

CHAP. 47

An Act to amend articles 59*a* and 130 of the Civil Code

[Assented to 25th April, 1903]

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

C. C., 59*a*,
replaced.

1. Article 59*a* of the Civil Code, as it is contained in article 5785 of the Revised Statutes, is replaced by the following :

Who is com-
petent
authority un-
der C. C., 59.

“ **59*a*.** In so far as regards the solemnization of marriage by ministers of any religious denomination other than the Roman Catholic religion, marriage licenses are issued by the Department of the Provincial Treasurer, under the hand and seal of the Lieutenant-Governor, who for the purpose thereof is the competent authority under the preceding article.

Minister not
liable to
damages.

The minister, who has performed any marriage ceremony under the authority of such license, is not subject to any action or liability for damages or otherwise, by reason of there being any legal impediment to the marriage, unless, at the time when he performed such ceremony, he was aware of the existence of such impediment.”

C. C., 130,
replaced.

2. Article 130 of the Civil Code is replaced by the following :

Publication
how made.

“ **130.** The publication of bans required by articles 57 and 58 are made by the priest, minister or other officer, in the church to which the parties belong, at morning service or, if there be no morning service, at evening service, on three Sundays or holidays, and in the case of persons belonging to the Jewish religion on three Saturdays or holidays, with reasonable intervals. If the parties belong to different churches, these publications take place in each of such churches.”

Coming into
force.

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

