

## C H A P. 54

## An Act to amend the Notarial Code

[Assented to, 17th of March, 1919]

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

R.S., 4583,  
amended.

**1.** Article 4583 of the Revised Statutes, 1909, is amended by adding thereto, after the word: "papers", in the fourth line thereof, the following: "negotiation of loans and other acts and proceedings for which the remuneration is fixed in the tariff of notarial fees in the Province of Quebec".

Id., 4589,  
amended.

**2.** Article 4589 of the Revised Statutes, 1909, is amended:

*a.* By adding thereto, after the word: "preservation", at the end of paragraph 1 thereof, the words "in a fire-proof and damp-proof vault or safe"

*b.* By striking out the words: "and the general list of notaries", in the second line of paragraph 2 thereof.

Id., 4631,  
amended.  
Certified ;  
photo.

**3.** Article 4631 of the Revised Statutes, 1909, is amended by adding thereto the following paragraph:

"For the same purpose it may, upon the application of any interested party, be ordered that a photograph be taken at the same time or subsequently of the original minute or of any part thereof, or of any annex, or of the signatures, which photograph, likewise certified by the judge, shall be annexed to the exact copy herein mentioned".

Id., 4647,  
replaced.

**4.** Article 4647 of the Revised Statutes, 1909, is replaced by the following:

Power of  
attorney by  
notary to  
certify  
copies of his  
deeds.

**"4647.** Any notary may, by a notarial power of attorney *en minute* and for a stated period, empower a notary residing in his district, to certify, after having compared them with the originals, copies of or extracts from his deeds or the deeds whereof he is by law the custodian.

Notary on  
active  
military  
service.

Any notary on active military service outside the Province may likewise give a power of attorney to the same effect for the whole duration of his service, until his return to the Province, and in such case such power of attorney shall be certified to by two witnesses and a staff-officer of his

regiment. Such power of attorney must be deposited amongst the minutes of a notary.

In his certificate, the notary so empowered shall mention the date and duration of his power of attorney, the name of the notary before whom it was passed, or of the notary with whom it is deposited, the fact of the military service of the notary who gave it, and the date when the copy or extract was made.

Mention of the date when such copy or extract was given shall also be made on the original.

Such copies or extracts so certified are authentic, notwithstanding anything to the contrary in article 1215 of the Civil Code.'

**5.** The following article is inserted in the Revised Statutes, 1909, after article 4672:

**"4672a.** The prothonotary may nevertheless deduct from the fees payable under articles 4670, 4671 and 4672 the amount which the Attorney-General has authorized him to pay for making or preparing the indexes or repertories of the set of records deposited at his office, and for putting such records in order."

**6.** Article 4678 of the Revised Statutes, 1909, is amended by replacing the first paragraph thereof by the following:

**"4678.** The Board of Notaries shall be composed of the former chairmen of the Board, who shall be members of the *de jure*, and of forty-three members elected in the manner hereinafter prescribed, and distributed as follows:"

**7.** Article 4679 of the Revised Statutes, 1909, is amended by inserting therein, after the word: "Board" in the first line thereof, the words: "except the former chairmen,".

**8.** The following article is inserted in the Revised Statutes, 1909, after article 4731:

**"4731a.** The Canadian Notarial Association and its General Council, as well as the district associations and their councils, are recognized as auxiliary bodies to the Board of Notaries, acting under the authority of its by-laws and regulations, and having besides the power to make by-laws for their internal government."

**9.** Article 4745 of the Revised Statutes, 1909, as amended by the act 6 George V, chapter 28, section 2, is further amended by replacing the word: "six", in the amend-

ment made by the act 6 George V, chapter 28, section 2, to the sixth line thereof, by the word: "fifteen".

Id., 4760,  
replaced.

**10.** Article 4760 of the Revised Statutes, 1909, is replaced by the following:

General list.

**"4760.** The two secretaries shall jointly keep a general list of all the notaries of the Province."

Id., 4761,  
replaced.

**11.** Article 4761 of the Revised Statutes, 1909, is replaced by the following:

Printing,  
&c. of list.

**"4761.** The printing and distribution of such list to the practising notaries shall be as ordered by the Board of Notaries."

Id., 4767 to  
4770,  
repealed.

**12.** Articles 4767 to 4770, inclusive, of the Revised Statutes, 1909, are repealed.

Powers of  
attorney  
validated.

**13.** The powers of attorney mentioned in section 4 of this act, and given since the beginning of the war (1914) up to the coming into force of this act, which were not according to the formalities of article 4647 of the Revised Statutes, 1909, as it read before the sanction of this act, are and shall be as valid as if made in accordance with the said article, provided, as regards those by private writing, that they are or have been deposited among the minutes of a notary.

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

## CHAP. 55

An Act to amend the Revised Statutes, 1909, respecting anatomy

[Assented to, 17th of March, 1919]

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

R.S., 4884,  
am.

**1.** Article 4884 of the Revised Statutes, 1909, as amended by the act 1 George V (1st session), chapter 30, section 1, is again amended by inserting therein, after the first paragraph thereof, the following paragraph:

Provisions  
may be

"The Lieutenant-Governor in Council may declare that this section shall apply to any hospital or public institution