

CAP. XLVII.

An Act to amend the law respecting registrars and the organization of registry offices.

[Assented to 9th January, 1897.]

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

1. Article 5650*e* of the Revised Statutes, as enacted by the act 57 Victoria, chapter 41, section 1, is amended by adding thereto the following clause:

R. S., 5650*e*,
amended.

“However, when joint registrars are appointed in any such division, each shall receive a salary not to exceed the sum fixed by schedule D for a registrar of the class assigned to him.”

Salary of joint
registrars.

2. The words added by the act 59 Victoria, chapter 36, section 1, to article 5650*h* of the Revised Statutes, as enacted by the said act 57 Victoria, chapter 41, section 1, are replaced by the following:

R. S., 5650*h*,
amended.

“Nevertheless, the sums mentioned in the following table may be fixed for the above-mentioned purposes for each of the following registration divisions:

Allowance for
certain registra-
tion divisions.

Hochelaga and Jacques Cartier.....	\$5,000 00
Quebec	3,000 00

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

Coming into
force.

CAP. XLVIII.

An act respecting the Code of Civil Procedure of the Province of Quebec.

[Assented to 9th January, 1897.]

WHEREAS a draft code, prepared by the commission charged, under the act 57 Victoria, chapter 9, with the revision of the Code of Civil Procedure of Lower Canada, has been submitted to the Legislature for the purpose of being declared law by legislative enactment;

Preamble.

Whereas such draft and the amendments contained in the last report of the joint committee of both Houses charged with the examination of the said draft have been finally adopted by both Houses, and it is expedient to give them force of law;

Whereas also it is expedient to enact that the provisions respecting the Code of Civil Procedure, adopted during the present session, be incorporated in the said draft ;

Therefore, Her Majesty, by and with the advice and consent of the Legislature of Quebec, enacts as follows :

Attested
printed roll of
Code of Civil
Procedure of
the Province
of Quebec.

1. The printed roll attested as that of the Code of Civil Procedure of the Province of Quebec, under the signatures of the Lieutenant-Governor and of the Attorney-General, and deposited in the office of the Clerk of the Legislature, shall be held to be the original submitted by the said commission.

References,
&c., not to
form part
thereof.

Nevertheless, the references to acts, works or decisions, and the explanatory notes at the foot of each article, as well as the table of concordance, shall not form part thereof and may be omitted.

Amendments
to be incorpo-
rated by the
commission.

2. The said commission shall incorporate, with the afore-said roll, the amendments, less the amendment No. 18, contained in the last report of the joint committee of both Houses charged with the examination of the draft, adopting their form and language to that of the said roll, without however changing the effect of such amendments, and striking from such roll the provisions inconsistent with such amendments.

Acts of pres-
ent session
may also be
incorporated.

3. The Lieutenant-Governor may select such acts passed during the present session as he may deem advisable to incorporate with the said roll, and may cause them to be incorporated therewith by the said commission, which shall proceed in the manner prescribed in the foregoing section.

What changes
commission
may make.

4. The commission may make the necessary alterations in the said roll which shall not alter the substance thereof, by correcting misprints, errors of commission or omission, references from one part to another, contradictions and ambiguities, and by amending the language of the articles and of the forms, as well as the numbering and order of the articles, forms and titles.

Reprinting of
Code as final-
ly corrected.

5. So soon as the additions to and alterations in the said roll shall have been completed, the commission shall cause the same to be printed as amended and corrected, and shall submit it to the Lieutenant-Governor, who may cause a correct printed roll thereof, attested under his signature and countersigned by the Attorney-General, to be deposited in the office of the Clerk of the Legislature, which roll shall be held to be the original of the Code of Civil Procedure of the Province of Quebec.

Deposit of at-
tested copy.

Original of
Code.

6. After the deposit of such roll, the Lieutenant-Governor in Council may, by proclamation, declare the day on which the same shall come into force under the name of *"The Code of Civil Procedure of the Province of Quebec."*

Code to be brought into force by proclamation.

7. References in the codes, statutes, regulations, orders in council, proclamations or other documents whatsoever to the Code of Civil Procedure of Lower Canada, or to any provision of such code, shall, after the coming into force of the Code of Civil Procedure of the Province of Quebec, be deemed to be references to the latter code, or to the provisions of such latter code, which replace the provisions of the Code of Civil Procedure of Lower Canada, which are referred to.

References in codes, statutes, &c., to Code of Civil Procedure of Lower Canada, after coming into force of Code of Civil Procedure of the Province of Quebec.

8. The laws relating to the distribution of the statutes shall not apply to the Code, which shall be distributed in such manner and on such conditions as the Lieutenant-Governor in Council may direct.

How Code to be distributed.

9. This act, together with the proclamation mentioned in section 6, shall be printed with the Code.

Act and proclamation to be printed with Code.

10. All provisions of law inconsistent with this act are repealed.

Inconsistent enactments repealed.

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

Coming into force.

CAP. XLIX.

An Act to amend the Revised Statutes.

[Assented to 9th January, 1897.]

WHEREAS the changes made in the Code of Civil Procedure by the Commission charged with its revision under the act 57 Victoria, chapter 9, render necessary certain amendments to the Revised Statutes:

Preamble.

Therefore, Her Majesty, by and with the advice and consent of the Legislature of Quebec, enacts as follows:

1. Article 36 of the Revised Statutes, as amended by the act 56 Victoria, chapter 11, section 1, is again amended:

R. S., 36, amended.

(a.) By inserting, in the third line of paragraph 11, after the word: "Canada," the words: "but the words: 'Code of Civil Procedure,' whenever used in a statute adopted after the coming into force of the Code of Civil Procedure of the Province of Quebec, refer to the latter Code.