

1937

c 262 Public Utilities Corporations Act

Ontario

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CHAPTER 262.

The Public Utilities Corporations Act.

1. In this Act "public utility" shall mean and include any water works, gas works, electric heat, light or power works, telegraph and telephone lines, railways however operated, street railways and works for the transmission of gas, oil, water or electrical power or energy, or any similar works supplying the general public with necessities or conveniences. R.S.O. 1927, c. 228, s. 1.

2.—(1) Where the undertaking of a company operating a public utility incorporated under a general or special Act of this Legislature has been, since the 19th day of February, 1907, or hereafter shall be declared by the Parliament of Canada to be a work for the general advantage of Canada, or absorbed by or amalgamated with or controlled or operated by any other company whose undertaking is or has been declared a work for the general advantage of Canada, or which is not subject to the legislative control of Ontario, the Lieutenant-Governor in Council may declare that all or any of the powers, rights, privileges and franchises conferred upon such first mentioned company by letters patent or by any general or special Act of this Legislature shall be forfeited and thereupon all such powers, rights, privileges and franchises so declared to be forfeited shall cease and determine, and every municipal by-law passed and every agreement entered into with any municipal corporation authorizing such company to carry on business or granting to it any right, privilege or franchise shall also thereupon become void and be of no effect, and such company shall forfeit all claim to any bonus or other aid granted by any municipal corporation or by this Legislature.

(2) Nothing in this section shall affect the validity of any debenture issued by a municipal corporation for payment of any such bonus in the hands of a *bona fide* holder for valuable consideration, nor the claim of any *bona fide* creditor of such company. R.S.O. 1927, c. 228, s. 2.

Approval of
Lieut.-Gov.
in Council
required to
certain agree-
ments.

3.--(1) Notwithstanding anything in any Act contained a municipal corporation shall not hereafter enter into any agreement with any such company or pass any by-law in relation to any public utility which has been declared to be a work for the general advantage of Canada, or which is not within the legislative control of Ontario, until the Lieutenant-Governor in Council has approved of such agreement or by-law, and every agreement entered into and by-law passed in violation of this section shall be utterly void and of no effect.

Idem.

(2) The Lieutenant-Governor in Council may, from time to time, in advance of such agreements or by-laws approve of any class or description of such agreements or by-laws in regard to any corporation named in the Order-in-Council. R.S.O. 1927, c. 228, s. 3.
