



PROPRIÉTÉ DE
L'ASSEMBLÉE LÉGISLATIVE
QUÉBEC.

CHAPTER 75

An Act to amend the Quebec Summary Convictions Act

[Assented to, the 12th of April, 1938]

HIS MAJESTY, with the advice and consent of the
Legislative Council and of the Legislative Assembly
of Quebec, enacts as follows:

1. Section 15 of the Quebec Summary Convictions Act R.S., c. 165,
(Revised Statutes, 1925, chapter 165) is amended by replac- s. 15, am.
ing subsection 5 thereof by the following:

“5. The service of any such summons may be proved Proving of
by the oral testimony, under oath or affirmation, of the certain servi-
person effecting the same, or by the declaration of such ce.
person made either under oath before a justice of the peace,
or under his oath of office.”

2. Section 21 of the said act is amended by striking out R.S., c. 165,
the words: “with an affidavit setting forth the above facts”, s. 21, am.
in the sixth and seventh lines of subsection 4 thereof.

3. Section 22 of the said act is amended by adding to Id., s. 22, am.
subsection 1 thereof the following paragraph:

“The powers attributed to a justice of the peace by this Exercising of
subsection may, at the chief place of the district, be exer- certain pow-
cised by the clerk of the peace.” ers.

4. Section 62 of the said act is amended:

a. By adding thereto, after the word: “complaint”, in R.S., c. 165,
the sixth line of subsection 1 thereof, the words: “, nor for s. 62, am.
any variance between such information or complaint and
the summons or warrant”;

b. By adding thereto, after the word: "thereof," in the third line of subsection 4 thereof, the words: "or between the information or complaint and the summons or warrant,";

c. By adding thereto, after the word: "fit," in the seventh line of the said subsection 4 thereof, the words: "allow the necessary amendments and".

R.S. c. 165,
s. 64, am.

5. Section 64 of the said act, as amended by the act 24 George V, chapter 49, section 3, is again amended by adding thereto, after subsection 3 thereof, the following subsection:

Confiscating
of monies to
Crown.

"4. Notwithstanding the foregoing provisions, whenever the security consists of a deposit of monies, the justice of the peace may declare such monies confiscated to the Crown and such confiscation shall take effect forthwith without other proceedings."

Coming into
force.

6. This act shall come into force on the day of its sanction.