

CAP. CCXIV.

An Act to explain and amend the Act, intituled, *An Act to make better provision for granting Licenses to Keepers of Taverns and Dealers in Spirituous Liquors in Lower Canada, and for the more effectual repression of Intemperance.*

[Assented to 14th June, 1853.]

Preamble.

14 & 15 V.
c. 100.

WHEREAS it is expedient to explain and amend the Act passed in the Session held in the fourteenth and fifteenth years of Her Majesty's Reign, intituled, *An Act to make better provision for granting Licenses to Keepers of Taverns and Dealers in Spirituous Liquors in Lower Canada, and for the more effectual repression of Intemperance*, in so far as the same relates to the Cities of Quebec and Montreal; and also to deprive parties convicted under the said Act of the benefit of the Writ of *Certiorari*: Be it therefore enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and of the Legislative Assembly of the Province of Canada, constituted and assembled by virtue of and under the authority of an Act passed in the Parliament of the United Kingdom of Great Britain and Ireland, and intituled, *An Act to re-unite the Provinces of Upper and Lower Canada, and for the Government of Canada*, and it is hereby enacted by the authority of the same, That so much of the Act cited in the preamble to this Act as may be inconsistent with the provisions of this Act, be and the same is hereby repealed.

Provisions of said Act inconsistent with this Act repealed.

License not to be granted in Quebec or Montreal except on Certificate signed by 50 Municipal Electors of the Ward.

II. And be it enacted, That no license shall be granted to any person for keeping an Inn, a Tavern, a Temperance Hotel, or any other House or Place of public entertainment, in any Ward of either of the said Cities of Montreal or Quebec, unless the person applying for the same shall produce to the Revenue Inspector, a Certificate in the form expressed in Schedule B, annexed to the said Act, signed by fifty Municipal Electors, actually domiciled in such Ward, and having their names inscribed as such on the Voters' List, then last made and completed, and also signed by the Mayor and City Clerk, as required by the said Act.

Signatures to such Certificate to be verified by City Council.

III. And be it enacted, That it shall be the duty of the City Council of each of the said Cities respectively, in every case in which any such Certificate shall be presented to it for approval or confirmation, to enquire and ascertain whether or not the same be in fact signed by fifty Municipal Electors, actually domiciled in the Ward in such Certificate mentioned, and having their names inscribed as such on the Voters' List then last made and completed as aforesaid, and in default of the same being so signed, to withhold its confirmation or approval thereof.

IV. And be it enacted, That it shall be lawful for such City Councils, and they are hereby required to exact proof on oath, made before one of the Members thereof respectively, of the authenticity of such signatures, and of their being those of persons domiciled, and having their names inscribed as aforesaid, in each of such cases as aforesaid. Council to require proof of signatures.

V. And be it enacted, That in every such Certificate and also in every License granted in virtue of such Certificate, the Ward of the City, to which the same relates, shall be stated; and the same shall be null and void and of no effect whatever beyond the limits of the said Ward. Ward to be stated in the license.

VI. And be it enacted, That no judgment or conviction in pursuance of the Act cited in the preamble of this Act, or adjudication on appeal therefrom, shall be removed by *Certiorari*, or otherwise, into any of Her Majesty's Superior Courts of Record in Lower Canada. Judgments, &c., under said Act not to be removed by *Certiorari*, &c.

C A P . C C X V .

An Act to establish a Board of Notaries for the Districts of Kamouraska and Gaspé, and further to amend the Act for the organization of the Notarial Profession in Lower Canada.

[Assented to 14th June, 1853.]

WHEREAS from the distance between the Districts of Kamouraska and Gaspé, and the City of Quebec, where the meetings of the Quebec Board of Notaries are held, and the increasing importance of the said Districts, it is expedient to constitute a separate Board of Notaries for the same: Be it therefore enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and of the Legislative Assembly of the Province of Canada, constituted and assembled by virtue of and under the authority of an Act passed in the Parliament of the United Kingdom of Great Britain and Ireland, and intituled, *An Act to re-unite the Provinces of Upper and Lower Canada, and for the Government of Canada*, and it is hereby enacted by the authority of the same, That from and after the fifteenth day of August, one thousand eight hundred and fifty-three, all Notaries residing in the said Districts of Kamouraska and Gaspé shall cease to be subject to the control and jurisdiction of the Quebec Board of Notaries, and all such Notaries as may be then Members of the said Board shall thereafter cease to form part thereof, and a separate Board shall be established in and for the said Districts, to be called "The Kamouraska Board of Notaries," which shall consist of eight Members who shall be elected by the Notaries residing in the said Districts; and the meetings of the said Board shall be held in the Parish of Saint Louis de Kamouraska, Preamble. Kamouraska Board of Notaries established: extent of its jurisdiction.