

CAP. XIII.

An Act to render valid certain deeds of transfer of immoveables subject to the duty imposed by article 1191a of the Revised Statutes and its amendments.

[Assented to 9th January, 1897.]

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

1. All deeds transferring immoveables, subject to the duty imposed by article 1191a of the Revised Statutes and its amendments, which should have been registered within thirty days after they were passed, but which are not yet registered, may be registered, and must, on pain of the absolute nullity of such deeds, be so registered and the duty, then exigible, paid within sixty days after the coming into force of this act, and if so registered, shall become valid. Certain deeds, if registered within certain time, declared valid.

All such deeds, which have been registered after the payment of the duty exigible, but after the prescribed delays, are declared valid, and shall have the same effect as if they had been registered within the thirty days. Certain other deeds also.

2. This act shall not affect pending cases, and shall have no effect if the immoveable in question in the said deed, which has not been registered within the delay required by article 1191a of the said Revised Statutes, has since become the property of a third party, or has been affected by any right in favor of a third party under a deed which has or has not been registered. Pending cases, &c., not affected.

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

CAP. XIV.

An Act to amend the act respecting the tenure of lands in the Magdalen Islands.

[Assented to 9th January, 1897.]

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

1. Section 8 of the act 58 Victoria, chapter 45, is amended by replacing all the words after the words: "occupied by him," in the fifth line, by the following clauses: 58 V., c. 45, s. 8, amended.

"The said redemption shall be effected by the payment of a sum which will produce, for the future, the same Redemption how effected,

rent at the legal rate of interest at the time of the redemption; of which sum two thirds shall be paid by the person effecting the redemption, and one third by the Government of this Province.

Payment of Government share.

“The sum to be paid by the Government shall be paid out of the Consolidated Revenue Fund, by the Provincial Treasurer to the Commissioner of Lands, Forests and Fisheries, on his application.”

Id., s. 11, replaced.

2. Section 11 of the said act is replaced by the following:

Trustee to receive capital of rent, &c., and give discharge therefor.

“11. The clerk of the said court is, *ex-officio*, under this act, trustee to receive from the Government and from the person who may effect such redemption, in the proportion payable by each under section 8, the amount of the capital of the rent, together with the arrears of rent due up to that time, and to pay over such amount to the owner of the said Islands, or to his agent residing in the said Islands, and to prepare a deed in complete discharge of the debtor from all rent and from all rights to such rent, for the future, upon the immovable or immoveables which were liable therefor; which deed shall be registered at the diligence of the owner of such real estate so discharged as a perfect title.”

Registration of deed.

Id., ss. 12 and 13, replaced.

3. Sections 12 and 13 of the said act, as amended by the act 59 Victoria, chapter 38, section 2, are replaced by the following:

Notice to owner of Islands and to clerk of intention to redeem.

“12. Every occupant of real estate, who is authorized to redeem the rent established by this act, and who desires to effect such redemption, shall give to the owner of the said Islands, if he resides there, or, in his default, to his agent residing in the said Islands, and also to the said clerk of the Circuit Court of the Magdalen Islands, in Amherst Island, a notice of fifteen days of his intention to redeem the capital of the said rent.

Notices how given.

“13. The notices shall be given by registered letter, and shall mention the precise day of the month, when the person who wishes to effect the redemption will present himself at the office of the Circuit Court of the said Islands, to take the necessary proceedings to carry out the redemption of the capital of the rent.

Duty of clerk to notify commissioner.

“13a. The said clerk, upon receiving such notice, shall notify the Commissioner of Lands, Forests and Fisheries, who shall procure from the Provincial Treasurer and send to the said clerk on or before the day mentioned in the said notices, a sum sufficient to cover the amount to be paid by the Government under section 8 of this act.”

4. Section 15 of the said act 58 Victoria, chapter 45, is amended by replacing the words: "the amount of the capital of the redemption and the arrears of rent due up to that time, shall deposit the same," in the fifth, sixth and seventh lines, by the words: "the amount which he is obliged to pay, and shall deposit the same together with the sum payable by the Government." Id., s. 15, amended.

5. Section 16 of the said act is amended by replacing the words: "the amount of the capital of the said redemption, and the arrears of rent due up to that time, shall deposit it," in the eighth, ninth and tenth lines, by the words: "his share of the amount of the capital of the said redemption with the arrears of rent due up to the time, shall deposit it, together with the sum payable by the Government." Id., s. 16, amended.

6. Section 20 of the said act is amended by adding after the word: "agent," in the third line, "and to the clerk of the Circuit Court of the Magdalen Islands in Amherst Island." Id., s. 20, amended.

7. It shall be lawful for the Provincial Treasurer to reimburse, to any occupant of land in the said Islands who has already availed himself of the said act, one third of the capital of the constituted rent paid by him in effecting the redemption of such rent. Reimbursement of certain amount of sums heretofore paid on redemption.

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

C A P. X V.

An Act concerning the registration division of the county of Ottawa.

[Assented to 9th January, 1897.]

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

1. On and after the day to be fixed by proclamation, the county of Ottawa shall be divided, for municipal and registration purposes, into two separate county municipalities. Division of county of Ottawa for municipal and registration purposes.

2. One of the counties shall comprise the municipality of the township of Templeton, including the village of Pointe à Gatineau, the townships of Hull, Eardly, Masham, Wakefield, Low, Denholm, Aylwin, Hinks Northfield, Wright, Bouchette, Cameron, Kensington, Maniwaki, Egan, County of Wright described for municipal purposes.