

CAP. XLIII.

An Act to further amend the Code of Civil Procedure, relating to proofs taken by stenography and respecting jurors.

[Assented to 21st December, 1895.]

Preamble.

WHEREAS, to obviate the delays, expense and inconvenience resulting from the present system of taking evidence in the districts of Chicoutimi and Joliette, it is urgent that the method of taking proofs by stenography followed in the districts of Quebec, Montreal, Three Rivers, St. Francis, Arthabaska, Bedford, Rimouski, Richelieu, St. Hyacinthe, Beauharnois, Iberville, Ottawa, Kamouraska, Terrebonne, Beauce and Saguenay, be applied thereto ;

Whereas it is necessary to amend the law relating to jurors ;

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

C. C. P., 320a,
amended.

1. The first paragraph of article 320a of the Code of Civil Procedure, as enacted by article 5888 of the Revised Statutes, and amended by the acts 54 Victoria, chapter 46, section 1, 55-56 Victoria, chapter 40, section 1, and 56 Victoria, chapter 41, section 1, is further amended by adding after the word : "Saguenay," the words : "Chicoutimi, Joliette".

C. C. P., 358,
359 and 360,
replaced.

2. Articles 358, 359 and 360 of the said Code, as enacted by articles 5890, 5891 and 5892 of the said Revised Statutes, are repealed.

Coming into
force.

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

CAP. XLIV.

An Act to amend the Code of Civil Procedure, respecting proceedings in review.

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

[Assented to 21st December, 1895.]

Art. added
after C. C. P.,
499.

1. The following article is added after article 499 of the Code of Civil Procedure :

Superior Court
in review may
sit in one or
more divisions
in Montreal.

"**499a.** In the district of Montreal, the Superior Court sitting in review may sit in two or more divisions at the same time, in separate apartments, on any juridical day.

Each division of the court, when so sitting, has jurisdiction for hearing and determining all cases and matters submitted to it, and has the same powers as if sitting in one division only. Jurisdiction, &c.

In the district of Quebec, the said court sitting in review may, on the days fixed for the sittings thereof, also sit in two or more divisions as above provided, with the same powers and jurisdiction." In Quebec.

2. Article 500 of the said Code, as it is contained in article 5909 of the Revised Statutes, is amended by inserting, after the first clause, the following : C. C. P., 500, amended.

“The court sitting in review may, however, on motion of which notice has been given to the adverse party, accompanied by an affidavit establishing that the inscription in review of any cause was made with the view of unjustly obtaining delay, order that, after the expiry of the above delays, it shall be heard, before its turn, on any day or days specially fixed for that purpose.” Certain cases may be heard before their turn.

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

CAP. XLV.

An Act to amend the Code of Civil Procedure, concerning the District Magistrates' Court.

[Assented to 21st December, 1895.]

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

1. Article 1215a of the Code of Civil Procedure, as enacted by article 6013 of the Revised Statutes, is amended by adding after the word : “county,” in the fourth line, the words : “of Pontiac, in the county of Lake St. John and in the county of”. R. S., 1215a, amended.

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

CAP. XLVI.

An Act respecting the judicial closing of inventories.

[Assented to 21st December, 1895.]

WHEREAS, by reason of the coming into force of the Revised Statutes and the repeal of section 23 of chapter 78 of the Consolidated Statutes for Lower Canada, doubts have arisen as to the powers of prothonotaries of Preamble.