

C A P . V I .

An Act to change the *chef-lieu* of the judicial district of Ottawa.

[Assented to 21st June, 1886.]

WHEREAS the city of Hull is the most central place Preamble.
in the county of Ottawa, the most populous and commercial, and is the most easy of access for all the inhabitants of the said county, and whereas the public interests require that the *chef-lieu* of the judicial district, now at the village of Aylmer, be transferred to the said city of Hull ;

Seeing the offer of the corporation of the city of Hull to build at its own charges a court house and gaol suitable for such purposes ; Therefore, Her Majesty, by and with the advice and consent of the Legislature of Quebec, enacts as follows :

1. When the county of Pontiac shall have availed itself of the provisions of the act 43-44 Victoria, chapter 7, and shall be erected into a separate district, the city of Hull shall have provided itself with water-works capable of protecting it against fire, and the corporation of the said city shall have selected a site which will be deemed suitable by the Government of this province, for building thereon a court-house and gaol, and such court-house and gaol shall have been built in a suitable manner for all the purposes of administration of justice, the Lieutenant-Governor in council may, by proclamation, abolish the *chef-lieu* of the judicial district of Ottawa, now established at the village of Aylmer, and transfer the same to the said city of Hull, for all purposes connected with the administration of both civil and criminal justice *Chef-lieu of Ottawa district to be removed to Hull.*

2. Such court-house and gaol shall be built at the expense of the corporation of the city of Hull. Court-house, &c., to be built by Hull.

3. The works of construction of the said court-house and gaol shall be performed under the direction of the Commissioner of Agriculture and Public Works, and in accordance with plans, specifications and estimates which shall be supplied by the said Commissioner and approved by the Lieutenant-Governor in council. Works to be under direction of Commissioner of Agriculture and Public Works.

4. If any balance hereafter remains in any year of the building and jury fund, such balance shall, after the payment of the expenses authorized by law, and of the debt now due for the construction of new public buildings at Balance of building and jury fund after certain payments to be paid over to Hull.

Aylmer, go towards reimbursing the corporation of the said city of Hull, for the cost of building the said courthouse and gaol and the interest accrued upon the cost of such building.

When to be paid.

The said balance shall be paid over to the said corporation at the expiration of each fiscal year, by the provincial treasurer.

Upon transfer of *chef-lieu*, all records, &c., to be transferred.

5. When the transfer of the *chef-lieu* shall have been effected in accordance with this act, the Lieutenant-Governor may, by order in council, published in the Quebec Official Gazette, order the removal, within a delay to be in his discretion determined, of all the records, registers, documents, archives, vouchers and judicial proceedings of the court, sitting at the village of Aylmer, to the *chef-lieu* in the city of Hull, and all judicial affairs connected with the present *chef-lieu* of the district of Ottawa shall, from and after the expiration of such delay, be transacted in the said city of Hull.

Duty of certain judicial officers to effect such transfer.

6. It shall be the duty of the sheriff, prothonotary, clerk and other officers of the district of Ottawa to effect the removal of the aforesaid documents, within the delay prescribed by the Lieutenant-Governor in council, under penalty of a fine of five hundred dollars and, in default of payment, imprisonment for six months.

Penalty for neglect.

Lieutenant-Governor may in default of such officers, so transferring documents, order some one else to do so.

7. In the event of the neglect or refusal of such officers to perform the services required of them by the next preceding section, the Lieutenant-Governor in council may authorize any other competent person to effect such removal, and the costs and disbursements, occasioned by such removal, shall be paid by the province.

Proceedings subsequent to transfer.

8. After the transmission of the said documents, all proceedings already had, shall be continued at the said new *chef-lieu* in the city of Hull, as if they had been had and taken in such place.

Suspension of prescription and delay until court is held at new *chef-lieu*.

9. Prescription and all delays of procedure in every case pending at the abolished *chef-lieu*, shall be suspended and shall cease to run, from the date fixed for the transmission of the said documents, until the day of the opening of the sittings of the court in the new *chef-lieu*.

Notices not required.

10. The continuation of proceedings in such pending cases shall not require any new notice.

11. The Circuit Court sitting at the city of Hull shall cease to exist so soon as the *chef-lieu* shall be there established in accordance with the provisions of this act.

Circuit court now at Hull to be abolished when *chef-lieu* fixed there.

12. The court-house and gaol, so built in the city of Hull, shall be considered as a public work and be under the control of the Commissioner of Agriculture and Public Works.

Court-house and gaol at Hull to be a public work.

CAP. VII.

An Act to further amend the law respecting the constitution of the Superior Court

[Assented to 21st June, 1886]

WHEREAS it has become urgent that there should be a judge in the district of Terrebonne; Therefore, Her Majesty, by and with the advice and consent of the Legislature of Quebec, enacts as follows:

Preamble.

1. Subsections 1 and 2 of section 1 of the act 43-44 Victoria, chapter 5, are replaced by the following:

43-44 V., c. 5, s. 1, §§ 1 and 2 replaced.

“1. Notwithstanding any law to the contrary, the Superior Court established in and for Lower Canada, now the Province of Quebec, shall be composed of twenty-eight judges, to wit: one chief-justice and twenty-seven puisné judges.

Composition of the Superior Court.

2. The additional judge, who shall be appointed to complete the number of twenty-eight, shall have the same authority and jurisdiction and shall be subject to the same provisions of law as all other judges of that court, now in office and acting under similar circumstances.

Powers of additional judge.

He may reside in the city of Montreal and sit in any court wherein the judges of the Superior Court have jurisdiction, whenever his services shall not be required in the district of Terrebonne, which is specially assigned to him.”

Residence and jurisdiction.

2. This act shall come into force on the day which the Lieutenant-Governor in Council shall be pleased to fix by proclamation.

Coming into force.