



CHAPTER 95

An Act to safeguard the rights of the Province

[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. Counting from the 1st of January, 1936, the moveable and immoveable property belonging at that date to any person who, belonging manifestly to the inside service of the Province, has collected for his own personal profit, from the 1st of January, 1920, to the 1st of January, 1936, interest upon public monies which were or were to be or should have been devoted to public purposes, shall be burdened with a privilege in favour of the Government of the Province of Quebec, representing such Province. Burdening of certain immoveables with privilege.

2. Such privilege shall be for the amount of the interest mentioned in section 1, plus, as a penalty and for liquidated damages, interest calculated at ten per cent per annum upon such interest from the time of the collection thereof. Amount of such privilege.

3. The privilege enacted in section 1 shall rank before law costs, without any formality or registration, upon the moveable and immoveable property contemplated in the said section 1. Ranking thereof.

4. In any judicial suit brought against any person contemplated by this act, the certificate of the Provincial Treasurer shall be *prima facie* proof of the amount which such person owes to the Government in virtue of this act. Deemed prima facie proof.

Suit deemed
summary
matter.

5. The suit for the recovery of such claim shall be deemed summary matter and shall have precedence over every other suit. The said suit shall be prescribed three years after the coming into force of this act.

Coming into
force.

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