



CHAPTER 100

An Act to amend the Code of Civil Procedure

[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. Article 286 of the Code of Civil Procedure, as amended by the acts 8 Edward VII, chapter 76, section 1; 1 George V (1st Session), chapter 42, section 2, and 7 George V, chapter 55, section 1, is again amended by replacing paragraph 2 thereof by the following:

“2. When the opposite party is a corporation, the president, manager, treasurer, secretary or, on the authorization of a judge, any other officer or employee of such corporation;”.

2. Article 286a of the said Code, as enacted by the act 16 George V, chapter 65, section 1, and amended by the act 25-26 George V, chapter 99, section 1, is again amended by replacing the last sentence of the first paragraph thereof by the following: “This provision shall not apply to suits instituted in a court other than the Superior Court.”

3. Article 418 of the said Code is amended by adding thereto, after the word: “plaintiff”, in the third line of the first paragraph thereof, the words: “or any other party who has appeared”.

4. Article 679 of the said Code is amended by replacing the words: “defendant in the original action”, in the first line of the third paragraph thereof, by the word: “garnishee”.

C. C. P., art.
1289, am.

5. Article 1289 of the said Code, as enacted by the act 13 George V, chapter 78, section 4, is amended by replacing the words: “, Gaspé, Chicoutimi and Roberval”, in the fourth line thereof, by the words: “and Gaspé”.

Coming into
force.

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