



63 VICTORIA

CHAP. 42

An Act to amend article 816 of the Code of Civil Procedure

[Assented to 23rd March, 1900]

HER MAJESTY, by and with the advice and consent of the Legislature of Quebec, enacts as follows :

1. Article 816 of the Code of Civil Procedure is replaced C. C. P., 816
by the following : replaced.

“**816.** If the contestation of the report, or of the rank of Costs in cases
the collocations, or of any collocation, is maintained without of contesta-
being opposed by any party, the court, in its discretion, tion of report
awards costs against one of the parties in the case or against of distribu-
the mass. tion, &c.

The contesting party has, however, in all cases, the right How contest-
to be collocated for his costs out of the moneys levied, or, if ing party is
the contestation benefits some creditors only, out of the collocated for
moneys coming to such creditors, saving to the creditor, who costs.
is prejudiced by such collocation, his right to demand sub-
rogation against the party condemned to pay them.”

2. This act shall come into force on the day of its sanc- Coming into
tion. force.

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Most Excellent Majesty.