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No. 111.

1st Session, 5th Parliament, 18 Victoria, 1854.

BILL.

An Act to amend the Act to make better provision for the establishment of Municipal Authorities in Lower Canada.

Received and Read First time, Tuesday, 10th October, 1854.

Second Reading, Wednesday, 18th October, 1854.

MR. CASAULT.

QUEBEC :

PRINTED BY JOHN LOVELL, MOUNTAIN STREET.

(111)

1854.]

BILL.

[No. 111.]

An Act to amend the Act to make better provision for the establishment of Municipal Authorities in Lower Canada.

WHEREAS no provision is made by law for filling up the places of Councillors going out of office, in Village, Town, or Borough Municipalities, which refuse or neglect to proceed to the Election of other Councillors within the period fixed by law, and it is necessary to remedy such omission : Be it therefore enacted, &c., as follows :

Preamble.

I. Whenever any Village, Town or Borough Municipality shall have omitted or neglected to proceed within the period fixed by law, to the Election of new Councillors to fill the places of those going out of office, any three Electors of such Municipality may and are hereby authorized to call, by public notice in the manner prescribed by the laws now in force, a meeting of the Electors of such Municipality, to be held at the usual place of meeting of the Municipal Council, for the purpose of proceeding to such Election.

In default of the Council, any three Electors may call a meeting for Election of a Councillor to fill a vacancy.

II. Such Election shall be had at the time and place appointed therefor, in the same manner as if it had taken place at the time appointed by law.

Proceedings at such Election.

III. All Elections of Councillors before the passing of this Act, in any Village, Town or Borough Municipality, made after the expiration of the period limited by the laws then in force in Lower Canada and with regard to which the formalities prescribed and appointed by law were not observed, shall be and are hereby declared valid and legal to all intents and purposes whatsoever ; and all By-laws and Orders, and generally all proceedings whatever, of the Councils of such Municipalities, shall be as valid and shall by virtue of this Act have the same force and effect, as if the said Elections had been made within the period limited by the law, and with all the formalities thereby required.

All former Elections declared valid notwithstanding certain technical defects.