

NATIONAL ASSEMBLY

THIRTY-SECOND LEGISLATURE

FOURTH SESSION

Bill 240

(PRIVATE)

An Act respecting the National Bank of Canada

First reading



Introduced by
Mr Raymond Gravel
Member for Limoilou

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Bill 240

(PRIVATE)

An Act respecting the National Bank of Canada

WHEREAS the deputy sheriff of the district of Québec made on 22 November 1974 the judicial sale of certain lots of the cadastre of the parish of Saint-Ambroise-de-la-Jeune-Lorette and, on 11 February 1975, issued a certificate of sale for those lots, and whereas the certificate was registered on 15 February 1975 in the registry office of the registration division of Québec under number 799 444;

Whereas one of the lots sold was then legally described as resubdivision 2 of subdivision 24 of lot 1167 of the cadastre of the parish of Saint-Ambroise-de-la-Jeune-Lorette, and whereas the legal description of that lot has not changed since that date;

Whereas the lot was described differently in the sheriff's certificate of sale and in the writ of seizure of the immovable and the sheriff's notice of sale preceding the sale;

Whereas the description of the lot entails no ambiguity and whereas no prejudice to any one seems to result from the fact that the description was not made according to law;

Whereas the purchaser has sold the lot and another lot contiguous to it;

Whereas the purchaser of the lot has obtained from the Canadian National Bank a loan involving a clause of giving in payment;

Whereas the National Bank of Canada, who succeeded in the rights and obligations of the Canadian National Bank, availed itself of the clause of giving in payment and was declared the owner of resubdivision 2 of subdivision 24 of lot 1167 of the cadastre of the parish of Saint-Ambroise-de-la-Jeune-Lorette and of a contiguous lot by a Judgment rendered on 24 January 1983 (number 200-05-005253-823 of the records of the Superior Court of the district of Québec);

Whereas the National Bank is of opinion that its title on resubdivision 2 of subdivision 24 is contestable;

THE PARLIAMENT OF QUÉBEC ENACTS AS FOLLOWS:

1. In no case may the title of resubdivision two of subdivision twenty-four of original lot number one thousand one hundred and sixty-seven (1167-24-2) of the official cadastre of the parish of Saint-Ambroise-de-la-Jeune-Lorette, registration division of Québec, from a sheriff's certificate of sale registered in the registry office of the registration division of Québec under number 799 444, be contested on the ground that resubdivision two of subdivision twenty-four was not described according to law in that certificate or in the writ of seizure of the immovable or sheriff's notice of sale that preceded the sale.

2. The registration of a certified true copy of this Act is made by deposit.

3. This Act comes into force on the day of its sanction.