

CAP. XXIII.

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

[Assented to 30th June, 1881.]

Preamble.

WHEREAS the *chef-lieu* of the judicial district of Kamouraska, which is now in the village of St. Louis de Kamouraska, in the county of Kamouraska, is no longer the true centre of the population of the said district ;

Whereas the most central locality, both from its population and its commercial transactions, is the town of Fraserville, in the county of Temiscouata ;

Whereas the court house and gaol of Kamouraska have been destroyed by fire, and it would be in the interest of all the inhabitants that they should be rebuilt in the most central locality of the said district ; and considering the offer made by the corporation of the town of Fraserville to build the said court house and gaol at its own expense ; Therefore Her Majesty, by and with the advice and consent of the Legislature of Quebec, enacts as follows :

Transfer of *chef-lieu* of Kamouraska to town of Fraserville, under certain conditions.

1. So soon as the corporation of the town of Fraserville, in the county of Temiscouata, shall have built, in the said town, a court house and gaol suitable, in every way, for the administration of justice, the lieutenant governor in council may, by proclamation, abolish the judicial *chef-lieu* of the district of Kamouraska, now established at the village of St. Louis de Kamouraska, and transfer the same to the said town of Fraserville, in the county of Temiscouata, for all purposes connected with the administration of both civil and criminal justice.

Cost of building court house by whom borne.

2. Such court house and gaol shall be built at the expense of the corporation of the town of Fraserville, and shall be completed within two years from the passing of this act.

Control of building such court house.

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

Debentures heretofore issued, to be assumed by province.

4. The debentures hitherto issued to defray the expenses of the court house and gaol of the judicial district of Kamouraska shall be assumed by the province.

5. All special taxes, imposed upon the district of Kamouraska, in accordance with the act 12 Victoria, chap. 112, shall cease to be levied, from and after the transfer of the *chef-lieu*, under this act, and thereupon the taxes for the said district shall be levied, as provided in the order in council of the 30th November, one thousand eight hundred and sixty one, for the districts therein mentioned.

Certain special taxes to cease after transfer.

6. Hereafter, if any balance remains in any year of the building and jury fund, such balance shall, after the payment of the expenses authorized by law, go towards reimbursing the corporation of the town of Fraserville for the cost of building the said court-house and gaol and the interest accrued upon the cost of such building; and the said balance shall be paid over to the said corporation at the expiration of each fiscal year, by the Provincial Treasurer.

Employment of balance of building and jury fund.

7. When the transfer of the *chef-lieu* shall have been effected in accordance with this act, the Lieutenant Governor may, by an order in council, published in the *Quebec Official Gazette*, order, within a delay to be in his discretion determined, the removal of all the records, registers, documents, archives, vouchers and judicial proceedings of the court, sitting at the village of St. Louis de Kamouraska, to the new *chef-lieu*, in the town of Fraserville, in the county of Temiscouata and all judicial affairs connected with the present *chef-lieu* of the district of Kamouraska shall, from and after the expiration of such delay, be transacted in the said town of Fraserville.

Transfer of records after transfer of *chef-lieu*.

Transaction of business thereafter.

8. It shall be the duty of the sheriff, prothonotary, clerk and other officers of the judicial district of Kamouraska, 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.

Duties of certain officers respecting transfer.

9. 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.

Refusal of officers to make such transfer.

Costs of such removal.

10. After the removal of the aforesaid documents, all proceedings, already commenced, shall be continued in the said *chef-lieu* at Fraserville, as if they had been taken and commenced therein.

Proceedure after removal.

Suspension of prescription.

11. Prescription and all judicial delays, in any case pending at the *chef-lieu* so abolished, shall be suspended and cease to run from the day fixed for the removal of the aforesaid documents, until the first day when the sittings of the court shall be held at the new *chef-lieu*.

Continuance of proceedings.

12. It shall not be necessary, for the continuance of proceedings in such pending cases, that any fresh notice be given.

Circuit court of Green Island not to be affected.

13. The change in the place of the *chef-lieu* of the judicial district of Kamouraska shall not affect the existence of the circuit court, sitting at Green Island, in the county of Temiscouata.

Court house & gaol a public work.

14. The court house and gaol, thus built in the said town of Fraserville, shall be considered a public work and be under the control of the commissioner of public works.

C A P . X X I V .

An Act to further amend Chapter 68 of the Consolidated Statutes for Lower Canada, intituled : “An Act respecting Mutual Insurance Companies.”

[Assented to 30th June, 1881.]

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

C. S. L. C., c. 68, s. 4. §. 3, replaced.

1. Sub-section 3 of section 4 of Chapter 68 of the Consolidated Statutes for Lower Canada, is repealed and replaced by the following :

Mutual insurance companies cannot insure outside their country. Policies already issued provided for.

“ 3. In future, no Mutual Insurance Company shall have the right to effect insurances, outside of the county or counties in and for which it is established.

The policies, issued by any Mutual Insurance Company before the passing and coming into force of this Act, shall remain in force, until they expire, and the parties insured shall have the same rights and privileges and be subjected to the same obligations as before the passing and coming into force of this Act.”

C A P . X X V .

An Act to amend the Act, 42-43 Vict., Chap. 39, intituled : “An Act to establish Mutual Assurance Companies.”

[Assented to 30th June, 1881.]

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