be deemed a Public Act.

Public Act.