



## CHAPTER 107

An Act to amend the Civil Code respecting instalment sales

[Assented to, the 13th of April, 1933]

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

**1.** The Civil Code is amended by inserting therein, after Article 1545 thereof, the following articles: C. C., arts. 1545a, 1545b, added.

“**1545a.** Notwithstanding any agreement to the contrary, in the case of a sale on the instalment plan, any creditor of the purchaser is entitled to make payment of the balance of the price of sale due to the vendor and the thing sold on the instalment plan then becomes the property of the purchaser and subject to the ordinary rules of seizure and judicial sale. Right of creditor of purchaser to make certain payment.”

The person who has so paid the balance owing to the vendor by his debtor has, for the recovery of the sum disbursed, the privilege and rank of the unpaid vendor, as enacted in Article 1994 of the Civil Code. Recovery of sum disbursed.

“**1545b.** When the vendor takes back the thing sold because the purchaser has not complied with the clauses of his contract, the purchaser, his creditor or any person mentioned in Article 1545a, retains the right to pay what is owing to the vendor and to take back the thing sold, provided that such right be exercised within twenty days and provided that the vendor be reimbursed the expenses incurred by him for the taking back and preservation of the thing sold.” Right of creditor, etc., to make certain payment within certain period. Proviso.

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