

BY-LAW NUMBER 624

*Amended By-law # 624 33  
By-law # 611  
also by By-law # 761  
amended by By-law # 1187*

BEING a By-law to License, Regulate and Provide a  
Tariff for Liveries, Horses, Cabs, Carriages, Sleighs, Omnibuses,  
Automobiles, Drays and other vehicles regularly used for hire  
within the Municipality of the Town of North Bay.

WHEREAS the Municipality of the Town of North Bay  
deems it advisable to pass a By-law <sup>defining</sup> Regulating, Licensing and  
Providing a Tariff for Liveries, Horses, Cabs, Carriages, Sleighs  
Omnibuses, Automobiles, Drays and other vehicles regularly used  
for hire within the said Municipality, whether such owners are  
resident or non-resident therein,

THEREFORE THE MUNICIPAL COUNCIL OF THE MUNICIPALITY OF  
THE TOWN OF NORTH BAY, enacts as follows:-

"Context has been printed and bound in pamphlet form; a cert-  
"ified copy is attached, and further copies are in the cus-  
"tody of the Town Clerk."

READ a first time in open Council, this 2nd day of August, 1921.  
READ a second time in open Council, this 2nd day of August, 1921.  
PASSED in open Council, under suspension of Rules of Procedure,  
this 2nd day of August, 1921.

*John Ferguson*  
MAYOR

*Wm. H. Snyder*  
CLERK

*7-20-21*

BY-LAW NUMBER 624

BEING A BY-LAW to License, Regulate and Provide a Tariff for Liveries, Horses, Cabs, Carriages, Sleighs, Omnibuses, Automobiles, Drays and other vehicles regularly used for Hire within the Municipality of the Town of North Bay.

WHEREAS the Municipality of the Town of North Bay deems it advisable to pass a By-law regulating, licensing and providing a tariff for Liveries, Horses, Cabs, Carriages, Sleighs, Omnibuses, Automobiles, Drays and other vehicles regularly used for hire within the said Municipality, whether such owners are resident or non-resident therein,

THEREFORE THE MUNICIPAL COUNCIL OF THE MUNICIPALITY OF THE TOWN OF NORTH BAY, enacts as follows:

1. That This By-law shall be known as the "Cab, Dray & Taxi" By-law.
2. That all <sup>former</sup> By-laws and parts of By-laws relating to the matters contained herein, shall be and are hereby, repealed.
3. Where the words following shall occur in this By-law, they shall be construed as hereinafter mentioned, unless a contrary intention appears:
  - (a) "The Board" shall mean the Municipal Council of the Town of North Bay. ✓
  - (b) "The Chief" shall mean the Chief Constable of the said Town, or his substitute under this By-law.
  - (c) "Livery Stable" shall mean a place or building where horses and vehicles are kept and let for hire; a place where horses are fed, groomed and hired; a place or building where vehicles or automobiles are kept and left for hire; a place or building where horses, vehicles or automobiles are kept and regularly used for hire; a place or building where the business of keeping a livery stable is carried on.
  - (d) "Livery Stable Owner", or "Livery Stable Keeper" or "The Owner or Keeper of a Livery" shall mean the person to whom a livery license shall issue under this By-law.
  - (e) "Cab" Every vehicle regularly used for the conveyance of passengers for hire may be called a cab, and shall be deemed a cab and subject to the provisions and conditions of this By-law.
  - (f) "Omnibus" shall mean <sup>any</sup> ~~an~~ conveyance which will accommodate not less than ten passengers at a time, on the inside thereof.
  - (g) So far as ~~may~~ applicable, the meaning given to words in the Interpretation Act of the Province shall be the meaning to be applied to them when used in this By-law.

LICENSES NECESSARY UNDER THIS BY-LAW  
LIVERY LICENSES.

4. No person shall, after the passing of this By-law, conduct or carry on a livery stable, or do the business of a livery owner or keeper in the said ~~Town~~ of North Bay, without having first obtained a license therefor, under the provisions of this By-law. Such ~~license~~ livery stable license shall not authorize or entitle livery stable keepers to keep cabs, carriages, sleighs, omnibuses, automobiles or other vehicles to be regularly used for hire within the limits of the

Town, or from any point within the Town to any other point within said limits nor to do or perform the work of licensed cabs without having obtained licenses as provided for by section 5 and other sections of this By-law.

DRAY, RAXI or CAB LICENSES,

5. A license shall be taken out for each cab and vehicle used as such.

No person shall, after the passing of this By-law, keep cabs, carriages, sleighs, omnibuses, automobiles, or other vehicles regularly for hire within the limits of the said Town, for the conveyance of passengers, freight or baggage wholly within the limits of the Town, or from any one point within the Town to any other point within the Town limits, without having first obtained a license under this By-law for every such cab, carriage, sleigh, omnibus, automobile or other vehicle so regularly used for hire within the said Town.

PROVIDED always that sleigh cabs may be used instead of wheeled cabs and runners may be substituted for wheels, but in all such cases each vehicle so substituted ~~and the originally licensed~~ ~~cab~~ must bear the same number as the one for which it is substituted and the originally licensed cab and the substituted cab must not both be run at the same time.

PROVIDED also that licensed hotel keepers ~~may obtain~~ ~~licenses~~ may obtain licenses to run omnibuses and drays, to and from their hotels for their guests, at a nominal fee of \$1.00, without being subject to the regulations governing the use by the general public; and merchants and industries may obtain licenses to operate drays and trucks for delivery purposes, at the same rate.

DRIVERS' LICENSES.

6. No person (other than the licensed owners, who may do so) shall drive any cab, carriage, sleigh, omnibus, automobile or other vehicle regularly used for hire aforesaid, without first having obtained a driver's license under the terms of this By-law. Owners of cabs, carriages, sleighs, omnibuses, automobiles and other vehicles regularly used for hire within the city shall employ only licensed drivers for such cabs, carriages, sleighs, omnibuses, automobiles and other vehicles; And any person so driving, without such driver's license, and any such owner employing any person other than a licensed driver to drive or run the same (except in the case of sickness or other sufficient cause, and then only with the permission of the Chief or his substitute) shall be guilty of an infraction of this By-law and liable to the penalties hereinafter set out.

DURATION OF LICENSE AND PROPORTION OF FEE PAYABLE.

7. Every license issued under authority of this By-law shall expire on the 31st day of December of the year of the issue thereof. For every license issued before the 1st of April in any year, the fee shall be that fixed for such license for the full year; For every license issued between the 31st of March and the 1st of July in any year, the fee shall be equal to three-fourths of that fixed for such license for the full year: For every license issued after the 30th of June, the fee shall be equal to one-half of that fixed for such license for the full year. And no license and no transfer of any license shall be of any effect until the proper fee therefor has been paid to the Town Treasurer and his receipt therefor duly endorsed on the license, whereupon it shall be executed by the Town Clerk.

Licensees desiring renewal of their licenses shall make their applications for such renewals on or before the 31st day of December as provided for in this By-law, and such applications for renewals shall operate as a protection against the penalties of this By-law, to such applicants as comply with all the terms hereof until the license applied for shall issue.

*Police Comm*

**HOW APPLICATION FOR LICENSE TO BE MADE.**

8. Every application for license under this By-law shall be by petition in writing to the Council. Upon receipt of such petition, the Chief shall, without unnecessary delay, make full inspection and inquiry, and endorse thereon his report and present the same to the Council for action. If the petition be for a livery stable license, it shall be set out specifically the horses, carriages sleighs, omnibuses, automobiles and other vehicles owned by the petitioner and intended to be used in his said business of livery stable ~~owner~~ or keeper. If the petition be for a cab license or an omnibus license, or for license for any carriage, sleigh, automobile or other vehicle ~~regularly~~ used for hire within the Town, it shall be set out the number of cabs, omnibuses, carriages, sleighs, automobiles and other vehicles, stating the number of passengers each is intended to carry, with the descriptions for which licenses are asked.

**FORMS.**

9. All applications and licenses may be on the forms hereto annexed or in forms to like effect.

**TRANSFER OF LICENSES.**

10. All licenses issued under this By-law (except Drivers' Licenses) may, on application to the Council, be transferred, upon the transferee complying with the provisions of this By-law; and such transfer shall, upon the payment of the fees prescribed herein, be endorsed upon the license and signed by the Town Clerk.

**AGES OF LICENSEES**

11. A livery stable license shall not be issued or transferred to any person under the age of twenty-one years. A driver's license shall not be issued to any person under the age of eighteen years, nor till it is certified by the Chief that he is a person of good character and steady habits, and capable of managing and driving horses, and of autos, and of handling ordinary baggage; and further, that he has a good knowledge of the Town and its streets and of the provisions of this By-law and of the tariff of fares,

**SUSPENSION OF LICENSES**

12. Any license granted under this By-law may be suspended or cancelled by ~~resolution of the Council.~~ *order of P.C.*

**WHO IS DEEMED OWNER**

13. The person in whose name a license issues shall be held to be the owner for the purposes of this By-law.

**COUNCIL SHALL PROVIDE BY-LAWS AND BADGES.**

14. The Council shall provide, and there shall be delivered with each license issued hereunder, a printed copy of this By-law. The Council shall provide and cause to be delivered to each licensed owner and driver a metal badge or plate bearing his number, and it shall be the duty of every such owner or driver, and he is hereby required while on duty in charge of any vehicle under the provisions of this By-law, to wear such metal badge or plate where at all times it may be seen, and he shall, when so employed, exhibit such plate or badge to any person employing him, or to any constable, when requested to do so.

The Council shall provide and deliver with each vehicle license issued under the terms of this By-law, a metal plate having engraved or impressed thereon the number of the license, which shall also be the number of the vehicle for which it is granted, and it shall be the duty of the owner, and he is required to affix such metal plate in a conspicuous place, to be indicated by the Chief, on the outside of the vehicle for which the license is issued, and no other number shall be attached to, or exhibited on said vehicle, except the license plate of the Ontario Government.

The Council shall provide and deliver with each vehicle license issued under this By-law, two copies of the tariff of rules or fares to be taken by owners or drivers for services under this By-law, neatly printed on cardboard: and it shall be the duty of every owner and driver, and he is hereby required to place and maintain one of the copies of such card in a conspicuous place, to be indicated by the Chief, on the inside of his vehicle, so that the same may be easily seen and read by passengers. Such badges, metal plates and tariff cards shall be and remain the property of this municipality.

*Repealed by 1917*

**LICENSE FEES.**

15. The following is a table of fees which shall be paid for the owners' licenses issued under the provisions of this by-law:

For each livery stable or garage license	\$15.00
" " horse in a livery stable usually kept for hire	.50
" " one-horse cab or dray	2.50
" " two-horse " " " " " " " "	3.00
" " truck	10.00
" " Omnibus (horse)	3.00
" " automobile	10.00
" " vehicle of every other kind or denomination, (except automobiles) usually kept for hire	.25
" " transfer of a license	2.00
" " driver's license	.50

Provided, nevertheless, that every license or transfer of license shall be invalid and of no effect, until the fee payable therefor shall have been paid to the Town Treasurer and his receipt for the same has been endorsed on said license or transfer, as per Section 7. A license for a one-horse cab or dray may, at any time, on proper application, be exchanged for a license for a two-horse cab or dray, by paying the difference between the two fees.

**CONDITION OF EQUIPMENTS**

*Town*

16. Owners of livery stables and of horses, cabs, carriages, sleighs, omnibuses, automobiles and other vehicles regularly used for hire within the city, licensed under the provisions of this By-law, shall keep and maintain the same at all times in a condition suitable for the purposes for which they are to be used: and if such stables, horses, cabs, carriages, sleighs, omnibuses, automobiles and other vehicles, with the harness and equipments therewith ordinarily used, are not so kept, such owner shall upon notice in writing by the Chief or person duly authorized to give such notice, stating in what respect such stables, horses, cabs, carriages, sleighs, omnibuses, automobiles or other vehicles and equipments are not so kept as provided by this By-law, forthwith put the same in proper condition to conform to the requirements of this By-law, or cease to use the same. Such notice shall operate to suspend the license affecting same until the fault complained of is remedied, and until the renewal of such suspension is endorsed on the license.

**OWNER SHALL PERMIT INSPECTION**

17. Owners of livery stables, and of horses, cabs, carriages, sleighs, omnibuses, automobiles and other vehicles licensed under this By-law, shall at all times permit the Chief or person properly authorized to inspect such livery stables, horses, cabs, carriages, omnibuses, automobiles or other vehicles regularly used for hire within the Town, with their equipments, and shall not prevent the Chief or such other person from entering his premises for the purpose of such inspection.

**SHALL NOT ENCUMBER STREETS**

18. Owners of livery stables, and of horses, cabs, carriages, sleighs, omnibuses and other vehicles licensed under this By-law, shall not wash or clean them on any street of the Town, nor permit it to be done, and shall not in any way encumber the streets therewith: and

shall keep all buildings and stables and premises clean, and shall not permit more than two cart loads of manure to accumulate and remain piled or stored on the premises.

SHALL NOT DRIVE BAD CHARACTERS?

19. No livery stable owner or owner of horses, cabs, carriages, sleighs, omnibuses, automobiles or other vehicles regularly used for hire within the Town, licensed under this By-law, nor licensed driver, shall knowingly drive about the streets of the Town in any ~~license~~ licensed carriage or vehicle of any of the above kinds, persons of notoriously bad character: nor persons who are boisterous or drunken, nor women of ill-fame.

Nor shall he carry in any vehicle at any one time, a greater number of passengers than is specified in the license therefor, unless with the consent of those first entering the vehicle up to the license number. Nor shall he allow any smoking in any vehicle, when there is a woman passenger, nor when any passenger shall object,

SHALL GIVE INFORMATION AND ASSIST POLICE.

20. Owners and drivers licensed under this By-law shall give full information to any police officer or constable on being required so to do, with reference to the address of the house to or from which they have driven any passenger, with description, name and address of such passenger, if known to them and such other information as they may have respecting same, when requested so to do.

They shall at the request of any policeman, carry persons arrested, sick or injured, to the police station, jail or hospital, for which service they shall be paid the regular fare by the party conveyed, if that party has money, if not, by this Board: they shall, with their horses, serve the Town Fire Department when required by an officer thereof, and shall be paid out of Fire Department funds.

SHALL NOT DRIVE IF INTOXICATED,

21. Owners and drivers licensed under this By-law shall not drive nor attend any cab, carriage, sleigh, omnibus, automobile or open carriage while intoxicated.

SHALL KEEP APPOINTMENTS

22. Owners and drivers licensed under this By-law shall at all times serve the first person requesting their services, shall punctually keep all appointments or engagements, and shall, unless their cabs, carriages, sleighs, omnibuses and other vehicles have been previously engaged, serve at any place within the Town, at any time specified, whether by day or by night (but within twenty-four hours of the time of receiving the order) any person who may require a cab, carriage sleigh, omnibus, automobile or other vehicle, and when called, if previously engaged shall on request give the name of the person to whom previously engaged, and if any such owner or driver shall neglect or refuse to fulfil his appointment or engagement, or be not punctual to the time of such appointment or engagement, or shall by delay cause any person employing them to miss his train or boat or be late for any specified engagement, such owner or driver shall be subject to the penalties of this By-law.

HOW ORDERS MAY BE GIVEN.

23. Orders may be given or engagements made for horses, cabs, carriages, sleighs, omnibuses, automobiles or other vehicles, ~~regularly used for hire, verbally~~ <sup>Town</sup> within the ~~city~~, verbally at the offices, or stables, or premises of the owners, to any grown-up person thereat attending: or to owners at any other place where they will accept same. And as Cab Stands have been abolished, and their premises and stables and offices substituted therefor, orders may be given and engagements made through the public telephone, to and with any person in

the office or stable, or on the premises of such owner, and owners shall keep on their premises, persons capable of and responsible for the taking of such borders.

PERSON ORDERING LIABLE.

24. Any person ordering cab, horses, carriage, sleigh, omnibus, automobile, or other vehicle as aforesaid, and not afterwards using the same, shall pay to the owner the fare he would have been entitled to receive if the service had been performed for which he was engaged, unless such order is cancelled at ~~reasonable time~~ <sup>reasonable time</sup> before the hour fixed; but no owner or driver shall be obliged to take any order if the party calling him owes him for previous service.

NO RUNNERS.

25. Licensed owners and drivers shall not employ runners.

OWNERS TO KEEP BOOKS.

26. Livery stable owners licensed under this By-law shall keep upon their premises a book or books, in which shall be entered all orders and engagements, with the date, name of person or persons so ordering or engaging, time when required, time when <sup>leaves</sup> leaves and when it returns. If person hiring is not personally known, a description of such person shall be entered. And such book or books shall be at all times open for inspection by the Chief or other person duly authorized to make such inspection.

PS WHAT TARIFF CARDS, PLATES AND BADGES, AND TARIFF RATES MAY BE USED.

27. Owners and drivers licensed under this By-law shall not use any other tariff cards, number plates or badges than those furnished by the Council as hereinbefore provided, and shall not demand any higher rate or fare for any service than provided by this By-law, and if any driver shall demand from any passenger more than the legal rate for any service, he shall forfeit his right to any fee for such service, and in case of a dispute, either party shall be at liberty to call upon any police constable (whose duty it is to be conversant with the tariff) who shall decide the dispute upon the spot, and when an overcharge has been made by any driver and the fact comes to the knowledge of any policeman, it shall be his duty to prosecute such offender; and if at any time any of said tariff cards, number plates or badges become lost or destroyed, the party interested may have them replaced upon application to the Chief, upon payment of a sum equal to the actual cost thereof. provided always that said tariff cards, plates and badges shall remain the property of the Municipality, and when the license expires or is cancelled or suspended, or on any account terminates, the tariff cards, plates and badges delivered with the same, shall be returned to the Chief.

DRIVERS MUST BE CIVIL AND PROPERLY DRESSED.

28. Owners and drivers when on duty, shall be decently dressed, civil and well behaved, and they shall not use obscene, impertinent nor abusive language; they shall not abuse or ill treat their horses; they shall not molest nor annoy the owners or occupants of any house or residence; nor any passenger; nor any other person; they shall not needlessly make any loud noise; nor create any disturbance; they shall not block any crossing or passage; nor lane; nor street; nor place; for a longer time than necessary to take in or set down a passenger or passengers with his or their luggage; they shall sit or stand sufficiently near the vehicles in their charge to have perfect control of their horses; they shall wear their badges always in view on their breasts; they shall at all times keep their cab numbers in place as required, and tariff cards inside their cabs as directed; they shall give names and ~~addresses~~ numbers when asked; they shall, when receiving and delivering passengers, get down from their seats and give such

reasonable assistance to such passengers as circumstances may require and shall deposit all luggage as directed (such request being reasonable). Any driver convicted of a breach of the peace or of disorderly conduct shall be liable to the penalties of this By-law.

29. Owners shall provide two lamps for each vehicle requiring the same, and carry them one on each side of the vehicle, having each the number of the license of the vehicle painted black on the side glass, in figures not less than two inches in length, and such lamps shall be kept clean and lighted when being used at night.

30. Fifteen miles per hour shall be the proper rate of speed for driving within the city, unless a passenger shall request a lower rate of speed.

INTRUDERS

31. No one shall be permitted at any time to sit on the box seat with the driver or to occupy any part of the cab already employed when objected to by the person first employing the same.

TARIFF OF FARES :

The following shall be the tariff of fares which may be charged under this By-law for service rendered:

1. TAXIS & CABS

- (a) For conveyance of one person from one point to another, as required by such person, within the Town Limits, one way single, with ordinary hand baggage .50¢
- Child in Arms, Free
- Return, with stop of 10 minutes .75¢
- (b) For a party of two or more, the fare shall be computed at each additional person, one way, .25¢
- (c) Hired by the hour for conveyance of persons within the Town Limits, from 1 to 3 persons

  - 1st Hour 3.00
  - Each additional person over party of three .75
  - " " hour 2.00
  - " " person " " " " .50

2. DRAYS .

- (a) For conveyance of Baggage or Express of ordinary Custom - 1 Piece .50
- Each additional piece 10
- (b) For conveyance of Freight, Household Effects, or other Team Work

  - 1st Hour 1.50
  - Each additional Hour or fraction thereof .75

Time to be computed from time Dray or Team was hired for, until time dispensed with.

3. AUTO TRUCKS OR DRAYS ,

- (a) Auto Truck, Drays hired by the Hour

  - 1st Hour 3.00
  - Each additional hour or fraction thereof 1.50

- (b) For conveyance of Ordinary Baggage and Express

  - 1 Piece .50
  - Each additional piece .10

4. From the hours of 11.00 p.m. to 5.00 a.m., an additional charge of 50% of the rates may be collected.

above

28 Amended 6/47



TARIFF OF FARES (Cont'd)

5. LUGGAGE.

- (a) Articles that may reasonably be placed inside the cab or car with each passenger shall be carried free; for other parcels or luggage placed outside the cab or car, the driver shall be entitled to charge 10¢ each.

WHEN FARE MAY BE REFUSED.

- 29 ~~29~~. Owners and drivers shall exhibit Tariff Card when asked for it, and until produced and shown to passenger demanding same such passenger ~~shall~~ may refuse to pay his fare; and if the owner or driver demands more as fare than is allowed by the Tariff, he shall not be entitled to collect any fare.

PAYMENT OF FARE IN ADVANCE

- 30 ~~30~~. passengers, shall, if so required by the owner or driver, pay the proper fare in advance, and in case of refusal to do so, the owner or driver shall not be bound to accept such person as a passenger.

DUTY TO MEET TRAINS

35. Every holder of a cab or taxi license shall have at least one licensed cab at the Railway Stations to meet each ~~train~~ passenger train on its arrival at said stations, unless such licensee shall have all his licensed cabs or taxis in actual use, at such time, in the delivery of passengers, or in other proper cab work.

PROVIDED however, that such licensed owners shall only be required to have one cab at such station to meet passenger trains arriving between the hours of midnight and five of the clock in the morning, upon all said owners agreeing in writing (such writing to be filed with the Council on Monday of each week) specifying the name of such owner who is to meet such trains for the said week, and the owner so named and selected to meet such trains shall be liable to the penalties imposed under this By-law for any default in the duties required or imposed by this By-law.

ABUSING HORSES AND RIGS

36. persons hiring horses and vehicles shall not abuse them or ill-treat the horses; they shall pay the regular charge and shall make good all damages and losses happening to horses, vehicle and equipment while in their possession.

LOST PROPERTY.

- 31 ~~31~~. All articles of property left by passengers in vehicle shall be forthwith delivered to the owners; and if owners cannot be found ~~within twenty-four hours~~, then shall be delivered to an officer or constable at the police station with such information regarding same as driver may have.

EMPLOYEES: HOURS OF WORK.

- 32 ~~32~~. No livery stable owner or keeper shall require any driver or other person to work for more than eight (8) hours per day without extra pay, but may require such driver or other person to work for not more than four (4) additional hours at the same rate per hour as he is paid for the 8 hours; but in no case is a driver or other person to be employed more than twelve (12) hours per day.

DUTIES OF THE CHIEF

33 ~~33~~. The duties of the Chief under this By-law shall be as follows:

- (a) ~~The~~ Chief shall have supervision over all persons licensed under this By-law, and over all horses, cabs, carriage sleighs, omnibuses, automobiles and other vehicles regularly used for hire within the city.
- (b) He shall make full report upon all matters within the

scope of this By-law, to this Council, when required.

(c) He shall, upon receipt of petition for license or transfer of license, without delay, ascertain whether the facts represented in such petition are true and correct, and whether all conditions and requirements of this By-law have been complied with, and shall, by enquiry, obtain all such information as is requisite for the Council in granting or transferring such license, and shall make a full report thereof.

(d) He shall examine all buildings and horses, cabs, carriages, sleighs, omnibuses, automobiles or other vehicles proposed to be regularly used for hire, within the city, together with the entire equipments of applicants, and report thereon.

(e) He shall submit without delay to the Council, all applications for licenses with his report.

(f) He shall keep a register of all licenses and transfer of licenses granted by the Council, which shall contain the names and residences of the applicants, the locations of the stables, and the premises to be used, the horses, cabs, carriage, sleighs, omnibuses, automobiles and other vehicles to be regularly used for hire by said applicants; dates of the granting of the licenses or making of the transfers; the amounts paid for fees or otherwise; if suspended or cancelled, the date when so suspended or cancelled, and the cause, and such further particulars as may be necessary to afford full information concerning such license as the Council may direct; and he shall keep all such books and memoranda as the Council may from time to time direct.

(g) He shall make out all licenses and transfers granted by the Council, and assist the Clerk to deliver them to the licensees after the fees payable therefore have been paid to the Treasurer, but not before the Treasurer has endorsed his receipt for said fees thereon, and they have been signed by the Clerk.

(h) He shall ascertain by inspection and enquiry from time to time, whether licensees continue to comply with the provisions of this By-law.

(i) He shall prosecute all persons who shall offend against the provisions of this By-law.

(j) He shall perform such other duties as may be required of him from time to time by the Board.

(k) Any act or duty to be performed by the Chief under the provisions of this By-law, may be performed or done by any sergeant of the force, or by any constable authorized by the Council or the Chief to do or perform such act or duty.

APPEALS TO THE COUNCIL.

34

Any act done by or by the authority of the Chief under any of the provisions of this By-law, shall be subject to an appeal to the Council by any party aggrieved thereby.

PENALTIES.

35

Any person convicted of a breach of any of the provisions of this By-law shall forfeit and pay at the discretion of the convicting Magistrate, a penalty not exceeding \$50.00, exclusive of costs for each offense, and in default of payment, the said penalty and costs, or costs only, may be levied by distress and sale of the goods and chattels of the offender or offenders, and in case of there being no distress found, out of which said penalty and costs, or costs only may be levied, the Convicting Magistrate may commit the offender or offenders to the Common Gaol for the District of Nipissing, with or without hard labour, for not exceeding twenty-one days, unless the said penalty and costs (if any) or costs only, including the costs of the said distress and of the commitment and conveyance of the said offender or offenders to the said Gaol are sooner paid.

