

acquired, the deed of hypothec upon future property affecting the same, and stating the amount of such hypothec.

The debtor, the creditor, the trustee, or any other interested person may give such notice. Who may give notice.

Any notice given under this article shall affect the property only from the date of the registration of such notice." Effect only from date of registration.

2. Article 2133 of the Civil Code is amended by inserting therein, after the figures "2120," in the second line thereof, the figures: "2120a," C. C. art. 2133, am.

3. Article 2147a of the Civil Code, as replaced by the act 52 Victoria, chapter 26, section 4, is amended by inserting therein, after the figures: "2120," in the third line thereof, the figures: "2120a," C. C. art. 2147a, am.

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

C H A P . 7 6

An Act to amend the law relating to the notice for the sale of immoveables for municipal taxes.

[Assented to 5th March, 1915]

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

1. Article 2161d of the Civil Code, as contained in article 5843 of the Revised Statutes of 1888, and as amended by the act 5 Edward VII, chapter 30, section 1, is again amended by adding thereto, at the end thereof, a new paragraph, as follows: C. C. art. 2161d, am.

"4. A copy of the notice for the sale of immoveables for municipal taxes must in like manner be given by every secretary-treasurer or clerk in charge of such sale, or by the sheriff when he has charge of such sale, and an entry thereof must be made by the registrar in the index to immoveables by writing the words: "Notice of sale for taxes, No. " Notice to be given by sec. - treas. or clerk, and entry made by registrar.

2. Article 2161h of the Civil Code, as replaced by the act 5 Edward VII, chapter 30, section 5, is amended by adding thereto a new paragraph, as follows: C. C. art. 2161h, am.

Notice must be radiated. "When the sale of an immoveable for municipal taxes is not proceeded with in conformity with the notice given to the registrar, by reason of the payment of the taxes claimed, the notice of sale must be radiated by the deposit in the registry office of a certificate to that effect by the secretary-treasurer or clerk of the municipality."

C. C. art. 2161*i*, am. **3.** Article 2161*i* of the Civil Code, as contained in article 5843 of the Revised Statutes of 1888, and as amended by the act 5 Edward VII, chapter 30, section 6, is again amended by inserting therein, after the words: "county council" in the third line thereof, the words: "the secretary-treasurer or clerk of the municipality, as the case may be."

C. C. art. 2161*k*, am. **4.** Article 2161*k* of the Civil Code, as contained in article 5843 of the Revised Statutes of 1888, is amended by inserting therein, after the words: "secretary-treasurer", in the third and fourth lines thereof, the words: "or clerk, as the case may be,".

Mun. Code, art. 999, am. **5.** Article 999 of the Municipal Code, as amended by the act 5 George V, chapter 87, section 2, is further amended by adding thereto, at the end thereof, three new paragraphs, as follows:

Copy of list and notice to be sent to registrar. "At the time of the first publication of the list and notice, the secretary-treasurer must send a copy of the same by registered letter to the registrar of the registration division in which is situated the immoveable advertised for sale, and it shall be the duty of the registrar to notify interested parties in the manner indicated by the Civil Code.

Officer in default liable in damages. Failure to notify the registrar shall not render the proceedings null, but the officer so in default shall be responsible for all damages resulting therefrom.

Notice to registrar that that sale did not proceed. When the sale of an immoveable mentioned in the list and notice above mentioned is not proceeded with, the secretary-treasurer in charge of such sale must inform the registrar thereof by registered letter."

R. S. 5761, am. **6.** Article 5761 of the Revised Statutes, 1909, is amended by adding thereto, at the end thereof, three new paragraphs, as follows:

Notice to registrar. "At the time of the first publication of the notice, the clerk must transmit a copy thereof by registered letter to the registrar of the registration division in which is situated the immoveable advertised for sale, and it shall be the duty of the registrar to notify interested parties in the manner indicated by the Civil Code.

Officer in default liable to damages. Failure to notify the registrar shall not render the proceedings null, but the officer so in default shall be responsible for all damages resulting therefrom.

When the sale of an immoveable mentioned in the list and notice above mentioned is not proceeded with, the clerk in charge of such sale must inform the registrar thereof by registered letter.”

Notice to registrar that sale did not proceed.

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

Coming into force.

CHAP. 77

An Act to amend articles 2168 and 2175 of the Civil Code, and to enact certain new provisions relating to subdivisions of property.

[Assented to 5th March, 1915]

WHEREAS certain lands have been up to the present time subdivided and sold in town and village lots, without plans and books of reference having been previously prepared in accordance with article 2175 of the Civil Code or in compliance with the acts 38 Victoria chapter 15, section 2, 48 Victoria, chapter 26, 53 Victoria, chapter 53, or 1 George V (2nd session), chapter 48; and

Preamble.

Whereas serious inconvenience has been thereby occasioned to the present holders of such lands; and

Whereas it is expedient to remedy the same for the past, and prevent it for the future;

Therefore, His Majesty, with the advice and consent of the Legislative Council and of the Legislative Assembly of Quebec, enacts as follows:

1. Article 2168 of the Civil Code is amended by adding thereto, as a continuation of the first paragraph thereof, the following: “The foregoing, however, does not apply to town or village lots, the manner of subdividing and designating which is governed by article 2175.”

C. C. art. 2168, am.

Provisions not applicable in certain cases.

2. Article 2175 of the Civil Code, as contained in article 5847 of the Revised Statutes of 1888, is thereto a new paragraph, as follows:

C. C. art. 2175, am.

“The designation of a lot is, consequently, valid only if it contains the number mentioned on the plan and in the book of reference of the subdivision, prepared and deposited as hereinabove provided.”

Validity of designation of a lot.

3. 1. In the case where a property, before the coming into force of this act, has been, in whole or in part, subdivided

Minister may allow