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c 264 Ontario Northland Transportation Commission Act

Ontario

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CHAPTER 264

The Ontario Northland Transportation Commission Act

1. In this Act, "Commission" means Ontario Northland Transportation Commission. 1946, c. 67, s. 2. Interpretation.

2.—(1) The body corporate heretofore established under *The Temiskaming and Northern Ontario Railway Act* is continued and shall be known as the Ontario Northland Transportation Commission and shall be composed of one or more persons appointed by the Lieutenant-Governor in Council. R.S.O. 1937, c. 55, s. 2 (1); 1946, c. 67, s. 3. Commission, how composed. 1902, c. 9.

(2) A majority of the members of the Commission shall form a quorum. R.S.O. 1937, c. 55, s. 2 (2). Quorum.

3. Each of the commissioners shall hold office during the pleasure of the Lieutenant-Governor in Council, and the Lieutenant-Governor in Council upon the death, resignation or removal from office of any commissioner may appoint another person to fill the vacancy thereby created. R.S.O. 1937, c. 55, s. 3. Tenure of office.

4. Where the Commission is composed of more than one person, the Lieutenant-Governor in Council may from time to time designate one of the commissioners to be chairman of the Commission and one of the commissioners to be vice-chairman of the Commission. R.S.O. 1937, c. 55, s. 4. Chairman, vice-chairman.

5. The chairman and each of the commissioners shall receive his actual travelling expenses and other disbursements properly incurred in discharging his duties, and such salary or remuneration as the Lieutenant-Governor in Council may direct. R.S.O. 1937, c. 55, s. 5; 1946, c. 67, s. 4. Travelling expenses and honorarium.

6.—(1) The Lieutenant-Governor in Council may appoint an industrial commissioner who shall be paid such salary or other remuneration by the Commission as may be determined by the Lieutenant-Governor in Council, whose duty it shall be to assist in the promotion of industrial activity in that part of Ontario served by the Ontario Northland Railway. 1941, c. 61, s. 1, *part*; 1946, c. 67, s. 5. Industrial commissioner, appointment.

Industrial
commis-
sioner may
be member
of Assembly.
Rev. Stat.,
c. 202.

(2) Notwithstanding anything in *The Legislative Assembly Act*, the appointment of the industrial commissioner, if a member of the Assembly, shall not be avoided by reason of the payment to him or the acceptance by him of any salary or other remuneration under this Act, nor shall he thereby vacate or forfeit his seat or incur any of the penalties imposed by that Act for sitting and voting as a member of the Assembly. 1941, c. 61, s. 1, *part*.

Railways,
etc., vested
in Commis-
sion.

7.—(1) The railways and branch lines heretofore constructed by the Commission and all other works constructed and used in connection therewith, and any other railways, branches and other works constructed by the Commission under the authority of this Act, shall be vested in the Commission for the purposes herein set forth.

Powers of
Commission.

(2) Subject to the approval and direction of the Lieutenant-Governor in Council, the Commission may,

(a) construct, equip, maintain and operate a line or lines of railway from the present northern terminal of the railway to some point on James Bay or the vicinity thereof;

(b) construct, complete, equip, maintain and operate such spurs and branches from any of the lines of railway of the Commission as may be deemed necessary, not exceeding 20 miles in length in any one place, and may exercise the like powers with respect to such spurs and branches as it has exercised and may exercise with respect to any such lines;

(c) construct, complete, equip, maintain and operate telephone and telegraph lines and with respect thereto shall have and exercise all the powers which may be exercised by a railway company under *The Railways Act* or by any general Act of the Legislature affecting railways for the time being in force, or by a telephone or telegraph company incorporated under the general laws of Ontario;

Rev. Stat.,
c. 331.

(d) purchase or otherwise acquire motor vehicles and trailers as defined by *The Highway Traffic Act*, aircraft and lines of buses, coaches, trucks and aircraft, and may operate, maintain, control and manage such vehicles, trailers, aircraft and lines for the purpose of carrying on, upon the highway and elsewhere, the business of a public carrier of passengers and freight; R.S.O. 1937, c. 55, s. 6.

Rev. Stat.,
c. 167.

- (e) purchase or otherwise acquire, construct, complete, equip, maintain and operate hotels, tourist resorts, restaurants, boats and vessels and lines of boats and vessels; 1946, c. 67, s. 6, *part*.
- (f) purchase or otherwise acquire, construct, complete, equip, maintain or operate such undertakings and provide such services in that part of Ontario which is served by the Commission, as the Commission may deem to be for the benefit of travellers therein or residents thereof;
- (g) make financial contributions to or for undertakings or services which are maintained or provided in that part of Ontario which is served by the Commission for the benefit of travellers therein or residents thereof. 1947, c. 74, s. 1.

8. Subject to the approval of the Lieutenant-Governor in Council, the Commission may make regulations for establishing and administering, through a board or otherwise, a pension fund for the payment of superannuation or disability allowances to the employees or members of the Commission or any class thereof. 1949, c. 70, s. 1 (1). Pension plan authorized.

9. The provisions of *The Public Commercial Vehicles Act* and sections 2 to 11, 19 to 21 of *The Public Vehicles Act* and amendments thereto, and paragraph 1 of section 406 of *The Municipal Act* shall not apply to or be binding upon the Commission. R.S.O. 1937, c. 55, s. 7. Exemption from licences. Rev. Stat., cc. 304, 322, 243.

10. Subject to the approval of the Lieutenant-Governor in Council, the Commission may purchase or otherwise acquire or promote and cause to be incorporated and organized a company or companies under any public or private Act of any province or of Canada for the exercise of all or any of the powers conferred upon the Commission, or for the better operation, management or control of its undertaking or any part thereof, and every such company shall possess and enjoy all the powers, rights, remedies and immunities conferred by law or by this Act upon the Commission. 1946, c. 67, s. 7 (1). Powers of Commission as to subsidiary companies.

11. Subject to the approval of the Lieutenant-Governor in Council, the Commission may enter into an agreement with the Nipissing Central Railway Company to acquire, lease or otherwise deal with the railway and the undertakings of the Company in whole or in part, and upon such acquisition, lease or other dealing, may operate such railway and its undertakings in the same manner and, subject to the agreement, to the same extent as if such railway and undertakings formed Agreement with Nipissing Central Railway Company.

part of the Ontario Northland Railway. 1941, c. 61, s. 2; 1946, c. 67, s. 8.

Approval of
Lieutenant-
Governor
in Council.

12. The location of the lines of railway and other works of the Commission and of the branches, and the plans of all works proposed, and the by-laws of the Commission shall be subject to the approval of the Lieutenant-Governor in Council. R.S.O. 1937, c. 55, s. 9.

Tolls and
fares.

13.—(1) The Commission may make regulations fixing the fares and tolls to be charged for all traffic carried and with respect to any telephone or telegraph lines operated by the Commission as herein authorized.

Cancellation
or amend-
ment by
Government.

(2) The regulations so made shall at all times be subject to cancellation or amendment at the direction of the Lieutenant-Governor in Council. R.S.O. 1937, c. 55, s. 10.

Regulations
to be deemed
administra-
tive.

(3) The regulations so made shall be deemed to be of an administrative and not of a legislative nature. 1949, c. 70, s. 2.

Agreement
with
railway
companies.

14.—(1) Subject to the approval and direction of the Lieutenant-Governor in Council, the Commission may enter into an agreement with any railway company to provide and secure such reciprocal running powers, traffic arrangements and other rights over and in respect of the railway of such company and the railway constructed or to be constructed by the Commission as will afford to such company and to the Commission reasonable and proper facilities for mutually exercising such running powers, fair and reasonable traffic arrangements and equitable mileage rates between the Commission and such company.

Approval
of Assembly
to lease
of lines.

(2) No lease by the Commission of any of the lines of the railway shall have effect until approved of by resolution of the Assembly except a lease made with the approval of the Lieutenant-Governor in Council of a spur, branch or portion of line not exceeding 10 miles in any one place. R.S.O. 1937, c. 55, s. 11 (1, 2).

Motive
power.

15. The Commission may operate the railway or any section thereof by electricity or by any other motive power. R.S.O. 1937, c. 55, s. 12; 1946, c. 67, s. 9.

Power
houses,
elevators,
docks,
vessels, etc.

16. The Commission may purchase land for and erect power houses, warehouses, elevators, docks, stations, workshops, garages, hangars, air harbours and landing grounds, offices and any other works necessary for the exercise of the powers conferred upon the Commission and may sell and

convey any such land as may from time to time be found superfluous for any such purpose. R.S.O. 1937, c. 55, s. 13 (1).

17. The Commission may erect and maintain all necessary and convenient buildings, garages, hangars, air harbours and landing grounds, filling stations, stations, depots, wharves and fixtures, and may from time to time alter, repair or enlarge the same, and may purchase and acquire motors, motor vehicles, trailers, aircraft, engines, carriages, wagons and other machinery and contrivances necessary for the working of the railway and its buses, trucks and aircraft lines and the accommodation and use of the passengers, freight and business of the Commission. R.S.O. 1937, c. 55, s. 14.

Erection, maintenance, alteration and repair of buildings, etc.

18. The Commission may sell or otherwise dispose of any motor vehicles, aircraft, equipment, boats, vessels, works or other property as may from time to time be found superfluous or unfit for the purposes of the Commission. R.S.O. 1937, c. 55, s. 15; 1946, c. 67, s. 11.

Power to sell or dispose of motor vehicles, etc.

19. The Commission may, subject to the approval of the Lieutenant-Governor in Council, construct, maintain and operate works for the production of electricity or other motive power for the railway, and for lighting and heating the rolling stock and other property of the railway, and may from time to time sell or lease any such electricity or other motive power not required for the purposes aforesaid to any person or corporation and may acquire and hold any property necessary for such purposes. R.S.O. 1937, c. 55, s. 16.

Works for production of electricity.

20. The Commission may acquire the right to convey and transmit electric or other power required for the working of the railway or any other works of the Commission, and lighting or heating the same over, through or under land other than the land of the Commission, and may purchase or otherwise acquire the right to lay conduits under, or erect poles or wires on or over such land as may be determined by the Commission, and along and upon any of the public highways or across any of the waters in Ontario, by the erection of the necessary fixtures, including posts, piers or abutments for sustaining the cords or wires for the lines, or the conduits for such electricity or other power upon and subject to such agreement in respect thereto as shall first be made between the Commission and any private owners of the land affected, or failing such agreement subject to the right of expropriation as provided in section 24. R.S.O. 1937, c. 55, s. 17.

Works for transmission of power.

21.—(1) The Lieutenant-Governor in Council may by Order in Council transfer to the Commission any ungranted

Transfer of ungranted Crown lands to Commission.

land in Ontario which in the opinion of the Commission is required for the railway or for convenient and necessary right-of-way, sidings, yards or stations or for the supply, for the purposes of the railway, of stone, gravel, earth, sand or water, or for any other purpose or use in connection with the railway or other works of the Commission.

Registration of order making transfer.

(2) Registration of a certified copy of any such Order in Council in the registry office or offices of land titles, as the case may be, for the registry district in which the land is situate, shall be deemed to vest and shall vest in the Commission as trustee for Ontario, the land described in such Order in Council. R.S.O. 1937, c. 55, s. 18.

Appointment of officers and employees.

22. Subject to any general regulation which may be made by the Lieutenant-Governor in Council, the Commission may from time to time appoint such officers and employees as the Commission may deem necessary for the proper conduct of the business of the Commission, and may prescribe their duties and fix their remuneration. R.S.O. 1937, c. 55, s. 19.

Security for safekeeping of funds.

23. Security shall be given by any person entrusted by the Commission with the custody and control of money by virtue of his employment, in such manner and to such amount as may be prescribed by the Commission. R.S.O. 1937, c. 55, s. 20; 1946, c. 67, s. 12.

General powers of Commission.

24.—(1) The Commission shall have in respect of the railway and works, in addition to all the powers, rights, remedies and immunities conferred by this Act, all the powers, rights, remedies and immunities conferred upon any railway company by *The Railways Act*, or by any general Act of the Legislature affecting railways for the time being in force, but *The Railways Act* or any other such Act shall not in other respects apply to the railway or be binding upon the Commission.

Rev. Stat., c. 331.

Expropriation of easements, etc.

(2) The Commission may from time to time, at its option, in lieu of expropriating land under any such general railway Act, expropriate such easements, rights of user and rights of support as is indicated in any notice to be given by the Commission in that behalf, and in any such case the compensation to the owners or other persons interested in any such land shall be reasonable compensation for the easements, rights of user and rights of support.

Alternative method of expropriation.

(3) In lieu of proceeding in the manner provided by *The Railways Act* or any other general Act of the Legislature affecting railways, the Commission may at its option acquire and expropriate any such lands, easements, rights of user and

rights of support in the same manner *mutatis mutandis* as is provided in the case of land or property taken by the Crown as represented by the Minister of Public Works under *The Public Works Act*, and any claim for compensation for any such lands, easements, rights of user or right of support shall in that case be determined in the manner provided by *The Public Works Act*. Rev. Stat.,
cc. 331, 323.

(4) The railway of the Commission, including any branch lines, spurs or sidings, may be carried along or across existing highways upon leave therefor having been first obtained from the Ontario Municipal Board, and sections 118 to 128 of *The Railways Act* shall apply to any such occupation of existing highways, and to the construction and use of any such railways carried along or across the same and to any application for such leave. Carrying
railways
over high-
ways.

Rev. Stat.,
e. 331.

(5) Sections 285, 287 and 291 to 295 of *The Railways Act*, shall in respect of the Commission and its railway and the works thereof, apply thereto and to persons charged with offences or subject to the penalties therein mentioned in the same manner and to the same extent, *mutatis mutandis*, as if such sections had been enacted in this Act and formed part thereof. Application
of
Rev. Stat.,
c. 331.

(6) The Commission may appoint constables, and for the purposes mentioned in *The Railways Act* every person appointed by the Commission as a constable, and every conductor of a train of the Commission carrying passengers shall have in respect of his duties, all the powers and rights conferred upon railway constables and conductors of passenger trains, respectively, by *The Railways Act* or by any other general Act affecting such officials for the time being in force, and the provisions of *The Public Authorities Protection Act* respecting constables shall, *mutatis mutandis*, apply to any such constable and conductor. R.S.O. 1937, c. 55, s. 21. Powers of
constables
and
conductors.

Rev. Stat.,
cc. 331, 303.

25. Where in this Act the approval or consent of the Lieutenant-Governor in Council is made a condition precedent to the exercise of any power conferred on the Commission, such power may be exercised by any company which the Commission may purchase or otherwise acquire or cause to be incorporated providing the approval or consent of the Lieutenant-Governor in Council is obtained. R.S.O. 1937, c. 55, s. 22; 1946, c. 67, s. 13. Approval of
Lieutenant-
Governor
in Council.

26. The railway shall as far as practicable be constructed, equipped and operated with railway supplies and rolling stock made, purchased or procured in Canada, if they can be obtained as cheaply and upon as good terms in Canada as Supplies and
rolling stock
to be pur-
chased in
Canada.

elsewhere, having regard to quality. R.S.O. 1937, c. 55, s. 23.

Employment of aliens in construction prohibited. R.S.C., 1927, c. 109.

27. No person shall be employed in the construction of the railway and works in contravention of *The Alien Labour Act* (Canada) or the provisions of any general railway Act of Ontario respecting the employment of alien labour. R.S.O. 1937, c. 55, s. 24.

Current rate of wages to be paid.

28. The workmen, labourers and servants employed in or about the construction or operation of the railway and works shall be paid such rates of wages as may be concurrently payable to workmen, labourers and servants engaged in similar occupations in the districts in which the railway and works are constructed and operated. R.S.O. 1937, c. 55, s. 25.

Transfer of lands to Commission for town sites, etc.

29.—(1) The Lieutenant-Governor in Council may from time to time by Order in Council transfer to the Commission for town sites, portions of the ungranted land of Ontario along the line of railway adjacent to stations or proposed stations, and the registration of a certified copy of any such Order in Council in the registry office or office of land titles, as the case may be, for the registry districts in which the land is situate shall vest in the Commission, as trustee for Ontario, the land described in any such Order in Council.

Acquiring other lands for same purpose.

(2) The Commission may for the same purpose from time to time acquire other land so situate by the same means as it is authorized to acquire land for right-of-way and station grounds, and shall have all the rights and powers with reference to the acquisition thereof by expropriation or otherwise as it has with reference to the acquisition of land for right-of-way, but the land acquired for town sites shall not exceed 1,000 acres for any one site.

Powers of Commission as to disposing of lands.

(3) The Commission may from time to time lay out, sell, lease or otherwise dispose of any part of such land as it may think proper, and may take mortgages or other securities for any unpaid purchase money. R.S.O. 1937, c. 55, s. 26.

Minerals and mining rights.

30. Subject to any general regulation which may be made by the Lieutenant-Governor in Council, the Commission may from time to time sell, lease or otherwise deal with mines, minerals and mining rights upon or under any portion or portions of the right-of-way, town sites or other lands now vested and hereafter vested in the Commission. R.S.O. 1937, c. 55, s. 27.

Dedication of highways not to affect mining rights.

31. The laying out, whether by plan or otherwise, or the dedication in any manner of any land within any town site as

or for public streets or highways shall not be deemed to revert in the Crown, or to vest in the corporation of the municipality in which the town site is situate, any mines, minerals or mining rights theretofore granted by the Crown to the Commission or to any other person on or under any such land so laid out or dedicated, but the Commission or such other grantees of the mines, minerals and mining rights on or under the land so laid out or dedicated shall have the right from time to time to carry on mining operations on or under such land, or to sell, lease or otherwise deal with the mines, minerals and mining rights on or under such land, subject, however, to the obligation of all parties actually conducting mining operations on or under any such land, whether as owners, lessees or otherwise, to conduct such mining operations in such way as will not interfere with public travel upon such streets and highways. R.S.O. 1937, c. 55, s. 28.

32. No such mining operations shall at any time be begun or carried on upon or under any land so laid out or dedicated as public streets or highways until after the person, whether as owner, lessee or otherwise, proposing to carry on such mining operations, has submitted to the council of the municipality in which the streets or highways are situate proper plans of the proposed mining operations with all necessary specifications and details, nor until the plans have been approved in writing by the engineer of the municipality or an engineer appointed by the corporation of the municipality for that purpose, and may thereafter be carried on in strict conformity to the plans and not otherwise. R.S.O. 1937, c. 55, s. 29.

Conditions precedent to right to carry on mining.

33.—(1) The Commission, and any or all of the commissioners or any officer of the Commission designated by the Commission for that purpose, may hold the shares of the Nipissing Central Railway Company or of any company purchased or otherwise acquired or caused to be incorporated by the Commission under the authority of this Act, in trust for Ontario and may exercise all the rights of shareholders in respect of the shares so held by them. R.S.O. 1937, c. 55, s. 30 (1); 1946, c. 67, s. 14 (1).

Holding shares.

(2) The Commission may advance to the Nipissing Central Railway Company such sums as may be required from time to time for the maintenance and operation of the line of railway of the company, or for the purchase, construction, repair and maintenance of the equipment thereof.

Commission authorized to advance funds to Nipissing Central for construction.

(3) The Commission, with the approval of the Lieutenant-Governor in Council, may also advance to the Nipissing Central Railway Company such sums as may from time to

For equipment.

time be required for the construction and completion of the line or lines of railway of the company. R.S.O. 1937, c. 55, s. 30 (2, 3).

Guaranteeing contracts.

(4) The Commission may guarantee the performance of any or all obligations and undertakings of the Nipissing Central Railway Company or of any company purchased or otherwise acquired or caused to be incorporated by the Commission, and may guarantee the repayment of any advances made to any such company for the purposes of its obligations and undertakings or any of them, but no such guarantee shall be made either for the performance of obligations for construction or the repayment of moneys in respect of obligations for construction until such guarantee has been authorized by the Lieutenant-Governor in Council.

Commission authorized to advance funds to subsidiaries.

(5) The Commission, with the approval of the Lieutenant-Governor in Council, may advance to any company purchased or otherwise acquired or caused to be incorporated by the Commission, such sums as may be required for the obligations and undertakings of the company. 1946, c. 67, s. 14 (2).

Commission authorized to issue bonds, etc.

34.—(1) Subject to the approval of the Lieutenant-Governor in Council, the Commission may borrow money from time to time for carrying out its purposes, and may issue bonds, debentures, notes, or other securities to provide for the repayment of any moneys so borrowed and such securities may be charged upon and secured by the property, assets, rights, rents and revenues of the Commission present or future therein described and may be payable at such times and in such manner and at such place or places in Canada or elsewhere and may bear such interest as the Commission may deem proper. R.S.O. 1937, c. 55, s. 31 (1); 1947, c. 74, s. 2.

Additional financing powers.

(2) Money borrowed from time to time for carrying out the purposes of the Commission may, without restricting the generality of the power, be used to refund or repay any existing indebtedness or to make repayment on account of advances by the Province to the Commission or to pay any indebtedness which has been guaranteed or assumed by the Commission. 1948, c. 66, s. 1.

Guaranteeing bonds.

(3) The Lieutenant-Governor in Council may authorize the Treasurer of Ontario for and on behalf of Ontario to guarantee the payment of any securities issued by the Commission for the purposes aforesaid.

Form of guaranty.

(4) The form of guaranty and the manner of its execution shall be determined by the Lieutenant-Governor in Council.

Interpretation.

(5) For the purposes of this section, "railway" means the railway which the Commission or the Nipissing Central Rail-

way Company is authorized to construct or operate and includes all branches, extensions, sidings, stations, depots, wharves, rolling stock, equipment, stores, property, real or personal, and works connected therewith and also any railway bridge, tunnel, or other structure which the Commission or the Nipissing Central Railway Company is authorized to construct. R.S.O. 1937, c. 55, s. 31 (2-4).

35. The Lieutenant-Governor in Council may from time to time authorize the Treasurer of Ontario to advance to the Commission out of the Consolidated Revenue Fund, such sums as may be deemed necessary for the construction, maintenance and operation of the railway and for the purchase, maintenance and operation of motor vehicles, trailers, aircraft, lines of buses, coaches, trucks and aircraft and equipment therefor or other works of the Commission, and all moneys so advanced shall be duly accounted for by the Commission. R.S.O. 1937, c. 55, s. 32.

Advances
out of
Consolidated
Revenue.

36. An account to be called the Ontario Northland Transportation Commission Account shall be kept by the Treasury Department of all payments out of the Consolidated Revenue Fund and of moneys received from the Commission in repayment of any indebtedness incurred by the Commission. R.S.O. 1937, c. 55, s. 33; 1946, c. 67, s. 15.

Special
account in
books of
Treasury.

37.—(1) The revenues and receipts of the Commission shall be applied to the payment of all costs, liabilities, obligations and expenditures properly incurred or made, and all surpluses shall be paid into the Consolidated Revenue Fund at such times and in such amounts as the Lieutenant-Governor in Council may direct. 1947, c. 74, s. 3.

Application
of revenue.

(2) The Commission may provide a sinking fund for the purpose of the redemption of any securities issued by the Commission. 1947, c. 74, s. 3.

Sinking
fund.

(3) The amount of surplus to the credit of any sinking fund provided by the Commission shall be invested in securities of the Province of Ontario at such times and in such manner as the Lieutenant-Governor in Council may direct. R.S.O. 1937, c. 55, s. 34 (2).

Investment
of surplus
moneys.

38. The Commission shall cause books to be provided and kept and true and regular accounts to be entered therein of all sums of money received and paid, and of the several purposes for which the same were received and paid, which books shall at all times be open to the inspection of any member of the Commission and of the Treasurer of Ontario, and of any

Accounts to
be kept by
Commission.

person appointed by the Commission or Treasurer for that purpose and of any other person appointed by the Lieutenant-Governor, and any member of the Commission, and any of such persons may take copies of or extracts from such books. R.S.O. 1937, c. 55, s. 35.

Auditor. **39.** The provincial Auditor shall be the auditor of the Commission and he shall audit the books, records and accounts of the Commission and prepare an annual auditor's statement covering the fiscal year last past. 1948, c. 66, s. 2, *part.*

Fiscal year. **40.** The fiscal periods of the Commission shall end on the 31st day of December in each year. 1948, c. 66, s. 2, *part.*

Annual report. **41.**—(1) The Commission shall after the close of each fiscal year of the Commission file with the Provincial Secretary an annual report which shall include the report of its auditor and which shall set forth the operations of the Commission for the fiscal year then last past and such particulars as may appear to the Commission to be of public interest or as may be required by the Lieutenant-Governor in Council.

Tabling. (2) The Provincial Secretary shall submit the report to the Lieutenant-Governor in Council and shall then lay the report before the Assembly if it is in session, or if not, at the next ensuing session. 1949, c. 70, s. 3.

Commission and officers not to contract with commissioners. **42.** No member of the Commission nor any officer or employee thereof shall make or enter into any contract with the Commission, or be pecuniarily interested directly or indirectly in any contract or work in regard to which any portion of the money under the control of the Commission is being or is to be expended. R.S.O. 1937, c. 55, s. 37.

Leave of Attorney-General. **43.** No action shall be brought against the Commission or against any member thereof for anything done or omitted in the exercise of his office without the consent of the Attorney-General. R.S.O. 1937, c. 55, s. 38.
