

C A P. I X.

An Act to amend the Quebec Election Act.

[Assented to 30th December, 1890.]

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

1. Article 167 of the Revised Statutes of the Province of Quebec is amended by adding the following paragraph : R. S. Q. art. 167 amended.

" 17. The term ' Lieutenant-Governor ', wherever employed in this act, shall mean the Lieutenant-Governor in Council." Interpretation of " Lieutenant-Governor."
2. Article 382 of the said Revised Statutes is amended by adding at the end of paragraph number 5 the following words : " unless such person holds, at the time of the issue of the writ of election, one of the offices mentioned in articles 241 and 242." Id. art. 382 amended. Proviso.
3. Article 385 of the said Revised Statutes is amended by inserting after the word " sheriffs ", in the first line thereof, the word " prothonotaries." Id. art. 385 amended.
4. Article 387 of the said Revised Statutes is amended by inserting after the word " sheriff ", in the first line, the word " prothonotary." Id. art. 387 amended.
5. Article 442 of the said Revised Statutes is amended by adding after the words " payments made by him ", in the sixth line, the words " other than payments for his personal expenses." Id. art. 442 amended.
6. Article 453 of the said Revised Statutes is amended by adding thereto the following paragraph : Id. art. 453 amended.

" If, however, the prosecution is dismissed and the judge is of opinion that the same was maliciously brought for the purpose of harassing and annoying the defendant, and without a reasonable cognizance of the facts alleged, the judge may condemn the plaintiff to double costs in favour of the other party." Plaintiff may be condemned to double costs in certain event.
7. Article 454 of the said Revised Statutes is amended by replacing the words " twelve months ", in the second line, by the words " six months " and by adding, after the words " not later ", in the third line, the words " notwithstanding any provision to the contrary in this act or in any of its amendments." Id. art. 454 amended.

Id. art. 456
amended.

8. Article 456 of the said Revised Statutes is amended by striking out the words "condemned to a penalty and costs," in the second and third lines thereof.

Id. form Z
amended.

9. Form Z, annexed to the said Quebec Election Act in the said Revised Statutes, is amended by inserting after the words "in good faith", in the tenth line of the oath, the words "conscientiously believing the same to be well founded."

Coming into
force.

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

C A P. X.

An Act to amend the Quebec Controverted Elections Act.

[Assented to 30th December, 1890.]

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

R. S. Q. art.
480 amended.

1. Article 480 of the Revised Statutes of the Province of Quebec is amended by adding thereto the following :

Facts to be
clearly al-
leged, &c.

"But every fact must be specially and clearly alleged, with date and place when and where committed, so as to place the defendant at once on his guard.

General, &c.,
allegations to
be struck.

Every general and vague allegation shall be rejected, with costs, by the judge on motion to that effect."

Id. art. 481
amended.

2. Article 481 of the said Revised Statutes is amended by adding thereto the following :

Witnesses to
signature of
petition.

"In the presence of two witnesses, who certify that they saw the petitioner or petitioners sign.

Affidavit to be
produced in
support of
allegations.

Such petition shall be supported by one or more affidavits, attesting the personal knowledge of one or more of the cases alleged, so that such affidavit or affidavits shall cover all the facts alleged.

Unsupported
allegations to
be struck.

On motion to that effect, all allegations unsupported by affidavit shall be struck by the court or judge, with costs."

Id. art. 486
amended.

3. Article 486 of the said Revised Statutes is amended by replacing the words "one thousand" in the first line thereof, by the words "fifteen hundred."

Arts. added
after art. 498.

4. The following paragraph is added after paragraph second of section third of chapter third of title second of the said Revised Statutes, after article 498 :