

Année 1897

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CONSEIL

1ère série

Rapports et dossiers.



BUREAU DE SANTE

1897 Opinion de l'Avocat en chef de la Ville sur
le Bureau de Santé tel que constitué.

Le Bureau existe depuis février 1897, comme
commission permanente du Conseil mais il
n'existe pas de Bureau de Santé constitué selon
les prévisions du règlement municipal no 105
et de ce chef, le Maire ne peut faire partie
ex officio du Bureau existant.

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Law Department.

Montreal,

14th August

1897.

To HIS WORSHIP the MAYOR
of the CITY of MONTREAL.

My dear Mr MAYOR,

In answer to your favor dated the 12th inst., I beg to communicate to you my opinion on the three questions you submitted to my consideration.

10 The first question is as to whether the Board of Health for the current year is legally constituted, and whether the City has a Board of Health, at the present time, in conformity with by-law No 105 and its amendments?

ANSWER.

According to the minutes of the Council, the Health Committee is in existence since the month of February last, being nothing else but a permanent committee of the Council: as to the Board of Health, there is none legally constituted in conformity with by-law No 105 and its amendments: such Board was regularly appointed last year, but no motion has been made in Council to that effect for the current year.

20 The second question is as to whether, in the event of the Board of Health not being legally constituted, it
would

would be advisable, for the good administration of the City, to have a Board of Health appointed at once?

ANSWER.

It is certainly advisable, for the good administration of the City, that a Board of Health be appointed as soon as possible, as the Health Committee appointed by the Council has not the powers of a Board of Health legally in existence in accordance with by-law No 105 and its amendments and the act concerning public health, 51-52 Vict., ch. 47, (Quebec), and in conformity with the regulations of the Provincial Board of Health.

30 The third question is as to whether, by section 2 of by-law No 105, the Mayor is ex officio a member of the Health Committee or the Board of Health?

ANSWER.

Section 2 of by-law No 105 concerning health provides that the Mayor of the City shall, at all times, be a member of the Board of Health, whenever the same is legally constituted in virtue of the said by-law No 105: but I do not think that this section 2 would apply to the present Health Committee, whose nomination was made exclusively as a permanent Committee of the Council.

I have the honor to be, Mr MAYOR,

Your most obedient and humble servant,

Leandre Jos. Ethier
Joint City Attorney.

Opinion of the
city attorney re
appointment of a Board
of Health -

Presented to Council 16 Aug 1897
Presente au Conseil 18

George J. Brown