

Laws of Her Majesty's Province of United Canada, passed in the year 1851. Quebec: Stewart Derbyshire and George Desbarts, 1852.

16 Victoria – Chapter 214

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.

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Act cited in the preamble to this Act as may be inconsistent with the provisions of this Act, be and the same is hereby repealed.

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.

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.

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.

VI. And be 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.