

C H A P. 55

An Act to amend articles 286, 361 and 530, and to repeal article 1138 of the Code of Civil Procedure

[Assented to 22nd December, 1916]

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

C. C. P., art. 286, am. **1.** Article 286 of the Code of Civil Procedure, as amended by the act 8 Edward VII, chapter 76, section 1, and by the act 1 George V (1st session), chapter 42, section 2, is again amended by inserting therein, after the word "may" in the second line thereof, the words: "after one clear day's notice to the attorney of the opposite party".

C. C. P., art. 361, am. **2.** Article 361 of the Code of Civil Procedure is amended by adding thereto the following paragraph, to wit:

Service on attorney. "Even in the case where service is made on the party himself, a copy of the order and of the interrogatories must be left with the attorney, observing the same delays as to service."

C. C. P., art. 530, am. **3.** Article 530 of the Code of Civil Procedure is amended by adding thereto the following paragraph, to wit:

Judgment in case confession not accepted. "When the confession of judgment is not accepted, the plaintiff, without waiting for the result of the trial, may nevertheless obtain judgment for the amount mentioned in the confession, and may proceed to the execution of such judgment within the legal delays; and the action for the balance is proceeded with in the ordinary manner."

C. C. P., art. 1138, repealed. **4.** Article 1138 of the Code of Civil Procedure is repealed.

