

9 17
ORDERS IN COUNCIL

HAVING FORCE OF LAW

IN THE

PROVINCE OF QUEBEC.



HIS HONOUR
THE HONOURABLE AUGUSTE RÉAL ANGERS,
LIEUTENANT-GOVERNOR.

QUEBEC:
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ANNO DOMINI, 1892.

ORDERS IN COUNCIL.

EXECUTIVE COUNCIL CHAMBERS.

Quebec, 3rd February, 1891.

PRESENT:

The Lieutenant-Governor in Council.

It is ordered, in virtue and under the authority of article 5696 of the Revised Statutes of the Province of Quebec, that the tariff of fees for registrars, made and established by an Order in Council No. 562, dated the sixth of December, 1883, be revoked, and that the registrars, in the Province of Quebec, shall have the right to receive from the first day of April next (1891), for the several services and duties to be rendered by them, the fees mentioned in detail in the following tariff:

GUSTAVE GRENIER,

Clerk of the Executive Council.

REGISTRARS' TARIFF.

Registration.

Art.		\$	cts.
1.	For the registration at length of any title or document, or for registration by memorial of a summary of the same, if the number of words does not exceed 400.....	0	50
	For every additional 100 words (any number less than 400 to count as 100).....	0	10
2.	For the certificate of registration on each document presented for registration at full length, or by memorial.....	0	50
	Nevertheless, no fee shall be charged for the certificate upon a document which must remain deposited, unless the registrar be expressly required to give the same.		
3.	For the entry in the margin of the registry of the title, document or memorial creating a debt, of any notice or renewal, or of any transfer, conveyance, subrogation, or any deed whatever conveying any sum of money or right whatever already registered, or presented for registration; or for any marginal entry required by law.....	0	50

Registrars' Tariff.

Art.	\$ cts.
4. If the number or date of registration is not given, for the making of such entry :—for each year of search from the date of the title or document.....	0 10
5. For the entry in the index to immoveables of each registered title or document containing the official number of an immoveable affected, to wit :	
For the first or the only official number or the first or the only part of an official number.....	0 20
For each of the 24 numbers or part of the following numbers.....	0 10
And for each number or part of number over 25.....	0 02
If the title or document registered does not contain the official number of an immoveable, but that the number of the immoveable affected be given by a notice under article 2168 of the Civil Code of Lower Canada, or by a declaration having that effect, the title or document and the notice or declaration shall, with respect to the entry in the index to immoveables, be counted as one deed.	
6. For the registration of declarations relating to partnerships, (C. S. L. C., cap. 65, under the statute) :	
If the declaration does not contain more than 400 words..	0 50
And for every additional 100 words.....	0 05
And for the registration of declarations relating to incorporated companies, 40 Vict., cap. 15, and 45 Vict., cap. 47 (under the statute).....	1 00

Deposits and Cancellations.

7. For the deposits required by the Act 43-44 Vict., cap. 95, section 15 (under the statute) :	
Notice of Sheriff's sale,—for each lot.....	0 10
Creditor's address,—for each address.....	0 50
Notice of municipal sale,—for each lot.....	0 10
8. For the production of any document authorizing a cancellation, including the documents annexed.....	0 50
9. For each entry in the margin of the office register, necessary to effect the cancelling of a registration of hypothec or real charge.....	0 50
10. For the search required to make the cancellations or marginal entries, when the number or date of registration is not given, for each year subsequent to the date of the deed.....	0 10
But no fee shall be given for such searches in the cases of cancellation, in virtue of sheriff's sales or other title having for effect to discharge the immoveable from all hypothecs or real charges.	

ORDERS IN COUNCIL.

Registrars' Tariff.

Art.	\$ cts.
11. For the deposit and entry of the certificate of release from seizure required by the Act 43-44 Vict., cap. 25, sect. 15 (under the statute).....	0 50

Searches and certificates of hypothecs or registration in the registration divisions where the official plans and books of reference are filed and in force.

12. For each official number or part of the same mentioned in a requisition for a certificate, to wit: For the first or the only official number or the first or only part of an official number.....	0 20
For each of the 24 subsequent numbers or part of the following numbers.....	0 10
And for each official number or part of official number, over 25.....	0 02
13. For each hypothec or other real right still affecting an official number or part of an official number indicated in the request, including the transfers, subrogations, notices, acquittances having reference to such hypothec or real right, as well as all searches and writings.....	0 75
And all official numbers and parts of official numbers subject to the same hypothec or real charge shall be dealt with as if they constituted but one number.	
14. For every entry of a total or partial radiation attested on a certificate already delivered.....	0 50
15. For the registrar's certificate or certified statement containing the entries referred to in article 13, without regard to the number of words therein contained.....	0 50
If the fees for a certificate of search, in accordance with the rules hereinabove given, amount to less than \$1.00, the registrar shall nevertheless be entitled for such certificate to.....	1 00
16. The seven following articles : 17, 18, 19, 20, 21, 22 and 23, shall apply to the searches and certificates from the index to names and not from the index to immoveables.	

Searches or certificates of hypothecs or of registration where the cadastre is not yet in force, or in which the delay granted for renewal has not expired.

17. For the search in the index to names, against the name of any person, or for the name of the proprietor of a particular immoveable: for each year of search.....	0 10
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Registrars' Tariff.

Art.	\$ cts.
But no fee will be granted for each year over 10 years of search against the name of any person. This provision shall also apply to cases of certificates made in accordance with article 700 of the Code of Civil Procedure, even in registration divisions where the cadastre is in force.	
18. When the registrar cannot find the name sought for, should he be obliged to leave his office to ascertain it, he shall be entitled, as and for travelling expenses, for each mile necessarily travelled in going and coming, over and above his tolls and ferries, to.....	0 10
19. When the registrar is necessarily absent from his office, he shall be entitled to a fee of \$3.00 per day, for the first two days of absence only. (A day begun shall count as a whole day).....	3 00
20. For preparing any affidavit to find the name sought, for the oath included.....	0 50
But the fee, whatever may be the number of affidavits, shall not exceed \$3.00.	
21. For each hypothec or other real charge further affecting an immoveable or part of an immoveable indicated in the request including the transfers, subrogations, notices, acquittances having reference to such hypothec or real charges.....	0 75
But all immoveables or part of immoveables subject to the same hypothec or real charge shall be dealt with as if they constituted but one immoveable.	
22. For every entry of partial or total cancellation attested upon a certificate of—delivered.....	0 50
23. For the registrar's certificate or certified statement containing the entries referred to in article 21, without regard to the number of words therein contained.....	0 50
If the fees for a certificate of search, in accordance with the rules above given, amount to less than \$1.00, the registrar shall nevertheless be entitled for such certificate to.....	1 00

Various services.

24. For every certificate, positively unforeseen, in the present tariff.....	0 50
If such certificate requires searches:	
For each year over which such search extends.....	0 10
25. Searching for and giving the official number of an immoveable, or searching for and giving communication of any document deposited.....	0 25

Fees to Clerks of Appeals.

Art.	\$ cts.
26. For giving communication of the index to immoveables, for each number.....	0 25
27. For the reading by the registrar, if requested to do so, of the entries against any official number in the index to immoveables.....	0 25
28. For exhibiting the register, in accordance with article 2179 of the Civil Code, for each document read.....	0 25
29. For the reading by the registrar, if he be requested to do so, of any document deposited or registered in his office.	0.25
30. For all verbal information stating whether a deed is registered or not, or whether an immoveable is affected or not, when the registration date or number or the official number is given.....	0 25
Moreover, for every year of search, when the registration date or number is not given.....	0 10

Copies and extracts.

31. For each copy or extract from the register, of any document transcribed, or from any document transcribed : If the number of words contained in the copy or extract does not exceed 400.....	0 50
For each additional 100 words (any number of words less than 100 to count as 100) for the certificate on any such copy or extract.....	0 10
32. The registrar shall give free of charge, to any person asking for it, a statement or number of his fees and charges, and of the stamps and taxes paid.	

EXECUTIVE COUNCIL CHAMBERS.

Quebec, 27th June, 1891.

PRESENT :

The Lieutenant-Governor in Council.

WHEREAS, by article 29 of the Code of Civil Procedure, and articles 2710, 2711 and 2712 of the Revised Statutes of the Province of Quebec, it is among other things enacted that the Lieutenant-Governor in Council may make, modify, revoke or amend the tariff of fees payable to prothonotaries, clerks, sheriffs, coroners and criers, and whereas the Act of last session, 54 Vict., cap. 48, respecting appeals, has

Fees to Clerks of Appeals.

rendered certain changes in the existing tariffs necessary, it is ordered that the tariff of fees to be paid to the clerks of appeals and to the crier of the Court of Queen's Bench, appeal side, as fixed by the Order in Council of the 28th day of December, 1869, be altered as hereinafter mentioned :

FEES TO CLERKS OF APPEALS.

In appeals from the Superior Court.

	\$	cts.
1. On every appearance fyled by an appellant or plaintiff in error.....	9	00
2. On every appearance fyled by a respondent or defendant in error.....	7	00
3. For entering and fyling appellant's or respondent's case...	11	50

In appeals from the Circuit Court.

4. On every appearance fyled by an appellant.....	9	00
5. On every appearance fyled by a respondent.....	4	00
6. For entering and fyling appellant's or respondent's case...	4	00

Crier's Fees.

7. On every appearance fyled by an appellant or respondent, or by a plaintiff or defendant in error.....	3	00
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That a copy of such tariff be published in the *Quebec Official Gazette* and be entered in the registers of the said Court of Queen's Bench, in the exercise of its jurisdiction as a Court of Appeals and Error, and that the said amendments to the said tariff shall come into force and effect on the first day of September next, and that thereafter any portion of the said existing tariff contrary to the said amendments shall be revoked and cease to exist except in cases now pending in appeal;

That under the provisions of articles 2748 and 2749 of the said Revised Statutes and of section 5 of the Act 12 Vict., cap. 112, it is further ordered that the Order in Council of the 28th December, 1869, imposing duties upon certain proceedings in appeals from the Superior Court for Lower Canada, now the Province of Quebec, be modified, and that further certain duties be imposed upon certain proceedings in appeals from the Circuit Court as follows :

In appeals from the Superior Court in the different districts.

	\$	cts.
1. On every inscription in appeal or error.....	12	00
2. For entering and fyling appellant's or respondent's case...	1	50

*Advocates' Tariff.**In appeals from the Circuit Court in the different districts.*

	\$ cts.
3. On every inscription in appeal.....	1 00
4. For entering and filing appellant's or respondent's case..	1 50

That a copy of such tariff be published in the *Quebec Official Gazette* and be entered in the Registers of the said Superior and Circuit Courts and in the Registers of the said Court of Queen's Bench, in the exercise of its jurisdiction as a Court of Appeal and Error, and that the said amendments to the said duties shall come into force and effect on and after the first day of September next, and that thereafter any portion of the existing duties contrary to the said amendments shall be revoked and cease to exist, except as regards cases in which an appeal shall have been instituted before that date.

GUSTAVE GRENIER,
Clerk Executive Council.

EXECUTIVE COUNCIL CHAMBERS.

Quebec, 27th June, 1891.

PRESENT:

The Lieutenant-Governor in Council.

WHEREAS, by article 3599 of the Revised Statutes of the Province of Quebec, the General Council of the Bar of the said Province may, from time to time, establish a tariff of fees for advocates practising before any of the courts of justice in this Province, which tariffs shall be forwarded to the Lieutenant-Governor in Council and cannot come into force except with his approval;

Whereas the General Council of the Bar has established a tariff of fees for the advocates practising before the Court of Queen's Bench, Appeal Side, and has forwarded a copy thereof to the Lieutenant-Governor for his approval;

Whereas the said Council has shown that the said tariff has become necessary by reason of the modifications made in the procedure before that court by the Act 54 Victoria, chapter 48;

Whereas the said Council has fulfilled all the formalities by law required in the preparation of the said tariff;

It is ordered that the said tariff be approved and do enter into force on the first day of September, eighteen hundred and ninety-one

GUSTAVE GRENIER,
Clerk of the Executive Council.

Advocates' Tariff.

TARIFF OF FEES.

QUEEN'S BENCH (APPEAL SIDE), PROVINCE OF QUEBEC.

Fees to Counsel, Advocates and Attorneys in Appeal.

There shall be four classes of Appeals, as follows:—

First class actions consist of

1. Personal, real and mixed actions, when the value in contest exceeds \$1,000.
2. Proceedings by Injunction, Quo Warranto, Mandamus, Scire Facias, Requête libellée, Prohibition or others, under articles Nos. 997 to 1039 of the Code of Civil Procedure, and upon like Proceedings, unless the class be otherwise determined by the judgment in appeal.

Second class actions consist of

1. Personal, real and mixed actions, when the value in contest exceeds \$400 and does not exceed \$1,000.
2. Real and mixed actions not otherwise provided for.
3. Actions for separation from bed and board.
4. Actions for separation of property.
5. Actions *en déclaration de paternité*.
6. Actions *en destitution de tutelle* or *curatelle*.
7. All actions not included in the first class and not otherwise provided for.

Third class actions consist of

1. Personal actions when the value in contest exceeds \$200 and does not exceed \$400.

Fourth class actions consist of

1. Personal actions when the value in contest does not exceed \$200.

Advocates' Tariff.

TARIFF OF COURT OF QUEEN'S BENCH (APPEAL SIDE.)

	1st class.	2nd class.	3rd class.	4th class.
	\$ cts.	\$ cts.	\$ cts.	\$ cts.
1. Examining record and taking instructions to prosecute or defend.....	10 00	8 00	6 00	3 00
2. Inscribing case in appeal and giving notice..	18 50	14 50	10 00	5 50
3. Examining inscription in appeal.....	11 00	9 00	6 50	3 00
4. Notice of security in appeal.....	2 50	2 00	1 50	1 00
5. Attendance when security is put in and examining recognizance.....	10 00	8 00	5 00	3 00
6. Drawing appearance and filing it.....	2 50	2 00	1 50	1 00
7. Every attendance in Court.....	2 50	2 00	1 50	1 00
8. Every attendance at the office to file pleadings or documents, to obtain rules, to take communication of record or pleadings filed....	1 50	1 25	1 00	1 00
9. Drawing petitions, motions, interventions, <i>reprises d'instance</i> and other incidents.....	4 00	3 00	2 00	1 00
10. On every copy of documents mentioned in Nos. 9 and 16.....	2 00	1 50	1 50	1 00
11. Attendance and making extracts of record...	15 00	12 00	10 00	6 00
12. Drawing factum.....	20 00	17 00	14 00	8 00
13. Copy for printer.....	6 00	4 00	4 00	2 00
14. Fee on every argument on the merits of the case.....	50 00	40 00	30 00	20 00
15. Fee on every argument of a motion, petition, rule, intervention, <i>reprise d'instance</i> and other incidents.....	4 00	3 00	2 00	1 00
16. Drawing every necessary affidavit.....	2 00	1 50	1 00	0 50
17. Fee on motion for leave to appeal from interlocutory judgment.....	10 00	8 00	6 00	4 00
18. Fee on dismissal of appeal for want of proceedings.....	30 00	25 00	20 00	15 00

Advocates' Tariff.

TARIFF OF COURT OF QUEEN'S BENCH (APPEAL SIDE).—*Continued.*

	1st class.	2nd class.	3rd class.	4th class.
	\$ cts.	\$ cts.	\$ cts.	\$ cts.
19. Drawing bill of costs.	3 00	2 50	2 00	2 00
20. Copy of same.	2 00	1 50	1 00	0 50
21. Attendance on remitting record.	6 00	5 00	4 00	3 00
22. For travelling expenses for appeals from outside districts, or when judgment is rendered at a place where the case is not pending\$14.00				
23. Fees for correcting proof sheets of Factum and evidence.....50 cts. a page				
24. In cases of \$4,000 and over, and in cases mentioned in No. 2 of first class actions, an additional fee of \$20 to each Counsel, when the appeal is settled after inscription but before argument, and of \$30 when the appeal is argued on the merits.				
25. The Court or Chief Justice may grant a senior Counsel fee ; in which case the fee, unless otherwise determined by the Court or Judge, shall be.	50 00	40 00	30 00	20 00

Advocates' Tariff.

APPEALS TO THE PRIVY COUNCIL.

26. On motion to appeal.	\$ 10 00
27. On giving security.	15 00
28. On proceedings to have the appeal declared lapsed.	15 00
29. On every cablegram and letter sent to Solicitors in England.	5 00
30. On receipt of every cablegram and letter from Solicitors.	5 00

APPEALS TO THE SUPREME COURT.

31. On every bail bond.	15 00
32. On petition to settle case.	15 00
33. On correspondence with Ottawa and transmission of documents.	15 00

I hereby certify that the foregoing is the Tariff of Advocates' Fees for the Court of Queen's Bench (Appeal side), as prepared by the General Council of the Bar of the Province of Quebec, and as amended to render it applicable to the changes effected in proceedings in appeal by the last session of the Legislature, according to a resolution of the said General Council of the 14th February last.

W. C. LANGUEDOC,

Secretary Treasurer of the General Council
of the Bar of the Province of Quebec.

Quebec, 5th March, 1891.

Advocates' Tariff.

EXECUTIVE COUNCIL CHAMBERS.

Quebec, 27th June, 1891.

PRESENT :

The Lieutenant-Governor in Council.

WHEREAS, by article 3599 of the Revised Statutes of the Province of Quebec, the General Council of the Bar of the said Province may, from time to time, establish a tariff of fees for advocates practising before any of the courts of justice in this Province, which tariffs shall be forwarded to the Lieutenant-Governor in Council and cannot come into force except with his approval;

Whereas the General Council of the Bar has established a tariff of fees for the advocates practising before the Superior Court and before the Circuit Court in this Province, and has forwarded a copy thereof to the Lieutenant-Governor for his approval;

Whereas the said Council has fulfilled all the formalities by law required in the preparation of the said tariffs;

It is ordered that the following tariffs be approved and do enter into force on and after the first day of September, eighteen hundred and ninety-one.

GUSTAVE GRENIER,

Clerk of the Executive Council.

Advocates' Tariff.

TARIFF OF FEES OF ADVOCATES, ETC.,
IN THE SUPERIOR COURT.

First class actions consist of

1. Personal, real and mixed actions, when the value in contest exceeds \$1,000.
2. Proceedings by Injunction, Quo Warranto, Mandamus, Scire Facias, Requête libellée, Prohibition or others, under articles Nos. 997 to 1039 of the Code of Civil Procedure, and upon like proceedings, unless the class of action is otherwise determined by the final judgment.

Second class actions consist of

1. Personal, real and mixed actions, when the value in contest exceeds \$400 and does not exceed \$1,000.
2. Real and mixed actions not otherwise provided for.
3. Actions for separation from bed and board.
4. Actions for separation of property.
5. Actions *en déclaration de paternité*.
6. Actions *en destitution de tutelle* or *curatelle*.
7. All actions not included in the first class and not otherwise provided for.

Third class actions consist of

1. Personal actions when the value in contest exceeds \$200 and does not exceed \$400.

Fourth class actions consist of

1. Personal actions when the value in contest exceeds \$100 and does not exceed \$200.
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Advocates' Tariff.

SUPERIOR COURT.—*Continued.*

ACTIONS NOT CONTESTED.

	1st class.	2nd class.	3rd class.	4th class.
	\$ cts.	\$ cts.	\$ cts.	\$ cts.
1. If the action be settled before the return....	25 00	18 00	14 00	10 00
2. If the action be settled or if defendant confess judgment on the day of the return, or the next following juridical day.....	30 00	20 00	16 00	12 00
3. If the action be settled or if the defendant confess judgment, after the delay mentioned in the next preceding number, but before plea filed, or inscription for proof, or inscription for final hearing on the merits where no enquête is necessary.....	35 00	22 00	18 00	15 00
4. If the action be settled after the inscription on the roll for proof, but before the closing of the enquête, or if the action be settled after the inscription for final hearing on the merits, where no enquête is necessary, or if judgment be rendered on such last mentioned inscription.....	40 00	25 00	20 00	16 00
5. If the action be settled after enquête closed, or if judgment be rendered in such action after enquête... ..	50 00	35 00	28 00	20 00
6. In any of the above cases in which the defendant may have appeared by attorney, to defendant's attorney in actions returned, or on congé-défaut	10 00	8 00	6 00	4 00

Advocates' Tariff.

SUPERIOR COURT TARIFF.—*Continued.*

ACTIONS CONTESTED.

	1st class.		2nd class.		3rd class.		4th class.	
	Pltff.	Def't.	Pltff.	Def't.	Pltff.	Def't.	Pltff.	Def't.
	\$ c.	\$ c.						
7. If the action be settled after the filing of any plea, other than a plea to the merits and without enquête on such plea, or if the action be dismissed on such plea and without enquête..	50 00	40 00	30 00	25 00	25 00	20 00	20 00	15 00
8. If the action be settled after the filing of a plea to the merits, but before the inscription on the roll for proof, where an enquête is necessary, or before the inscription for final hearing, where no enquête is necessary..	60 00	50 00	40 00	30 00	30 00	25 00	24 00	20 00
9. If the action be settled after the inscription on the roll for proof, but before the inscription for final hearing.	70 00	60 00	50 00	40 00	40 00	35 00	28 00	22 00
10. If the action be settled after the inscription for final hearing, or if judgment be rendered on such hearing.....	80 00	70 00	60 00	50 00	50 00	40 00	30 00	24 00

Advocates' Tariff.

SUPERIOR COURT TARIFF.—*Continued.*

GENERAL RULES.

11. An additional fee of \$15 in uncontested cases but after return, and \$30 in contested cases of \$4,000 and over.
12. For any proceedings not specially provided for, the Court or Judge shall determine the amount of fees or shall grant the fees allowed by the tariff for a like proceeding. In such cases, the Judge may determine the amount of such fees by an order subsequent to the judgment on such proceeding, when the judgment has omitted to do it.
13. The costs in actions in revendication for moveables to be taxed, as against the plaintiff, according to the value of the property claimed, and as against the defendant, according to the value of the property for which judgment is rendered.
14. Hypothecary actions and actions for seigniorial dues, where the title of the seignior is not contested, are to be considered, in respect of costs, as merely personal actions.
15. The costs in actions to account to be taxed against the plaintiff, according to the amount demanded, and, against the defendant, according to the amount for which he is accountable.
16. In any action of ejectment, under the lessor and lessee act, not including actions in which either rent is or damages are sued for (which actions are provided for by statute), the costs to be as in personal actions (in the Superior Court or Circuit Court, as the case may be), for a sum of money equal to the value of the premises leased for the year current at the time of the institution of the action; or, if the lease shall have expired, then for the last year to which the lease extended.
17. In actions of damages for personal wrongs, the costs to be taxed against the plaintiff, according to the amount demanded, and against the defendant, as of the class to be determined by the final judgment.
18. In actions for sums of money under \$200, instituted by writ of *capias ad respondendum* in the Superior Court, the costs to be as in actions over \$100 in the Circuit Court.
19. In any case where the defendants sever in their defence, the plaintiff's attorney shall receive, on each additional issue, one half of the sum which he would have received had there been but one issue, the whole amount to be payable, in equal proportions, by the party or parties to each issue.

Advocates' Tariff.

SUPERIOR COURT TARIFF.—*Continued.*

ADDITIONAL FEES.

	1st class.	2nd class.	3rd class.	4th class.
	\$ cts.	\$ cts.	\$ cts.	\$ cts.
20. For the second and every additional copy of the plaintiff's declaration	2 00	2 00	2 00	1 00
21. Affidavits to obtain writs of <i>capias ad respondendum</i> , <i>saisie conservatoire simple</i> , attachment before judgment, attachment <i>en main tierce</i> before judgment, <i>saisie gagerie</i> , <i>saisie revendication</i> , certiorari or other prerogative writs, when affidavit required and suit commenced by such process.	10 00	8 00	6 00	4 00
22. If a writ of <i>capias ad respondendum</i> , or any writ of attachment against moveables be sued out at any time after the institution of the action (affidavit included).	20 00	15 00	10 00	8 00
23. On any declinatory or dilatory exception, exception to the form or demurrer, overruled, and also on a demurrer maintained after a judgment of <i>preuve avant faire droit</i> :				
To the Plaintiff's attorney.	10 00	8 00	8 00	6 00
To the Defendant's attorney.	8 00	6 00	6 00	4 00
24. On any other plea, overruled, after law issue raised upon it :				
To the successful party.	15 00	12 00	10 00	8 00
To the opposite party.	8 00	6 00	6 00	4 00
25. On any dilatory exception maintained :				
To the Defendant's attorney.	15 00	12 00	10 00	8 00
To the Plaintiff's attorney.	12 00	10 00	8 00	6 00
26. If the Plaintiff be permitted to amend his declaration, after the filing of an exception to the form :				
To the Defendant's attorney.	10 00	8 00	6 00	4 00

Advocates' Tariff.

SUPERIOR COURT TARIFF.—*Continued.*

ADDITIONAL FEES.—*Continued.*

	1st class.	2nd class.	3rd class.	4th class.
	\$ cts.	\$ cts.	\$ cts.	\$ cts.
27. If the Plaintiff be permitted to amend his declaration, after the filing of a demurrer :				
To the Defendant's attorney.....	12 00	10 00	8 00	6 00
28. For all proceedings on any petition, motion or rule, not specially provided for, upon which costs are ordered to be paid :				
To the party to whom costs are awarded....	8 00	6 00	4 00	2 00
(Same fee, on motions or other proceedings to call in creditors.)				
29. For every necessary affidavit filed in support of, or in answer to a motion or petition....	2 00	1 50	1 50	0 50
30. For putting in security for costs :				
To each attorney.....	6 00	5 00	4 00	3 00
31. For all proceedings respecting the putting in of security, in any case not otherwise provided for :				
To each attorney.....	10 00	8 00	6 00	4 00
32. Enquête fee in any contested cause, tried by jury or judge, replacing counsel fee at enquête :				
To each attorney.....	20 00	15 00	10 00	5 00
And for cross-examination of every witness over 3.....	2 00	2 00	2 00	1 00
33. In cases to be tried by jury :				
To each attorney for preparation of factum.....	15 00	10 00	8 00
To each attorney, for statement of facts required by article 353 of the Code of Civil Procedure, including copy for adverse party.....	15 00	10 00	8 00

Advocates' Tariff.

SUPERIOR COURT TARIFF.—*Continued.*

ADDITIONAL FEES.—*Continued.*

	1st class.	2nd class.	3rd class.	4th class.
	\$ cts.	\$ cts.	\$ cts.	\$ cts.
34. In every case of trial by jury, where a motion is made for a new trial, or in arrest of judgment, or for judgment <i>non obstante veredicto</i> , or for non-suit, where all, or any of these remedies are sought, one fee only to be allowed for the whole of the proceedings in each such case, up to judgment therein :				
To each attorney	30 00	20 00	15 00
35. In all contested cases in the Superior Court, wherein the parties have filed a joint admission of facts limiting the issues of fact to those stated in the admission, which shall be prepared in the form at present adopted in cases for trial by jury, as far as such form may be found practicable :				
To the attorney of each party	30 00	20 00	15 00	10 00
36. On any hearing or rehearing on the merits in contested cases.	20 00	12 00	10 00	8 00
37. On rehearing on any pleading, ordered by the court.	10 00	8 00	6 00	4 00
38. On any rehearing ordered upon any rule or other proceeding not specially provided for :				
To each attorney	6 00	5 00	4 00	2 00
39. For all proceedings on a continuance of suit (reprise d'instance) by petition or motion :				
To the attorney continuing suit	20 00	15 00	12 00	8 00
To the attorney of adverse party	8 00	6 00	4 00	2 00
If contested same fee as in the original action.				
40. On every copy of <i>subpoena</i> certified by the attorney	0 10	0 10	0 10	0 10

*Advocates' Tariff.*SUPERIOR COURT TARIFF.—*Continued.*ADDITIONAL FEES.—*Continued.*

	1st class.	2nd class.	3rd class.	4th class.
	\$ cts.	\$ cts.	\$ cts.	\$ cts.
41. On drawing <i>interrogatoires</i> on <i>faits et articles</i> ..	8 00	6 00	4 00	2 00
42. Suing out a writ of execution.....	10 00	6 00	4 00	2 00
43. On execution <i>de Terris</i> , \$6.00 additional for instructions to sheriff.				
43. Suing out a writ of attachment after judgment, if declaration be not contested.....	15 00	12 00	10 00	8 00
44. For every Garnishee (above three)...\$1.00				
If contested, the costs to be the same as in a contested personal action; the class to be determined by the amount of the judgment against the garnishee, if the costs be payable by him, and by the amount claimed by the contestation, if the costs be payable by the party contesting the declaration.				
45. For all proceedings for coercive imprisonment or for the imprisonment of any party, or for a writ of possession, or for an order for sale in consequence of a false bidding, or for the affixing of seals, or for the removal thereof, and for all proceedings on an application, either before or after judgment, to liberate any person arrested for debt, otherwise than by giving bail, or to obtain possession of property seized, or contesting <i>capias</i> or attachment before judgment, when facts are not disputed, or in cases of <i>rebellion en justice</i> :				
To the attorney of applicant if no cause shown.....	10 00	8 00	6 00	4 00
If cause shown but without enquete:				
To the attorney of applicant.....	12 00	10 00	8 00	6 00
To the attorney showing cause.....	10 00	8 00	6 00	4 00

Advocates' Tariff.

SUPERIOR COURT TARIFF.—*Continued.*

ADDITIONAL FEES.—*Continued.*

	1st class.	2nd class.	3rd class.	4th class.
	\$ cts.	\$ cts.	\$ cts.	\$ cts.
46. If it be necessary to take evidence on any of the proceedings mentioned in the foregoing, number or upon any preliminary plea, or upon any other incidental proceeding not specially provided for : To each attorney an additional fee of.....	10 00	8 00	8 00	6 00
47. On petition to quash <i>caipias</i> or <i>saisie-arrest</i> before judgment, when facts are disputed : To each attorney.....	40 00	30 00	20 00	10 00
48. On the continuance of a case inscribed for <i>enquête</i> , or <i>enquête</i> and merits or merits, party bound to proceed not being ready, fee to adverse party.....	4 00	3 00	2 00	1 00
49. For continuance of hearing on merits, on pleas, motions, petitions and incidental proceedings.....	2 00	1 50	1 00	0 50
50. For a joint statement of facts to which issue is limited as done in jury trials, in absence of admissions as provided in No. 35.....	20 00	15 00	10 00	7 00
51. For the special application required by article 218 of the Code of Civil Procedure.....	12 00	10 00	8 00	6 00
52. To any proof commissioner for performing all services in any case referred to him, not exceeding the examination of three witnesses.....	10 00	10 00	10 00	5 00
53. For each witness above three.....	2 00	2 00	2 00	1 00
54. For prosecuting to judgment a report of distribution not contested.....\$10.00				
55. For all proceedings upon a contestation of a report of distribution, same fees as in an action for amount of collocation contested, the contestant being considered plaintiff.				

*Advocates' Tariff.*SUPERIOR COURT TARIFF.—*Continued.*ADDITIONAL FEES.—*Continued.*

	1st class.	2nd class.	3rd class.	4th class.
	\$ cts.	\$ cts.	\$ cts.	\$ cts.
56. For all proceedings after judgment ordering an account to be rendered in any action to account, if the account be acquiesced in without <i>debats</i> :				
To each attorney	30 00	20 00	15 00	10 00
57. If the account be contested, the costs to be the same as in a contested personal action, the class to be determined by the amount for which the accounting party shall be declared accountable beyond the amount admitted to be due by the account filed, if the costs be payable by the accounting party ; and by the amount claimed by the <i>debats de compte</i> , if the costs be payable by the <i>oyant compte</i> .				
58. In actions for separation of property, or for separation from bed and board, for all proceedings to liquidate the matrimonial rights of the plaintiff :				
If not contested, to plaintiff's attorney	10.00			
If contested, to each attorney	20.00			
59. For all proceedings to cause a curator to be appointed to a <i>delaissement</i> in any hypothecary action	5.00			
60. Costs on interventions and incidental cross-demands to be the same as on original demands of same class.				
61. For all proceedings on a licitation of one succession or more, after judgment rendered	\$40.00			
62. On a disavowal, petition in revocation of judgment, or <i>tierce-opposition</i> , costs to be the same as in original demands of same class,				

Advocates' Tariff.

SUPERIOR COURT TARIFF.—*Continued.*

ADDITIONAL FEES.—*Continued.*

	1st class.	2nd class.	3rd class.	4th class.
	\$ cts.	\$ cts.	\$ cts.	\$ cts.
On opposition for payment, not contested :				
63. If the sum do not exceed \$80.....	\$8.00			
64. If it exceed \$80.00 and do not exceed \$200.00	10.00			
65. If it exceed \$200.00 and do not exceed \$400.00	14.00			
66. If it exceed \$400.00 and do not exceed \$1,000.00.....	16.00			
Exceeding \$1,000.00.....	20.00			
67. If contested, costs to be the same as in per- sonal actions for the same amount in the Superior Court or Circuit Court, as the case may be, excepting that the costs upon the contestation of any opposition for a sum not exceeding \$60.00 shall be the same as in contested actions in the Circuit Court, above \$60.00 and under \$100.00.				
68. Oppositions to annul, to withdraw, or to secure charges, or any other opposition, on a seizure of an immoveable, if not con- tested.....	20 00	15 00	15 00	15 00
69. If contested, costs to be as in actions of the first or second class, as the case may be.				
70. In the case of seizure of moveables, if oppo- sition not contested.....	16 00	12 00	10 00	8 00
If contested, costs to be according to the value of the moveables in dispute, as de- termined by proof of record, if any, or by affidavits.				
If the value be less than \$60.00, the costs to be as of first class actions in Circuit Court.				

*Advocates' Tariff.*SUPERIOR COURT TARIFF.—*Continued.*ADDITIONAL FEES.—*Continued.*

	1st class.	2nd class.	3rd class.	4th class.
	\$ cts.	\$ cts.	\$ cts.	\$ cts.

RATIFICATION OF TITLE.

For all proceedings to obtain a sentence of ratification of title :

71. To petitioner's attorney, if purchase money do not exceed \$400.00.....\$18.00
72. If purchase money exceed \$400.00, and do not exceed \$1,000.00, or if the consideration be not of a pecuniary nature \$25.00
73. If the purchase money exceed \$1,000.00 35.00
- If the amount exceed \$5,000.00 50.00
74. Fees on oppositions to sentence of ratification of title and on contestations thereof to be the same as on oppositions to executions and contestations thereof.

EXPROPRIATIONS.

75. *Railway Expropriations :*
- To each attorney :
- For instructions.....\$20.00
76. To examine the Company's offer and the notice of expropriation..... 2.50
77. To draw refusal of offer and to appoint an arbitrator..... 2.50
78. To draw oath of arbitrator..... 1.00
79. On petition for nomination of an arbitrator..... 10 00
80. On judgment appointing arbitrator... 1.00
81. On petition for provisional possession. 20.00

Advocates' Tariff.

SUPERIOR COURT TARIFF.—*Continued*

ADDITIONAL FEES.—*Continued.*

	1st class.	2nd class.	3rd class.	4th class.
	\$ cts.	\$ cts.	\$ cts.	\$ cts.
82. Attendance at sittings of arbitrators, for each day.....	\$10.00			
83. On petition for taxation of bill of costs	10.00			
84. On <i>appeals to the court</i> from the award of arbitrators and such like proceedings :				
The same fees as in Review cases for a similar amount.				
85. For all proceedings, on behalf of a proprietor expropriated, to obtain an order for the payment over of the moneys :				
If the value of the property expro- priated exceeds \$5,000.00.....				
	\$40.00			
86. If the value of the property does not exceed \$5,000.00 but exceeds \$1,- 000.00.....	25.00			
87. If the value of the property does not ex- ceed \$1,000.00 but exceeds \$400.00.	20.00			
88. If it does not exceed \$400.00.....	15.00			
89. If contested with enquête, same fees as in same class contested cases.				
90. On petition for nomination of commissioners:				
To the attorney of petitioner and of opposing parties.....				
	\$10.00			
91. For opposing the homologation of a report of commissioners :				
Where the value of the property, respecting which the objection arises, exceeds \$1,- 000.00 :				
To the successful attorney.....				
	\$50.00			
To the opposite attorney.....				
	\$40.00			

Advocates' Tariff.

SUPERIOR COURT TARIFF.—*Continued.*

ADDITIONAL FEES.—*Continued.*

	1st class.	2nd class.	3rd class.	4th class.
	\$ cts.	\$ cts.	\$ cts.	\$ cts.
92. When it exceeds \$400.00 :				
To the successful attorney	40.00			
To the opposite attorney	30.00			
93. When it does not exceed \$400.00 :				
To the successful attorney	30.00			
To the opposite attorney	20.00			
WRITS OF CERTIORARI.				
94. If settled before the filing of such writ :				
To petitioner	\$10.00			
If writ refused, to party showing cause	6.00			
95. If not settled before the filing of such writ :				
To petitioner	\$16.00			
To respondent	10.00			
COMMISSIONS ROGATOIRES AND ORDERS FOR THE EXAMINATION OF WITNESSES.				
96. To the attorney suing out the same	10 00	8 00	6 00	3 00
97. For the drawing of interrogatories or cross- interrogatories, to each attorney	10 00	8 00	6 00	3 00
98. For taking instructions, examining the pa- pers, etc., etc., to each attorney	10 00	8 00	6 00	3 00

Advocates' Tariff.

SUPERIOR COURT TARIFF.—*Continued.*

ADDITIONAL FEES.—*Continued.*

	1st class.	2nd class.	3rd class.	4th class.
	\$ cts.	\$ cts.	\$ cts.	\$ cts.
99. For examining or cross-examining any witness	2 00	2 00	2 00	1 00
100. To the attorney prosecuting the execution of the writ or order, an additional fee of	10 00	8 00	6 00	3 00
PROBATES, HABEAS CORPUS, MINORS, APPEALS, ETC.				
101. For all fees to obtain probate of a will or writ of habeas corpus, without enquête \$20.00				
If enquête, fee as in contested cases of second class.				
102. For all fees to obtain appointment of tutors to minors, or curator to person or property, or for removal of interdiction, or for emancipation, or for appointment of a sequestrator or for any other such proceeding :				
If not contested \$10.00				
If contested, fee of a third class in contested cases.				
103. For all proceedings for bringing to sale the property of minors. \$20.00				
104. On appeal to Court on any such proceedings, and on appeals to the Court from authorization to sell, mortgage or divide property of minors, &c., and from decision of a judge on reports of experts or arbitrators in expropriations or otherwise and such like proceedings, same fee as on a review of second class.				

Advocates' Tariff.

SUPERIOR COURT TARIFF.—*Continued.*

ADDITIONAL FEES.—*Continued.*

	1st class.	2nd class.	3rd class.	4th class.
	\$ cts.	\$ cts.	\$ cts.	\$ cts.
105. On all appeals from inferior courts to Superior or Circuit Court.				
If contested :				
Attorney for Appellant	\$20.00			
Attorney for Respondent	12.00			
106. If not contested :				
Attorney for Appellant	12.00			
107. On Petitions in reference to municipal or school matters, such as valuation or assessment rolls, electoral lists, and other similar proceedings, same fees as in third class cases.				
EVOCATIONS.				
108. If maintained, the costs to be the same as in actions of the third class, which costs shall include all services in both courts :				
If rejected, to each attorney	\$ 5.00			
IMPROBATION—(<i>Inscription en faux.</i>)				
109. To the attorney for direction for drawing a power of attorney	4.00			
110. Attendance at drawing up a descriptive statement of document impugned	4.00			

Advocates' Tariff.

SUPERIOR COURT TARIFF.—*Continued.*

ADDITIONAL FEES.—*Continued.*

	1st class.	2nd class.	3rd class.	4th class.
	\$ cts.	\$ cts.	\$ cts.	\$ cts.
111. If settled before articles of improbation are filed, each motion required, and also the declaration to be made by the defendant in improbation, as to whether he intends to avail himself of the document impeached, shall be taxed as follows :.....	10 00	8 00	6 00	4 00
112. If settled after the articles of improbation are filed, but before the answer, the fees of the attorney of the plaintiff in improbation shall be as in No. 1 above, and the fees of the attorney of the defendant in improbation shall be as in No. 6, and if the settlement take place at any subsequent stage of the proceedings, or if judgment be rendered on such improbation, the costs shall be as in the original demand, if settled at a like stage.				
CASES IN REVIEW.				
113. Under \$400.00 :				
If settled before hearing, to each attorney.....				\$15.00
114. After hearing, to each attorney.....				30.00
115. In cases of \$400.00 to \$1,000.00 :				
If settled before hearing.....				20.00
After hearing.....				40.00
116. In cases of \$1,000.00 or over :				
If settled before hearing.....				30.00
After hearing.....				60.00
117. Factum in Review, to each party.....	12 00	10 00	8 00	6 00

Advocates' Tariff.

SUPERIOR COURT TARIFF.—*Continued.*

ADDITIONAL FEES.—*Continued.*

	1st	2nd	3rd	4th
	class.	class.	class.	class.
	\$ cts.	\$ cts.	\$ cts.	\$ cts.
118. For travelling expenses, from any district to Quebec or Montreal.	\$10.00			
CESSION DE BIENS (abandonment of property), LIQUIDATION OF PARTNERSHIPS, AND OF INSOLVENT BANKS AND CORPORATIONS :				
119. For preparing a demand of <i>Cession de biens</i>	\$ 5.00			
120. For preparing an assignment, and filing the sworn statement of creditors and <i>bilan</i>	10.00			
121. For all petitions and motions.	6.00			
122. For attending a meeting of creditors or shareholders in Court or a meeting ordered by the Court.	10.00			
123. For preparing every ordinary claim.	3.00			
124. For preparing a privileged or hypothecary claim.	6.00			
125. On contestation of claim or dividend sheet, or of a demand for the appointment of a liquidator or of a demand to have a party held a contributor, and other like proceedings, same fees as in ordinary actions for a like amount.				
126. On all proceedings not specially provided for, same fees as under general tariff, as far as applicable.				
127. <i>Advocates acting as referees</i> , unless otherwise agreed between the parties :				
1. To each advocate referee or arbitrator, for examination of the case and papers.	12 00	10 00	8 00	6 00

Advocates' Tariff.

SUPERIOR COURT TARIFF.—*Continued.*

ADDITIONAL FEES.—*Continued.*

	1st class.	2nd class.	3rd class.	4th class.
	\$ cts.	\$ cts.	\$ cts.	\$ cts.
Every sitting of less than one hour, and for every hour.....	6 00	5 00	4 00	3 00
Provided that not more than three hours be allowed in taxation day.				
To draw the judgment.....	10 00	8 00	6 00	4 00
2. To the clerk of the referees, for every sitting of less than one hour, not exceeding three hours per day.....	3 00	2 00	1 50	1 00
For the report and for copies of judgment, at the rate of 10 cts. per 100 words, including certificate.				
LAWYERS' LETTERS.				
128. For one letter when the case is settled without the issuing of a writ.....	6 00	5 00	4 00	3 00
BILLS OF COSTS.				
129. Drawing bill of costs and copy :				
In contested cases.....	2 00	1 50	1 50	1 00
In non-contested cases.....	1 00	1 00	75	50

Advocates' Tariff.

TARIFF OF FEES FOR ADVOCATES, ETC.,
IN THE CIRCUIT COURT.

Classes of Actions.

- Rule 1st. In actions of \$100 and over, same fees shall be allowed as in actions for a similar amount in the Superior Court.
- Rule 2nd. In actions before the Magistrates' Court, civil jurisdiction, the same fees shall be allowed as in the Circuit Court in actions for a similar amount.
- Rule 3rd. On all cases or proceedings not provided for, the Court or the Judge shall determine the fees to be allowed.

1st Class.....	from \$60 to \$100
2nd "	" 40 " 60
3rd "	" 25 " 40
4th "	under 25

TARIFF.

	1st class.	2nd class.	3rd class.	4th class.
	\$ cts.	\$ cts.	\$ cts.	\$ cts.
1. On making affidavit for <i>Saisie Arrêt</i> before judgment, <i>Saisie-Gagerie</i> , <i>Saisie-Revendication</i> , and any special affidavit to institute process.....	1 50	1 00	0 75	0 50
2. For original declaration.....	2 50	2 00	1 50	1 00
3. For every copy, over one, of declaration, petition, intervention or opposition.....	1 00	0 75	0 50	0 25
4. Fee on action settled before return.....	4 00	2 50	1 50	1 00

Advocates' Tariff.

CIRCUIT COURT TARIFF.—*Continued.*

	1st class.	2nd class.	3rd class.	4th class.
	\$ cts.	\$ cts.	\$ cts.	\$ cts.
5. Fee on action settled after return and before contestation :				
To Plaintiff's attorney.....	6 00	4 00	2 00	1 50
To Defendant's for appearance.....	3 00	2 00	1 50	1 00
6. On judgment, on confession or by default or <i>ex-parte</i> without <i>enquête</i> , that is to say without examination in Court of any witness or party :				
To Plaintiff's attorney.....	8 00	5 50	3 00	2 00
7. On judgment given by default or <i>ex-parte</i> but with <i>enquête</i> :				
To Plaintiff's attorney.....	10 00	6 50	4 00	2 50
To Defendant's attorney.....	3 00	2 00	1 50	1 00
8. On actions settled or discontinued after contestation :				
To Plaintiff's attorney.....	10 00	6 50	4 00	2 50
To Defendant's attorney.....	6 00	4 00	2 50	1 50
9. When judgment shall have been given after contestation :				
To Plaintiff's attorney.....	14 00	8 00	4 50	3 00
To Defendant's attorney.....	12 00	6 00	4 00	2 00
10. An <i>enquête</i> fee for each witness cross-examined.....	0 50	0 40	0 30	0 25
11. A general <i>enquête</i> fee :				
To each Attorney.....	2 50	2 00	1 50	1 00
12. Additional fee in all hypothecary or mixed actions and in all actions having conclusions other than for the payment of a specific sum of money.....	4 00	3 00	2 50	1 50

*Advocates Tariff.*CIRCUIT COURT TARIFF.—*Continued.*

	1st class.	2nd class.	3rd class.	4th class.
	\$ cts.	\$ cts.	\$ cts.	\$ cts.
13. In actions of damages for personal wrongs, the costs to be taxed as of the class to be determined by the final judgment unless otherwise ordered by the final judgment.				
14. Fee on pleas to the merits in writing	2 00	1 50	1 00	0 50
15. On each opposition <i>afin de distraire</i> , <i>afin d'annuler</i> , or to secure charges, or other oppositions or interventions not contested.	6 00	3 00	2 50	1 50
16. On same when contested, the same fees as in the original actions to which they shall be incident, except on opposition <i>afin de distraire</i> , when fees shall be as in actions for the value of the moveables in dispute; such value to be determined by the judgment or by affidavits; provided the value of the moveables does not exceed the amount of the original suit.				
17. On oppositions for payment if contested, same fees as would be allowed on suit for a like sum claimed.				
18. On writs of simple attachment after judgment	3 00	2 00	1 50	1 00
On same for each garnishee more than three.	0 60	0 45	0 35	0 25
19. On return of same and for attending to declaration of garnishees and taking judgment, if not contested	5 50	4 00	3 00	2 00
20. If declaration of garnishee be contested, same fees as in an action for the amount in dispute between the parties.				
21. On all incidental demands of Plaintiff or Defendant, same fees as are allowed in original actions for a like sum.				

Advocates' Tariff.

CIRCUIT COURT TARIFF.—*Continued.*

	1st class.	2nd class.	3rd class.	4th class.
	\$ cts.	\$ cts.	\$ cts.	\$ cts.
22. On each proceeding by motion or petition to continue the suit, <i>reprise d'instance</i> , or for coercive imprisonment, or in any case of <i>rebellion à justice</i> , or to set attachment aside either on insufficiency of affidavit or on ground that allegations of affidavit are untrue, besides enquête fee :				
To Attorney prosecuting, if uncontested....	4 00	3 00	2 00	1 00
To Attorney prosecuting, if contested.....	6 00	4 00	3 00	2 00
To Attorney resisting application.....	4 00	3 00	2 00	1 50
23. On the issuing of a writ of execution.....	2 50	2 00	1 50	1 00
24. On execution <i>de terris</i> for instructions to sheriff or bailiff and description of immovables.....	4 00	3 00	2 50	2 00
25. On proceedings for a writ of possession or to obtain possession of goods :				
If uncontested, to attorney of applicant....	4 00	3 00	2 00	1 00
26. If cause shown but without enquête :				
To Attorney of applicant.....	6 00	4 00	3 00	2 00
To Attorney showing cause.....	4 00	3 00	2 00	1 50
27. In case of enquête on preliminary pleas or other incidental proceeding, the fees provided under Nos. 10 and 11 shall be allowed.				
28. On drawing interrogatories <i>sur faits et articles</i> including copy.....	1 50	1 00	0 75	0 50
29. On a commission to examine witnesses, <i>commission rogatoire</i> or order and <i>commissaires enquêteurs</i> :				
To Attorney suing out same.....	2 50	2 00	1 00	0 50
To Attorney of opposite party.....	2 00	1 50	1 00	0 50

*Advocates' Tariff.*CIRCUIT COURT TARIFF.—*Continued.*

	1st class.	2nd class.	3rd class.	4th class.
	\$ cts.	\$ cts.	\$ cts.	\$ cts.
30. For drawing interrogatories or cross-interrogatories.	2 00	1 00	0 75	0 50
31. For taking answers to interrogatories, examining papers, &c.	2 00	1 00	0 75	0 50
For examination in chief or cross-examination of each witness.	0 50	0 40	0 30	0 25
32. To Attorney prosecuting the execution of any such order or commission, &c., an additional fee of.	2 00	1 00	0 75	0 50
33. To proof commissioner for all services in any case referred to him not exceeding the examination of three witnesses.	3 00	2 00	1 50	1 00
For each witness above three.	0 50	0 40	0 30	0 25
34. When the enquête in any contested case is continued, party bound to proceed not being ready : To Attorney of adverse party.	1 50	1 00	0 75	0 50
35. On each affidavit in support of special proceedings or of special incidents in a case . .	0 50	0 50	0 25	0 25
36. Fee on motion or petition not otherwise provided for: To Attorney of moving, &c., party.	1 00	1 00	0 50	0 50
If contested, to opposite Attorney	1 00	1 00	0 50	0 50
37. If any case where there is more than one Defendant who sever in their defence—to Plaintiff's attorney on each additional issue, one half of the amount he would have received had there been but one issue.				
38. The fees as to evocation shall be as in actions above \$60.00, if allowed. If rejected, a fee of \$3.00 to each party.				

Advocates' Tariff.

CIRCUIT COURT TARIFF.—*Continued.*

	1st class.	2nd class.	3rd class.	4th class.
	\$ cts.	\$ cts.	\$ cts.	\$ cts.
39. On every dilatory exception maintained or not, on every demurrer to action when dismissed, and on every plea dismissed on demurrer, fee to successful Attorney.....	3 00	2 00	1 50	1 00
An additional fee to opposite Attorney of...	2 00	1 50	1 00	0 50
40. On every exception, <i>exception déclinatoire ou à la forme</i> dismissed, to successful Attorney	3 00	2 00	1 50	1 00
41. If Plaintiff be permitted to amend his declaration after the filing of a preliminary plea or demurrer :				
To Defendant's attorney	1 50	1 00	0 75	0 50
42. For proceedings respecting the putting in of security, to each Attorney.....	1 50	1 00	0 75	0 50
43. On rehearing on merits ordered by Court, in a contested case :				
To each Attorney	2 00	1 00	0 75	0 50
44. On any pleading when ordered by Court :				
To each Attorney	1 50	1 00	0 75	0 50
45. For prosecuting to judgment a report of distribution not contested.....	3 00	2 00	1 50	1 00
46. On same if contestation be withdrawn or acquiesced in :				
To Attorney contesting.....	3 00	3 00	2 00	1 50
To Attorney claiming.....	2 50	2 00	1 50	1 00
If judgment be rendered after hearing, an additional fee of.....	2 00	1 50	1 00	0 50
47. For proceedings after the judgment ordering account to be rendered in an action to account, if the account be not contested:				
To each Attorney	4 00	2 50	1 50	1 00

Advocates' Tariff.

CIRCUIT COURT TARIFF.—*Continued.*

	1st class.	2nd class.	3rd class.	4th class.
	\$ cts.	\$ cts.	\$ cts.	\$ cts.
48. If account contested, costs to be as in contested personal actions, the amount to be determined by the amount for which the <i>rendant-compte</i> shall be declared accountable, beyond the amount admitted to be due by the account filed, if the costs be payable by the <i>rendant-compte</i> ; and by the amount claimed by the <i>debats de compte</i> , if the costs be payable by the <i>oyant-compte</i> .				
49. Fee for appointment of Curator to <i>delaissement</i> in hypothecary action.....	1 50	1 00	0 75	0 50
To Curator.....	1 00	0 75	0 50	0 25
50. If any writ of attachment before judgment be sued out at any time after the institution of the action:				
Additional fee to Attorney suing.....	3 00	2 00	1 50	1 00
51. Additional fee on any motion or proceeding to call in creditors, exclusive of affidavits..	1 50	1 00	0 75	0 50
52. On every copy of <i>Subpoena</i> certified to by Attorney.....	0 10	0 10	0 10	0 10
53. Fees respecting probate of will, for appointment of tutors or curators, or for removal of interdiction, or emancipation, and on appeals to the Court on any such proceedings, to be the same as in the Superior Court.				
CERTIORARI, APPEALS, ETC.				
54. On certiorari and appeals from inferior courts, same fees as are provided for in the Superior Court tariff for similar proceedings.				
55. On contestation of elections of municipal or school officers, on petitions under article 100 of Municipal Code, on petitions in reference to municipal rolls or electoral lists, and other similar proceedings, same fees as in actions of fourth class in the Superior Court.				

Advocates' Tariff.

CIRCUIT COURT TARIFF.—*Continued.*

	1st class.	2nd class.	3rd class.	4th class.
	\$ cts.	\$ cts.	\$ cts.	\$ cts.
IMPROBATIONS.				
56. If settled before the articles of improbation are filed, each motion required by the Code of Civil Procedure and also the declaration to be made by the Defendant in improbation, as to whether he intends to avail himself of the document impeached, shall be taxed as a motion according to the foregoing No. 22.				
57. If settled after the articles of improbation are filed, but before answer, the fees of the attorney of the Plaintiff in improbation and the fees of the Defendant in improbation shall be as No. 1 of this same table; and if the settlement take place at any subsequent stage of the proceedings, or if judgment be rendered, the costs shall be the same as on the original demand at a like stage.				
LAWYERS' LETTERS.				
58. For one letter before suit when the case is settled without the issuing of a writ.	2 00	2 00	1 00	1 00
BILLS OF COSTS.				
59. For drawing bill of costs and copy :				
In contested cases.	1 00	1 00	0 75	0 50
In non-contested cases.	0 50	0 50	0 40	0 25

True copy of tariffs adopted by the General Council of the Bar of the Province of Quebec, at its sitting of the 30th October, 1883.

Montreal, 8th November, 1888.

S. PAGNUELO,
Secretary-Treasurer of the said General Council.

Provincial Secretary's Tariff.

EXECUTIVE COUNCIL CHAMBERS.

Quebec, 27th April, 1892.

PRESENT :

The Lieutenant-Governor in Council.

HIS HONOR the Lieutenant-Governor has been pleased by Order in Council dated the twenty-seventh of April instant, to make the following tariff, in virtue of the powers which are conferred on him by article 715 of the Revised Statutes of the Province of Quebec :

GUSTAVE GRENIER,

Clerk of the Executive Council.

SECRETARY'S OFFICE.

	\$	cts.
1. Certificate of legalization of documents.....	2	00
2. Pass under the provisions of section 98 of the Merchant Shipping Act.....	10	00
3. Copy of any document, for every hundred words.....	0	20
And certificate.....	1	00
(It shall, however, be at the secretary's discretion to grant these copies gratis in certain cases.)		
4. Registrar's commission, at Quebec or Montreal.....	100	00
Registrar's commission, in the other towns and cities....	60	00
Registrar's commission, in the other counties.....	40	00
5. Commission of school inspector.....	30	00
6. Commission of prothonotary, at Quebec or Montreal.....	100	00
Commission of prothonotary, in the other town and cities	60	00
Commission of prothonotary, in the other districts.....	50	00
7. Commission of sheriff, at Quebec or Montreal.....	100	00
Commission of sheriff, in the other cities and towns.....	60	00
Commission in the other districts.....	50	00
8. Commission of clerk of Circuit Court.....	25	00
9. Commission of coroner in the towns.....	50	00
Commission of coroner in country.....	10	00
10. Commission of fire marshal.....	50	00
11. Commission of recorder.....	100	00
12. Commission of judge of the sessions of the peace.....	100	00
13. Commission of clerk of the peace.....	50	00
14. Commission of clerk of the crown, at Quebec or Montreal.	75	00
Commission of clerk of the crown in the other town and cities	50	00
Commission of clerk of the crown in the other districts...	25	00

Provincial Registrar's Tariff.

	\$	cts.
15. Commission of president of the board of prison inspectors.	100	00
16. Commission appointing to any other position under the government of this province, ten per cent. of the salary allowed.		
17. On letters-patent incorporating joint stock companies (Joint Stock Companies' Incorporation Acts) when the capital does not exceed \$10,000	175	00
18. From \$10,000 to \$50,000.....	200	00
19. From \$50,000 to \$100,000	210	00
20. From \$100,000 to \$200,000.....	215	00
21. From \$200,000 and upwards	225	00
22. Transfer of notarial minutes and repertory (Notarial Code).....	50	00
23. Certificate under chapter 65 of the Consolidated Statutes of Canada to companies formed for the purpose of supplying towns and villages with gas and water.....	50	00
24. Incorporation of Cemetery Companies, section 16, chapter 3 of title 11, R. S. P. Q.....	20	00
25. Provincial Secretary's certificate for the formation of cooperative societies, sect. 15, ch. 3 of title 11, R. S. P. Q.	50	00
26. For any supplementary letters-patent, the same fee will be charged as for the original ones.		
27. For any unforeseen case... ..	10	00

REGISTRAR'S OFFICE.

	\$	cts.
1. Registration of civil service commission.....	10	00
2. Registration of security bonds.....	4	00
3. Registration of surveyor's commission.....	6	00
4. Registration of letters-patent for the sale and conveyance of goods held in mortmain	40	00
5. Registration of notary's commission.....	10	00
6. Copy of ordinary patent.....	5	00
7. Copy of commission.....	5	00

Notice is hereby given that no document will be registered or delivered, nor any commission or letters-patent issued, if the above mentioned fees have not been paid in advance, and the Orders in Council, Nos. 164, 175 and 18, of the 26th and 30th of September, 1868, and of the 27th of January, 1871, are revoked.

LOUIS P. PELLETIER,

Secretary.

ORDERS IN COUNCIL.

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