

law, which, by their charters, cannot acquire or hold real estate beyond a limited amount, and whereas the said corporations could employ their property to greater advantage, if they were permitted whether they dispose of them, to apply the price received upon other real estate ; Therefore, Her Majesty, by and with the advice and consent of the Legislature of Quebec, enacts as follows :

**I.** All corporations of this Province, which cannot acquire real estate but to a limited amount, under the provisions of their charters, or of the law, shall hereafter, have the right, whenever they dispose of or alienate any real estate belonging to them, to apply the price thereof to the acquisition of other real estate, and also to receive the revenues whatever thereof, any law to the contrary notwithstanding, and to employ the same to the objects for which they were constituted.

Powers of limited corporations, extended.

### C A P . X X X V .

An Act to amend the Act of this Province 39 Vict., Chap 33, intituled : " An Act to amend and consolidate the various acts respecting the Notarial Profession in this Province."

[Assented to 31st October, 1879.]

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

S. 5 of 40 V. c. 24, amended.

**1.** Section 5 of the act 40 Vict., chap. 24, is amended by adding the following words at the end thereof: " and all such registrars so excepted shall not be disqualified from exercising their profession as notaries although named joint registrars with other persons afterwards, and since the passing of this act."

Registrars, not disqualified in certain cases.

**2.** Section 43 of the same act is amended by striking out the following words in the second and third lines: " a statement of the receipts and expenditure of the board and."

S. 43, amended.

**3.** Section 74 is amended by replacing all the words after: " practise," in the fifth line, by the following: " or who has transmitted his *greffe*, in changing districts, as he was heretofore obliged to do."

S. 74, amended.

**4.** Section 77 of the same act is amended by adding thereto the following paragraph :

S. 77, amended.

‘ Every purchaser of the *greffe* of another notary, shall

Declaration  
by purchaser  
of a greffe.

be bound to prepare and file in the hands of the secretaries of the boards of notaries, within one month from the date of such purchase, a declaration that he has become the legal possessor of such *greffe*, under a penalty of a fine of fifty dollars, and of a like penalty of fifty dollars, for every other month that he shall delay filing such declaration, which fines shall be recoverable from the said purchaser to the advantage and in the manner prescribed by section 181 of the said act."

S. 81,  
replaced —  
Board of  
Notaries. —  
General  
powers.

**5.** Section 81 of the said act is replaced by the following:

"81. There exists for the Province of Quebec, a board of notaries known by the name of: "The Board of Notaries." It is a corporation, and, as such, enjoys all the privileges conferred upon such bodies by law; it may acquire and possess and enjoy real and personal estate, provided the same do not exceed the sum of fifty thousand dollars."

S. 103,  
amended.

**6.** Section 103 of the same act is amended by replacing the words: "every three years," in the second line, by the following: "at the first meeting following each general election," and by adding thereto the following paragraph:

"All the officers nevertheless, remain in office until the election of their respective successors."

S. 153,  
amended.

**7.** Section 153 of the same act is amended by striking out the words: "augmented or," in the ninth line thereof.

S. 157,  
rep'aced.

**8.** Section 157 is replaced by the following:

"157. A statement of receipts and expenditure is, each year, submitted to the Board by the treasurer, at the meeting of the month of October, and a printed copy of the same is transmitted to each notary inscribed upon the table as a practising notary, under the pains and penalties hereinafter provided."

S. 164,  
amended.

**9.** Section 164 of the same act is amended by replacing the word: "fifteen," in the second line of the last paragraph, by the word; "seven."

S. 183,  
repealed.

**10.** Section 183 of the same act is repealed.

S. 2 of 40 V. c.  
24, repealed.

**11.** Section 2 of the act of this Province 40 Vict., chap 24, is repealed.

Suspension of  
notaries in  
arrears.

**12.** Upon a notice given by the Treasurer to the Board of Notaries, to its syndic, that a notary owes one

or more years of arrears of contributions to the funds of the said Board, the syndic shall be bound to send notice by means of a letter sent by post to the address of such notary so in arrear that he, the syndic, will proceed, at the next meeting of the Board of notaries, to demand the suspension of such notary so in arrear, for not more than five years from his office as notary, and at such meeting or at any other subsequent one, the Board of Notaries, without any other formality, may pronounce such suspension which shall be for such and as long a period of time as the notary in default shall not have discharged by payment to the treasurer, all his arrears aforesaid together with the costs incurred and to be incurred in obtaining such suspension, the said costs to be taxed and determined by the said board when it passes judgment.

1. Notice of such judgment suspending the notary in default, shall be given in the manner provided by sub-section 8 of section 140 of the aforesaid act, 39 Vict., chap. 33. Notice of judgment.

2. After payment of the arrears and costs due by the notary who has been suspended, in the hands of the treasurer of the Board, the latter, without delay, shall publish in the "Quebec Official Gazette," during one month, a notice of the removal of such suspension, and in the costs to be paid by such notary, shall be included the costs of publishing his suspension and the removal thereof. Suspension stopped on payment of arrears.

3. A public notice of the suspension of such notary, signed by the President and countersigned by one of the secretaries of the Board of Notaries, shall be read and posted up on two consecutive Sundays, by a bailiff of the superior court, or by the secretary-treasurer of the council of the municipality, at the church door of the parish or township in which the notary so suspended from his functions, resides. Notice of suspension posted up.

**13** Section 3 of the act of this Province, 40 Vict., chap. 24, is repealed from and after the first of May next; this repeal shall not affect deeds passed up to that date. S.3 of 40 V.c. 24, repealed. Deeds passed, not affected.

**14.** The present act shall form part of the acts of this Province, 39 Vict., chap. 33 and 40 Vict., chap. 24, and shall come into force on the day of its sanction. Interpretation and, Act in force.