



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 replaced.
by the following :

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

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

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

QUEBEC : Printed by CHARLES PAGEAU, Printer to the Queen's Most Excellent Majesty.