

Section
added.

Salary to
certain
sheriffs.

“15a. The lieutenant-governor in council may, from time to time, grant to each of the sheriffs of districts falling under the operation of the two preceding sections, a sum which shall not exceed \$500 per annum, as remuneration for the services rendered by each such sheriff, in criminal matters, and in all things concerning prisoners, the prison and its management, and the preparation of jury lists, but not the summoning of jurors.”

Act in force.

2. This act shall come into force on the day of the sanction thereof.

C A P. X I I.

An act to amend the act of this province, 32 Vict., cap. 28, respecting district magistrates.

[Assented to 28th December, 1876.]

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

32 V., ch. 23,
sec. 16,
amended.

1. The last three words of subsection 3, of section 16 of the act of this province 32 Vict., cap. 23, are struck out and the following substituted therefor : “in the province.”

sec. 4 amend-
ed.

2. Section 4 of the said act is amended, by adding thereto the following words : “but in the districts where no judge of the superior court resides, the district magistrate is bound to reside in the *chef lieu* of such district.”

Proviso.

3. Nothing contained in this act shall affect the residence of district magistrates already appointed.

C A P. X I I I.

An act to amend the law respecting the superior court.

[Assented to 28th December, 1876.]

Preamble.

WHEREAS the despatch of judicial business does not require, in certain districts, the constant presence of a judge of the superior court, and whereas the administration of justice would be greatly benefitted by the attendance of such judges in other districts ; Her Majesty, by and with the advice and consent of the Legislature of Quebec, enacts as follows :

1. Whenever the despatch of judicial business in any district requires the services of more judges of the superior court than there are in such district, or whenever the sole judge of any district, is unable to discharge his duties for any reason whatsoever, the chief justice, after having been informed thereof, and having conferred with his colleagues of the locality in which he resides, shall, according to the determination they may come to, require one or more of the judges of districts, other than those of Quebec and Montreal, to discharge their duties temporarily in such district, for the holding of any term or of the court, provided that such judges can absent themselves without injury to the administration of justice in their district.

Certain judges to act temporarily in other districts.

Proviso.

2. Article 464 of the code of civil procedure is repealed and the following substituted therefor :

Art. 464, code c. p. replaced.

"464. Two or more judges of the superior court discharging their duties in the same district, may, and shall, whenever the despatch of business requires it, sit at the same time and at the same place, in separate apartments, in term or in vacation ; and each of such judges has jurisdiction for hearing and determining all cases and matters submitted to him, and has the same powers as if he were the only judge sitting in such place."

3. The lieutenant-governor, on the report of one of the law officers of the Crown, may from time to time by proclamation, suspend the holding of any ordinary term of the superior court, in any district, or if he deem it advisable, order the holding of a special term therein.

L.-G. may suspend term or order special term.

This section shall also apply to the circuit court.

Circuit Court.

4. Section 5 of the act of this province 36 Vict., ch. 10, is amended by striking out the words : "and one of the judges resident in the city of Montreal shall likewise exercise them in the district of Terrebonne," and by substituting the following therefor : "and the judge of the district of Beauharnois shall likewise exercise them in the district of Terrebonne."

36 V., ch. 10, s.5, amended.

District of Terrebonne.

5. Section 7 of the last mentioned act is amended by striking out the words : "while such judge shall so have his domicile there," and by substituting therefor the following words : "unless such judge be ill or absent from the district."

Sec. 7, of same act, amended.

6. Section 19 of chapter 78 of the consolidated statutes for Lower Canada, and all provisions of law inconsistent with this act are repealed.

C. S. L. C., c. 78, s. 19, and other laws, repealed.

7. This act shall come into force on the day of the sanction thereof.

Act in force.