



CHAPTER 97

An Act to amend the Code of Civil Procedure respecting petition of right and security on appeal

[Assented to, the 17th of May, 1937]

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

1. Article 48 of the Code of Civil Procedure, as C. C. P.,
replaced by the act 10 George V, chapter 79, section 1, art. 48, am.
and amended by the act 13 George V, chapter 76, sec-
tion 1, is again amended by striking out the words:
“in the district of Quebec”, in the fourth line thereof.

2. Article 1015 of the said Code is amended by strik- Id., art.
ing out the words: “in the district of Quebec”, in the 1015, am.
third line thereof.

3. Article 1016 of the said Code is amended by re- Id., art.
placing the second paragraph thereof by the following: 1016, am.
“Any person not resident in the Province is bound to
give security for the costs which may be adjudged Security.
against him in the case. The procedure contemplated
in articles 181 and 182 shall apply, *mutatis mutandis*, Procedure.
to such security.”

4. Article 1017 of the said Code, as amended by the C. C. P., art.
act 19 George V, chapter 86, section 1, is again amended 1017, am.
by striking out the words: “, with an indorsation thereon
that the deposit has been made,”, in the second and
third lines of the first paragraph thereof.

C. C. P., art. 1215a, am. **5.** Article 1215a of the said Code, as enacted by the act 12 George V, chapter 97, section 2, and replaced by the act 15 George V, chapter 85, section 1, and amended by the act 23 George V, chapter 112, section 3, is again amended by inserting therein, after the word: "Bench", in the fourth line of the second paragraph thereof, the words: "or of the Superior Court".

Application of ss. 1, 2, 3 and 4. **6.** The provisions of sections 1, 2, 3 and 4 shall not apply to a petition of right filed in the office of the Superior Court of the district of Quebec, prior to the coming into force of this act.

Coming into force. **7.** This act shall come into force on the day of its sanction.