

# ORDERS IN COUNCIL

HAVING FORCE OF LAW

IN THE

PROVINCE OF QUEBEC



THE HONORABLE SIR LOUIS AMABLE JETTÉ, K.C.M.G.

LIEUTENANT-GOVERNOR

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QUEBEC

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ANNO DOMINI 1907

# ORDERS IN COUNCIL



## EXECUTIVE COUNCIL CHAMBERS

QUEBEC, 7th January, 1907.

PRESENT : The LIEUTENANT-GOVERNOR in Council.

Under the authority conferred upon the Lieutenant-Governor in Council, by article 1580 of the Revised Statutes as enacted by the act 55-56 Victoria, chapter 20, section 1, it is ordered :

1. That the fee of \$5.00 on prospecting mining licenses, mentioned in article 1461, be increased to \$10.00 ;

2. That the price of mining concessions be also changed, by substituting for the rates mentioned in paragraph 1 of article 1444 as enacted by the act 55-56 Victoria, chapter 20, section 1, the following : \$10.00 per acre for superior metals more than twenty miles from a railway, and \$20.00 for those at a distance of less than twenty miles therefrom. As far as inferior metals are concerned, the order in council of the 14th day of May, 1902, is repealed, and the price of such concessions in future shall be \$2.00 an acre when more than twenty miles from a railway, and \$4.00 when less than twenty miles, all metals to be classified as superior except products of little value and building materials such as turf, hog ores, ochres, clay, marl, sand and gravel, employed for construction purposes, and building stone such as calcareous stone, slate and granite ;

3. That the lands comprised within the lake Chibougamou region, be reserved as mining lands, and withdrawn from sale until surveyed.

GUSTAVE GRENIER,

*Clerk of the Executive Council.*

## EXECUTIVE COUNCIL CHAMBERS

Quebec, 10th December, 1906.

PRESENT: The LIEUTENANT GOVERNOR in Council.

Whereas, by article 3599 of the Revised Statutes, the General Council of the Bar of the Province may, from time to time, establish a tariff of fees for advocates practising before any of the courts of justice in this Province, which tariffs shall be forwarded to the Lieutenant Governor in Council and shall come into force only with his approval;

Whereas the General Council of the Bar has, on the 9th of January, 1903, established a tariff of fees for the advocates practising before the Superior Court, and has forwarded a copy thereof to the Lieutenant Governor in Council for his approval;

Whereas the formalities by law required in the preparation of the said tariff appear to have been observed, and it is proper to approve it.

It is ordered that the tariff of fees for advocates practising before the Superior Court, established by the General Council of the Bar, at its meeting of the 9th January, 1903, be approved and do come into force on and after the first day of January next, 1907.

GUSTAVE GRENIER,

*Clerk of the Executive Council.*


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TARIFF OF ADVOCATES' FEES IN SUITS IN THE SUPERIOR COURT  
OF THE PROVINCE QUEBEC

## SECTION I

## CLASSES OF ACTION

Article 1. First class.—1. Actions in which the amount or value in issue is \$1,000.00 or over.

2. Proceeding by Injunction, *Quo-Warranto*, *Mandamus*, Prohibition, annulment of letters patent, (*Scire facias*) and others analogous, provided for by articles 978 to 1010, C. C. P. ; and actions to set aside a will.

Article 2. Second class.—1. Actions in which the amount or value in issue is \$400.00 or over.

2. Suits for separation as to property, for separation from bed and board, for declaration of paternity, oppositions to marriage, removal from tutorship or curatorship, of boundary, partition, possessory and petitory, and all real and mixed actions which are not comprised in the first class, and which are not otherwise provided for

Article 3. Third class.—Actions in which the amount or value in issue is \$200.00 or over.

Article 4. Fourth class.—Actions in which the amount or value in issue is \$100.00 and under \$200.00.

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### SECTION 2

#### GENERAL RULES

Article 5.—An additional fee shall be granted to each attorney in contested cases, as follows :

\$ 2,500.00 and over.....	\$20.00
\$ 5,000.00 and over.....	\$30.00
\$10,000.00 and over.....	\$50.00

Article 6.—On all proceedings for which the tariff does not specially provide, the fees fixed by the tariff on analogous proceedings shall be granted ; the judge may, however, determine the amount of such fees by an order subsequent to the judgment, if this does not make mention of them.

Article 7.—The costs in actions in revendication of movables, are taxed, as against the plaintiff, according to the value of the property claimed, and, as against the defendant, according to the value of the property for which judgment is rendered.

Article 8.—Hypothecary actions and actions for seigniorial dues, where the title of the seignior is not contested, are considered, in respect of costs, as merely personal actions.

Article 9.—The costs in actions to account are taxed, against the plaintiff according to the amount demanded, and, against the defendant, according to the amount for which he is bound to render account.

Article 10.—In any action in ejectment instituted in virtue of articles 1150 and following of the Code of Civil Procedure respecting lessors and lessees in which no condemnation is asked for rent due or for damages (which action is provided for by the statutes) the costs shall be those of a personal action taken in the Superior Court or Circuit Court, as the case may be, for a sum equal to the value of the use and occupation of the leased premises for the current year at the time of the institution of the action, or, if the lease shall have expired, then for a sum equal to the rent paid during the last year that the lease was in force.

Article 11.—In actions of damages for personal wrongs, the costs are taxed against the plaintiff, according to the amount demanded, and, against the defendant, as of the class to which the amount of the final judgment corresponds. (See article 550, C. C. P.)

Article 12.—In actions for sums of money under \$200.00, instituted by writ of *capias ad respondendum* the costs are the same as in actions of the fourth class.

Article 13.—On proceedings by action or by petition in reference to municipal or school matters in cities and towns, such as contesting valuation or assessment rolls, or others of the same nature, the same fees as in third class actions, unless otherwise provided for by some special law.

Article 14.—In any case where there are several defendants and they sever in their defence, the plaintiff's attorney shall receive, on each additional issue, one half of the fee allowed by article 23. The same rule applies equally to interventions, and to all proceedings mentioned in article 46 of this tariff.

Article 15.—The costs of exhibits, copies of plans, deeds or other documents shall be included in the bill, only when they have been ordered for the purposes of the suit.

## SECTION 3

	1st cl.	2nd cl.	3rd cl.	4th cl.
Article 16.—If the action be settled before return .....	\$25 00	\$18 00	\$14 00	\$10 00
Article 17.—If the action be settled after return.....	30 00	20 00	16 00	12 00
Article 18.—If the action be settled or if the defendant confesses judgment, after the delay mentioned in the preceding number, but before plea filed, or inscription for proof, or inscription for final hearing on the merits where no enquête is necessary.....	35 00	22 00	18 00	15 00
Article 19.—If the action be settled after the inscription on the roll for proof, but before the closing of the enquête, or after the inscription for final hearing on the merits, where no enquête is necessary, or if judgment be rendered on such last mentioned inscription.	40 00	25 00	20 00	16 00
Article 20.—If the action be settled after enquête closed, or if judgment be rendered in such action after enquête....	50 00	35 00	24 00	20 00
Article 21.—To the attorney of defendant or respondent for his appearance in any action or in any of the proceedings mentioned in article 46 of this tariff, when no contestation is filed.....	10 00	8 00	6 00	4 00
Article 22.—If the action be settled after the filing of any plea, other than a plea to the merits, and without enquête, or if the action be dismissed on such plea and without enquête :				
To the plaintiff's attorney.....	50 00	30 00	25 00	20 00
To the defendant's attorney.....	40 00	25 00	20 00	15 00
Article 23.—If the action be settled after the filing of a plea to the merits :				
To the plaintiff's attorney.....	60 00	40 00	30 00	24 00
To the defendant's attorney.....	50 00	30 00	25 00	20 00
Article 24.—If the action be settled after the inscription for final hearing, or if judgment be rendered on such hearing :				
To the plaintiff's attorney.....	80 00	60 00	50 00	30 00
To the defendant's attorney.....	70 00	50 00	40 00	24 00
Article 25.—If the inscription in law to the action be dismissed or if a partial inscription in law is maintained :				
To each attorney.....	20 00	12 00	8 00	5 00
Article 26.—When an action is submitted on factums by order of the judge :				
To each attorney besides the fee on hearing, an additional fee of .....	20 00	15 00	10 00	5 00

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	1st cl.	2nd cl.	3rd cl.	4th cl.
Article 27.—On joint factum or case filed in conformity with article 509, C. C. P., hearing included and to cover all fees :				
To each attorney.....	\$100 00	\$75 00	\$50 00	\$25 00
Article 28.—For the notice required by article 88 C. C. P., and for notice prior to action to be given to municipalities.....	5 00	4 00	3 00	2 00
Article 29.—For every duplicate and every additional copy of declaration, petition, ( <i>requête libellée</i> ), incidental demand, intervention, opposition, or affidavit for seizure before judgment or other writ, and of any other proceeding mentioned in article 46 of this tariff.	2 00	2 00	2 00	1 00
Article 30.—For every additional copy of petition or motion, service of which was required.....	1 00	1 00	1 00	50
Article 31.—On attendance to call in defendants, creditors, opposants or others, by notice in newspapers.....	5 00	3 00	00	1 00
Article 32.—To each attorney for filing copies of pleadings as required by article 295 C. C. P. :				
Each copy.....	2 00	2 00	2 00	1 00
Article 33.—For affidavit or affidavits to obtain writs of capias, attachment before judgment, attachment in revendication, conservatory attachment, injunction, prohibition, <i>Mandamus</i> , <i>Quo Warranto</i> , <i>Scire Facias</i> , including the first copy of such affidavit.....	10 00	8 00	6 00	4 00
Article 34.—For each writ of capias, or attachment before judgment, or conservatory seizure, issued after suit brought, including affidavit :				
To plaintiff's attorney.....	20 00	15 00	10 00	5 00
Article 35.—On contestation of capias, attachment before judgment or conservatory attachment :				
To each attorney.....	25 00	20 00	15 00	10 00
If there is an enquête, see article 43.				
Article 36.—On petition ( <i>requête libellée</i> ) for the issuing of a prerogative writ, when such writ is refused ;				
To each attorney....	\$20 00			
Article 37.—On petition for interlocutory or interim injunction when contested :				
To each attorney.....	25 00	20 00	15 00	10 00
If there is an enquête, see article 43.				
Article 38.—On any surety bond :				
To each attorney..	6 00	5 00	4 00	3 00
Article 39.—On any petition or motion not specially provided for, as also on the contestation thereof :				
To each attorney.....	5 00	4 00	3 00	2 00
If there is an enquête, see article 43.				

	1st cl.	2nd cl.	3rd cl.	4th cl.
Article 40.—For drawing interrogatories on articulated facts.	\$5 00	\$4 00	\$3 00	\$2 00
Article 41.—On proceedings had under art. 286 C. C. P., for the examination of party after plea filed, as also on proceedings had under articles 590, 651, 811, 882, 883, C. C. P., for the examination of debtors, opposants or other creditors, including examination.....	10 00	8 00	6 00	4 00
Article 42.—Preliminary exceptions to actions, and grounds in law against a plea or pleading other than the declaration :				
1. If the action be settled or discontinued after filing of preliminary exception, or if the action be dismissed on such exception, see article 22.				
2. (a) On judgment rejecting declinatory exception, exception of <i>lis pendens</i> , dilatory exception, or to the form :				
(b) On judgment maintaining dilatory exception .				
(c) On judgment on declinatory exception referring case to the competent judge or court :				
(d) On any other pleading in law rejected after hearing :				
To each attorney.....	10 00	8 00	6 00	6 00
3. On judgment allowing a party to amend a pleading, after the filing of an exception or answer thereto :				
To the attorney of the adverse party.....	10 00	6 00	4 00	4 00
Article 43.—Enquete Fees :				
1. On all proceedings mentioned in article 46 of this tariff when not contested, and on every preliminary exception, petition, motion, rule and all other incidental proceedings, after enquete made, or on filing an affidavit or affidavits ordered by the court.....	10 00	8 00	6 00	4 00
2. In contested actions, and all proceeding mentioned in article 46 of this tariff, when contested, after enquete made.....	25 00	20 00	15 00	10 00
3. In any contested case when the proof or hearing has necessarily lasted more than one day, for each additional day or part of day .....	10 00	8 00	6 00	4 00
Article 44.—Hearing and Re-hearing :				
1. For hearing of a contested action and of any of the proceedings mentioned in article 46 of this tariff, when contested, as well as on every re-hearing ordered.....	15 00	12 00	8 00	6 00
2. For every re-hearing on any plea, ordered by the court	10 00	8 00	6 00	4 00
3. For every re-hearing ordered by the court on any rule, or other proceeding not specially provided for :				
To each attorney.....	4 00	3 00	2 00	1 00

# ORDERS IN COUNCIL

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1st cl. 2nd cl. 3rd cl. 4th cl.

## Article 45.—Continuances :

1. On the postponement of a case inscribed for proof and hearing, the party bound to proceed not being ready:  
To the attorney of adverse party..... \$4 00 \$3 00 \$2 00 \$1 00
2. On the continuance of a preliminary exception, petition, motion, rule, or other incidental proceeding, the party bound to proceed not being ready :  
To the attorney of the adverse party..... 1 00 1 00 1 00 1 00

## Article 46.—On proceedings hereinafter mentioned, to wit :

1. Incidental and cross demands ;
2. Interventions ;
3. Improbations, after filing reasons (an additional fee of \$4.00 for drawing up power of attorney)
4. Disavowals ;
5. Continuance of suit ;
6. Oppositions to annul, to secure charges or to withdraw ;
7. Oppositions for payment ;
8. Petitions in revocation of judgment (after allowance by the judge) ;
9. Oppositions by third parties (*Tierce-opposition*) ;
10. Vacating sheriff's sale ;
11. Contestations of report of distribution or collocation (contesting party being considered plaintiff) ;
12. Contestations of garnishee's declaration (contesting party being considered plaintiff) ;
13. Resale for false bidding ;

The fees are :

- (a) If settled after filing..... 20 00 16 00 12 00 8 00
- (b) If judgment be rendered by default or ex-parte... 30 00 20 00 16 00 12 00

If there is any proof, see article 43.

- (c) If contested, the fees of a contested action.

The fees on incidental demands, interventions, oppositions for payment, oppositions by third parties, contestations of report of distribution or collocation, and contestations of garnishees' declarations, follow the amount claimed by such proceedings ; on the opposition to withdraw, the value of the effects ; on the resale for false bidding, the amount of the adjudication ; and, on the other proceedings, the class of the action in which they are filed.

## Article 47.—Rogatory Commissions :

To each attorney :

1. For choosing the commissioners..... 5 00
2. For drawing interrogatories and cross-interrogatories..... 10 00
3. For preparing instructions..... 2 00
4. To the attorney prosecuting the execution of the commission..... 6 00

	1st cl.	2nd cl.	3rd cl.	4th cl.
Article 48.—Trial by Jury :				
To each attorney :				
Besides the fees on the action :				
1. For drawing statement of facts to be submitted to the jury.....	\$15 00	10 00		
2. For striking the panel.....	10 00	5 00		
3. For preparing factum.....	15 00	10 00		
4. When the case has been reserved for the consideration of the Court of Review, for all proceedings up to judgment, an additional fee of.....	30 00	20 00		
Article 49.—Accounting :				
(See article 9.)				
Besides the fees on the action :				
1. For all proceedings after judgment ordering an account to be rendered, when account is not contested : To each attorney.....	20 00	15 00	10 00	5 00
2. If the account is contested, the fees are those of a contested personal action, the contestant being considered plaintiff,				
Article 50.—On proceedings to appoint curator to a surrender in an hypothecary action :				
To the attorney.....	5 00	4 00	3 00	2 00
Article 51.—On attendance to register a judgment.....	5 00	3 00	2 00	1 00
Article 52.—Execution :				
On issue of writ :				
1. <i>De bonis</i> .....	5 00	4 00	3 00	2 00
2. <i>De terris</i> .....	6 00	6 00	6 00	6 00
The fees on execution follow the class of action in which the writ is issued. If, however, the writ is issued for a less sum, the fees follow the class of action of the amount claimed. The same rule applies to proceedings subsequent to the writ.				
Article 53.—Seizure by Garnishment after Judgment .				
The fees follow the class of action in which the writ is issued ; if however, the writ is issued for a less sum, the fees follow the class of action of the amount claimed :				
1. On issue of writ.....	5 00	4 00	3 00	2 00
2. If judgment is rendered by default against the garnishee, or upon his declaration.....	8 00	6 00	4 00	2 00
3. For attendance at the garnishee's declaration.....	0 50	0 50	0 50	0 50
4. If the seizure is contested, same fees as in contested actions.				
5. If the garnishee's declaration is contested, the same fees as in contested actions, according to the amount claimed from the garnishee.				
Article 54.—Writ of Possession.				
On issue of writ.....	5 00	4 00	3 00	2 00

1st cl. 2nd cl. 3rd cl. 4th cl.

## Article 55.—Report of Distribution :

1. On proceedings to have the report of distribution prepared or to have moneys paid without formalities of a report of distribution..... \$ 10 00
2. On appearance for a creditor or for a party collocated and filings documents, the fee on appearance is fixed by article 21, according to the amount of the claim or collocation.

## Article 56.—Coercive Imprisonment :

1. On petition or motion for rule :  
To each attorney..... \$ 5 00    4 00    3 00    2 00
2. For proceedings on rule when not contested :  
To attorney of petitioner..... 10 00    8 00    6 00    4 00
3. If the rule is contested :  
To petitioner's attorney..... 12 00    10 00    8 00    6 00  
To constestant's attorney..... 10 00    8 00    6 00    4 00

If there is an enquete. See article 43.

## Article 57.—Sequestration :

1. On petition when not contested :  
To Petitioner's attorney..... 10 00
2. On petition when contested :  
To each attorney..... 20 00

For enquete. (See article 43).

3. On incidental proceedings, fees of the second class.

## Article 58.—Annulment of Letters Patent :

- On the preliminary proceedings to obtain the authorization of Solicitor General or Attorney General. .... 25 00

## Article 59.—Petition of Right :

1. Fees according to amount in issue.
2. On proceedings to obtain the Lieutenant-Governor's fiat..... 25 00

## Article 60.—Hypothecary Actions against immovables, whose owners are unknown or uncertain. In these cases the fees are according to the amount claimed.

## Article 61.—Partition and Licitation : In addition to the fees on the action :

1. For preparing list of charges..... 10 00
2. For preparing notices..... 5 00
3. For all proceedings subsequent to judgment ordering licitation, when there is only one immoveable, one fee only..... 40 00
4. For every additional immoveable..... 5 00
5. To attorney of defendant or defendants on all proceedings subsequent to judgment ordering licitation, one fee only..... 20 00

Article 62.—Confirmation of Title : On proceedings  
to obtain judgment of confirmation of title :

To the petitioner's attorney :

- |   |         |
|---|---------|
| 1. If the purchase money does not exceed \$400.00   | \$20 00 |
| 2. If the purchase money exceeds \$400.00, but does<br>not exceed \$1000.00, or if the consideration<br>is not of a pecuniary nature..... | 30 00   |
| 3. If the purchase money exceeds \$1,000.00....   | 40 00   |
| 4. If the purchase money exceeds \$2,500.00....   | 50 00   |
| 5. If the purchase money exceeds \$5,000.00....   | 75 00   |
| 6. If the purchase money exceeds \$10,000.00....  | 100 00  |
| 7. The fees on oppositions to judgment of confir-<br>mation of title are the same as on oppositions<br>to executions.....                 |         |

Article 63.—Deposits in conformity with articles  
1196 and 1198 R. S. Q. On proceedings  
by a creditor to withdraw the whole or  
part of the sum deposited :

1. If there is no contestation :

To petitioner's attorney :

- |   |       |
|---|-------|
| When the amount claimed is \$5,000.00 or more | 30 00 |
| When the amount claimed is \$2,500.00 or more | 25 00 |
| When the amount claimed is \$1,000.00 or more | 20 00 |
| When the amount claimed is \$400.00 or more   | 15 00 |
| When the amount claimed is \$200.00 or more   | 10 00 |
| When the amount claimed is less than \$200.00 | 5 00  |

2. If contested, to each attorney, the same fees  
as in contested actions according to the  
amount claimed.

Article 64.—Separation of Property, or from Bed  
and Board, besides the fees on these actions :

- |  |       |
|--|-------|
| 1. For preparing and sending notices.....                                | 5 00  |
| 2. On proceedings to determine the <i>reprises</i> of<br>the plaintiff : |       |
| (a) If there is no contestation :  |       |
| To plaintiff's attorney.....   | 10 00 |
| (b) If contested :   |       |
| To each attorney.....  | 20 00 |

Article 65.—Habeas Corpus :

1. If not contested :

To petitioner's attorney..... 15 00

2. If contested :

To petitioner's attorney.....	25 00
To respondent's attorney.....	20 00

3. If there is an enquete, after contestation :

To each attorney ..... 10 00

4. On incidental proceedings, the fees shall be  
those of fourth class actions.

1st cl. 2nd cl. 3rd cl. 4th cl.

## Article 66.—Evocations :

1. On proceedings to have evocation declared well founded.  
To each attorney..... \$5 00
2. If the evocation is declared well founded, the costs are those of a third class action in the Superior Court, which costs shall include services rendered in both courts.

## Article 67.—Appeals from Inferior Tribunals to the Superior Court :

1. If there is no contestation :  
To the appellant's attorney..... 10 00
2. If there is a contestation :  
To the appellant's attorney..... 20 00  
To the respondent's attorney..... 12 00

## Article 68.—An opposition to judgment is a plea to the action.

## Article 69.—Petition in Revision is a plea to the action.

Article 70.—Petition in Revocation of Judgment ;  
See article 46.

## Article 71.—Opposition by Third Parties : See article 46.

## Article 72.—Review before Three Judges :

1. To the appellant on his inscription..... \$20 00 \$10 00 \$8 00 \$6 00
2. To the respondent on his appearance..... 15 00 10 00 6 00 4 00
3. For preparing factum.  
To each attorney..... 30 00 25 00 20 00 15 00
4. If inscription is dismissed in default to proceed, or if it is dismissed on motion :  
To respondent's attorney..... 10 00 8 00 6 00 4 00
5. Fee for hearing on the merits :  
To each attorney..... 20 00 15 00 10 00 8 00
6. Fee on rehearing ordered :  
To each attorney..... 20 00 15 00 10 00 8 00
7. For travelling expenses from any district to Quebec or Montreal, \$10.00.
8. An additional fee in cases of :  
\$ 2,500 00 or over..... \$15 00  
5,000 00 or over..... 25 00  
10,000 00 or over..... 40 00

Article 73.—Appeal Abandoned. Court of King's Bench,  
Appeal Side (under article 1213 C. C. P.)

- To the respondent's attorney :
1. For examining inscription..... 10 00 8 00 6 00 4 00
  2. For attendance to receive security..... 6 00 5 00 4 00 3 00
  3. Fee on appeal abandoned..... 10 00 8 00 6 00 4 00

Article 74.—Certiorari. If settled before filing of the writ :

To petitioner's attorney.....	\$10 00
When writ is refused :	
To the attorney of the adverse party....	6 00
When there is no settlement before the filing of the writ :	
To petitioner's attorney.....	16 00
To respondent's attorney.....	10 00
On incidental or subsequent proceedings, the fees are those of fourth class actions.	

Article 75.—Non-Contentious Proceedings :

In these proceedings, besides the fees hereinafter mentioned, second class fees are allowed on all incidental proceedings.

1. Petition for order for inspection, for appointment of Commissioner of Superior Court, for authorization to sign deed, or any petition of a like nature, for reinvestment of substituted properties, for rectification of registers of civil status, and for exhumation :

(a) When there is no contestation :	
To petitioner's attorney.....	5 00
(b) When there is a contestation :	
To petitioner's attorney.....	20 00
To respondent's attorney.....	15 00

2. Proceedings for appointment of testamentary executors, or to be relieved from office of testamentary executor :

(a) When there is no contestation :	
To petitioner's attorney.....	10 00
(b) To each attorney, if there is a contestation the fees of a second class action :	

3. Family Councils, Tutorships, Curatorships, Interdiction, Judicial Advisers, &c.

To petitioner's attorney :

(a) On every additional copy of petition served on relatives.....	1 00
(b) Attendance at family council when there is no contestation ..	10 00
(c) When there is a contestation :	
To each attorney.....	25 00
(d) If there is an enquête .....	10 00

4. Sale of Property belonging to minors and other disqualified persons :

(a) For preparing notices.....	5 00
(b) When property does not exceed \$400.00 in value.....	20 00
(c) When property exceeds \$400.00 in value..	40 00

1st cl. 2nd cl. 3rd cl. 4th cl.

5. Affixing and Removing Seals.
  - (a) When there is no contestation :
 

To petitioner's attorney.....	\$10 00
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  - (b) When there is a contestation :
 

To petitioner's attorney.....	25 00
To respondent's attorney.....	15 00
6. Benefit of Inventory :
  - (a) To petitioner's attorney, on petition.....
  - (b) To petitioner's attorney, on surety bond..
7. Letters of Verification :
 

To petitioner's attorney, if there is no contestation :	
(a) On petition.....	10 00
(b) On every additional copy of petition served on heirs.....	1 00
(c) For preparing notice... ..	5 00
(d) When there is a contestation, to each attorney, fees of a contested second class action.	

Putting into Possession :

  - (a) If there is no contestation :
 

To petitioner's attorney....	20 00
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  - (b) On preparing notices....
  - (c) If there is a contestation, to each attorney, fees of a contested second class action.
9. Probate of Will :
 

On the proceedings for probate.....	20 00
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10. On Appeal to Court of Review in any non-contentious proceedings, the fees are those of a second class action in Review.

Article 76.—Abandonment of Property : Liquidation of Partnerships, and of Insolvent Banks and Corporations :

1. For preparing demand of abandonment.....
2. For preparing abandonment, and filing the sworn statement of creditors and insolvent's statement.....
3. For any petition and motion.....
4. For attending a meeting of creditors or shareholders in Court, or a meeting ordered by the Court.....
5. For preparing any ordinary claim.....
6. For preparing any privileged or hypothecary claim.....
7. On contestation of claim or dividend sheet of an application for the appointment of a liquidator, or of an application to have a party held to contribute, and other like proceedings, the same fees as in ordinary actions for a like amount.
8. On all proceedings not specially provided for, the same fees as under the general tariff in so far as it is applicable.

	1st cl.	2nd cl.	3rd cl.	4th cl.
Article 77.—Advocate acting as Arbitrator, Practitioner or Commissioner to take evidence, unless otherwise agreed between the parties :				
1. To every practitioner or arbitrator, for examining case and record.....	\$12 00	\$10 00	\$ 8 00	\$ 6 00
2. For every sitting, less than one hour, and for every hour (provided that not more than three hours be allowed in taxation per day).....	6 00	5 00	4 00	3 00
3. For drawing up the judgment.....	10 00	8 00	6 00	4 00
4. To the clerk, for every sitting of less than one hour, not exceeding three hours per day.....	1 00	1 00	1 00	1 00

Article 78.—Valuation and Arbitration. To advocates representing an interested party in a matter submitted to experts, auditors, practitioners or arbitrators, when amount claimed is \$200.00 or over :

1. For attendance at every sitting, when the case is proceeded with daily..... \$10 00
2. For attendance at any sitting called, when the case is not proceeded with..... 1 00
3. When the amount claimed is less than \$200 00, half of these fees are granted.

Articles 79.—Expropriation.

1. On petition for the appointment of commissioners or arbitrators :
 

To each attorney.....	10 00
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2. For instructions, examination of the property, preparing of the offer or claim, or the interview with the witnesses, examining the offer, &c.
 

When the amount awarded is \$5,000.00 or more	30 00
When the amount awarded is \$2,500.00 to \$5,000.00.....	25 00
When the amount awarded is \$1,000.00 to \$2,500.00.....	20 00
When the amount awarded is \$400.00 to \$1,000.00.....	15 00
When the amount awarded is under \$400.00	10 00
3. For attendance at each sitting, when it is proceeded with, daily..... 10 00
4. For attendance, on the adjournment, when the case cannot be proceeded with, daily 5 00
5. On subsequent proceedings, the fees are according to the amount allowed to the party expropriated.
6. When there is an appeal to the court from the award of commissioners or arbitrators, or such like proceedings, the same fees as in a case in Review for a like amount.

# ORDERS IN COUNCIL

XVII

	1st cl.	2nd cl.	3rd cl.	4th cl.
<b>Article 80.—On Proceedings for the Payment of</b>				
<b>Moneys awarded in expropriation proceedings :</b>				
<b>To the attorney of the party expropriated :</b>				
1. When the amount allowed is \$5,000.00 or more.....				\$40 00
2. When the amount allowed is \$2,500.00 or more .....				30 00
3. When the amount allowed is \$1,000.00 or more.....				25 00
4. When the amount allowed is \$400.00 or more .....				20 00
5. When the amount allowed is \$200.00 or more .....				15 00
6. When the amount allowed is \$100.00 or more .....				10 00
7. When the amount allowed is less than \$100.00 .....				5 00
8. When there is a contestation the fees are the same as in contested actions of the same class.				

<b>Article 81.—On proceedings in opposition to the homologation of a report of commissioners or arbitrators, (according to amount allowed) :</b>				
1. To the attorney of the successful party.....	\$50 00	\$40 00	\$30 00	\$20 00
2. To the attorney of the unsuccessful party.....	40 00	30 00	20 00	10 00

<b>Article 82 —Lawyer's Letters :</b>				
<b>For a letter, when the case is settled without the issue of a writ .....</b>				
	6 00	5 00	4 00	2 00

<b>Article 83.—Bills of costs :</b>				
<b>For preparing and drawing bill of costs, including copy :</b>				
1. In contested cases.....	2 00	1 50	1 25	1 00
2. In default and ex-parte cases .....	1 00	1 00	0 75	0 50
3. For notice of taxation and attendance at taxation. (In contested cases only).....	2 00	1 50	1 00	1 00

I, the undersigned, certify that the foregoing tariff was established by the General Council of the Bar of the Province of Quebec, at its meeting of the 9th of January, 1903.

ARTHUR GLOBENSKY,  
Secretary-Treasurer of the General Council of the Bar of the Province of Quebec.