

## CAP. XCIX.

NOTE.—*This act is to form part of title fourth of the Revised Statutes of the Province of Quebec.*

An act respecting the department of the Law Officers of the Crown.

[Assented to 21st June, 1886].

**H**ER MAJESTY, by and with the advice and consent of the Legislature of Quebec, enacts as follows :

## SECTION FIRST.

## LAW OFFICERS OF THE CROWN.

§ 1.—*Their titles and qualities.*

**1.** The law officers of the Crown are the attorney general and the solicitor general. Law officers of the Crown.

These officers are the recognized officers of the Crown referred to in article 19 of the Code of Civil Procedure. Recognized officers referred to in C. C. P., art. 19.

**2.** The law officers of the Crown are the official legal advisers of the Lieutenant-Governor and the legal members of the executive council of the Province of Quebec. Official legal advisers of the Lieutenant-Governor.

B. N. A. Act, 1867. s. 63 ; 45 V., c. 2, s. 2 ; 48 V., c. 6, s. 2.

§ 2.—*Their duties.*

**3.** The duties of the law officers of the Crown are the following : Duties of the law officers.

1. They see that the administration of public affairs is in accordance with the law.

2. They have the general superintendence of all matters connected with the administration of justice in the Province. 48 V., c. 6, s. 8.

**4.** The functions and powers of the law officers of the Crown are the following : Functions and powers.

1. They have the functions and powers which belong to the office of Attorney General and Solicitor General of England, respectively, by law or usage, in so far as the same are applicable to this Province, and also the functions and powers which, up to the Union, belonged to these offices, in the late Province of Canada, and which, under the provisions of the British North America Act, 1867, are within the scope of the powers of the government of this Province.

2. They advise the heads of the several departments of the government of the Province upon all matters of law concerning such departments or arising in the administration thereof.

They are charged with the settlement and approval of all instruments issued under the Great Seal of the Province.

4. They have the regulation and conduct of all litigation for or against the Crown or any public department, in respect of any subject within the authority or jurisdiction of the government of the Province.

5. They have the control and management of the judicial organization and that of registry offices, as well as the control and direction of the inspection of the offices of the courts and of registry offices; they have also the superintendence over judicial officers and registrars, who are all under this department. 48 V., c. 6, ss. 6 and 8.

Special duties  
of Solicitor-  
General.

5. All questions of law and legal proceedings generally, such as petitions of right, suits and other proceedings of a similar nature, respecting railways, as well as all questions of law and legal proceedings arising in the treasury department, respecting the public revenue, and in the department of Crown lands, respecting the public domain, are under the direction of the solicitor general. 48 V., c. 6, s. 9.

Functions and  
duties may be  
defined by  
order in  
council.

6. The functions and duties of the attorney general and the solicitor general may, from time to time, for a limited term or otherwise, be more fully determined and defined by the Lieutenant-Governor in Council, and, in the same manner, other functions and duties may be assigned to these officers or to either of them. 48 V., c. 6, s. 10.

§ 3.—*Vacancy in the office of one of the law officers of the Crown.*

Proviso in case  
of vacancy in  
office of Attor-  
ney-General.

7. In case of a vacancy in the office of attorney general or in his absence or disability, or at his request, the solicitor general may perform all the duties of the office of attorney general.

Idem, Solicitor  
General.

The same rule applies to the attorney general in the case of a vacancy in the office of solicitor general or in his absence or disability, or at his request. 48 V., c. 6, s. 7.

## SECTION SECOND.

### ASSISTANT OF THE LAW OFFICERS OF THE CROWN.

Assistant of  
the law officers  
of the Crown.

8. The Lieutenant-Governor in Council appoints by commission an officer, called the "assistant of the law officers of the Crown. 48 V., c. 6, s. 5.

SECTION THIRD.

FINAL PROVISIONS.

9. The act mentioned in the schedule hereunder is repealed and this act is substituted therefor. Repealing clause.

SCHEDULE.

ACT.	Chapter.	EXTENT OF REPEAL
48 Victoria.....	6	The whole except sections 2, 3 and 4.

CAP. C.

NOTE.—*This act is to form part of title fourth of the Revised Statutes of the Province of Quebec.*

An act respecting the Department of the Provincial Secretary.

[Assented to 21st June, 1886].

**H**ER MAJESTY, by and with the advice and consent of the Legislature of Quebec, enacts as follows :

SECTION FIRST.

PROVINCIAL SECRETARY.

§ 1.—*His titles and qualities.*

1. The provincial secretary has the control and management of the Provincial Secretariat. Titles and qualities of the provincial secretary.

He is at the same time provincial registrar. B. N. A. Act, 1867, ss. 134 and 135 ; §1 V., c. 11, s. 1.

2. The department of Public Instruction is under the Provincial Secretary. Dept. of Public Instruction under the provincial secretary.

§ 2.—*Functions of the secretary and registrar.*

3. The powers, duties and functions of the secretary and registrar are the following : His powers, duties and functions.

1. He is the keeper of the Great Seal of the Province. 31 V., c. 11, s. 1.

2. He has charge of the correspondence of the Government of the Province.