

C H A P . 1 3

An act to amend the Quebec Controverted Elections' Act.

[Assented to 24th March, 1911]

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

- R. S. Q.,
472, am. **1.** Article 472 of the Revised Statutes, 1909, is amended by replacing the last paragraph by the following :
- Appeals on
preliminary
exceptions. “ There shall be an appeal to the Court of King’s Bench (Appeal Side) from any judgment dismissing or maintaining preliminary objections, by inscription filed within the five days next following the date of the judgment.
- Procedure. After the filing of the inscription in appeal, the procedure to be followed shall be the same as that prescribed on appeals from interlocutory judgments by the Code of Civil Procedure. ”
- Id., 473 am. **2.** Article 473 of the said statutes is amended by adding the following paragraph :
- Suspension
of certain
delays. “ Where there has been an appeal to the Court of King’s Bench from a judgment on preliminary exceptions, the delay to file an answer shall begin to run from the date on which the judgment on the appeal was rendered. ”
- Id., 521
repealed. **3.** Article 521 of the said statutes is repealed.
- Id., 522, am. **4.** Article 522 of the said statutes is amended by inserting after the word “ judgment ” in the first line, the words “ as soon as it shall have become final and non-appealable ”
- Id., 526, am. **5.** Article 526 of the said statutes is amended by replacing the first paragraph by the following :
- Appeal to
K. B. “ **526.** An appeal to the Court of King’s Bench (Appeal Side) may be taken from the final judgment of the Court of Review upon an election petition. ”
- Id., 528a,
added. **6.** The following article is inserted in the said statutes after article 528 :
- Application
of certain
articles. “ **528a.** Articles 522 to 525 shall apply, *mutatis mutandis*, to judgments rendered by the Court of King’s Bench. ”
- Id., 556, am. **7.** Article 556 of the said statutes is amended by adding the following paragraph :
- Suspension
of certain
delays. “ In the case of appeal to the Court of King’s Bench from a judgment on preliminary exceptions, the period of time

between the filing of the inscription in the Court of King's Bench and the rendering of judgment by said court, shall not be reckoned as part of said four months."

8. Article 560 of the said statutes is amended by inserting *Id.*, 560, am. after the word "them" in the second line, the words: "or the judges of the Court of King's Bench or the majority of them."

9. This act shall not affect pending cases.

Saving clause.

10. Cases in appeal under this act shall have precedence over all other cases.

Precedence of appeals.

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

Coming into force.

C H A P . 1 4

An act to amend the Revised Statutes, 1909, respecting the Quebec Public Utilities' Commission.

[Assented to 24th March, 1911]

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

1. Article 718 of the Revised Statutes, 1909, is amended by replacing paragraph *b.* thereof by the following :

R. S. Q., 718, am.

"*b.* The words "Public Utility" mean every corporation other than a municipal corporation, firm, person, or association of persons, the business and operations whereof are subject to the legislative authority of this Province, their lessees, trustees, liquidators or receivers appointed by any court, that now or hereafter own, operate, manage or control any system, works, plant or equipment for the conveyance of telegraph or telephone messages or for the conveyance of passengers or goods over a railway, street railway or tramway, or for the production, transmission, delivery or furnishing of heat, light, water or power, either directly or indirectly to or for the public."

Definition of public utility.

2. Article 740 of the said statutes is amended :

Id., 740, am.

a. By replacing paragraph *d* by the following :

"*d.* Whenever it is made to appear to the Commission, upon the complaint of any public utility, or of any person or persons, having an interest, present or contingent, in the matter respect-

Disputes as to tolls, &c., of public utilities.