

relating to game in this province, were, by the said act repealed; and whereas doubts have arisen whether the act 27 and 28 Victoria, chapter 52, which provides for the protection of insectivorous and other birds beneficial to agriculture has not been also repealed; Therefore, Her Majesty, by and with the advice and consent of the Legislature of Quebec, declares and enacts as follows:

1. The act 27 and 28 Victoria, chapter 52, respecting insectivorous and other birds beneficial to agriculture, was not and is not repealed by the act of this province, 31 Victoria, chapter 27, and the said act 27 and 28 Victoria, is now and has always been in full force and effect. 27, 28 V., c. 52, in force.

## CAP. XXVIII.

An Act to amend the Acts twenty-ninth and thirtieth Victoria, Chapter twenty-seven, and thirty-two Victoria, Chapter twenty-seven, respecting the Bar of the Province of Quebec.

[Assented to 24th December, 1872.]

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

1. The latter part of section two of chapter 27, of the act twenty-ninth and thirtieth Victoria, is repealed, and the following substituted therefor: "and acquire real and personal estate to the amount of fifty thousand dollars." Part of sec. 2, of 29, 30 V., c. 27, repealed.

2. Sub-section three, of section ten of the said act, is repealed, and the following substituted therefor: "3. To prevent, hear, conciliate, settle and determine, all complaints and accusations, on behalf of third persons against members of the bar of such section, acting in any matter, in a manner derogatory to the honor, or contrary to the discipline of the bar." Ss. 3, of sec. 10, replaced. Complaints against members of the bar.

3. The following sub-section is added to the eighteenth section of the said act: And the said council shall establish by the judgment to be drawn up, which party shall pay the costs, and may apportion them between or grant them to one or other of the parties, and shall fix the amount. The party to whom costs are granted must enregister such judgment in the registers of the superior or circuit court, according as the amount awarded shall be within the jurisdiction of one or other of such courts, Addition to sec. 18 of said act Council to grant and apportion costs.

Recovery of costs.

Subsequent costs.

sitting in the district in which the complaint has been decided, by paying one dollar to the prothonotary for such purpose, and on production by the said party of a preceipe signed by the syndic of the section, the council whereof has heard the complaint, a writ of execution, in the usual form, shall issue out of the said superior court, as well for the costs so awarded, as for those of execution, and for the fee paid to the prothonotary as aforesaid. The party in favor of whom costs are so awarded shall further be entitled to all costs occasioned by any procedure subsequent to execution, and may recover the same in the manner hereinabove prescribed. And the same shall be applicable to judgments rendered on appeals brought before the general council, provided always that the council of the bar be in no case liable for such costs."

Ss. 6, of sec. 23, of said act amended.

4. In sub-section six, of section twenty-three of the said act the following words are added after the words "the Batonniers," "and the secretary-treasurer of the general council."

Sec. 24, of said act, amended.

5. In section twenty-four of the said act, the following words are added after the words "to the secretaries of the other sections," "and to the prothonotaries and clerks of each district."

Part of §1, of sec. 31, of said act, amended.

6. All that part of the first sub-section of section thirty-one of the said act beginning with these words "And no person shall practice as an advocate." is repealed, and the following substituted therefor: "And no advocate, attorney, solicitor or proctor at law shall practice in any court of justice in the province of Quebec, unless his diploma be enregistered in the registers of the section which conferred the same, and in the registers of the general council, nor unless his name be entered on the list of the general council, and the prothonotaries of the superior courts and the clerks of the other courts shall refuse to any member of the bar, whose name does not appear on the list of the general council, or who, after the publication of the said list, does not produce a certificate from the secretary-treasurer of the general council to serve in lieu of such inscription, to recognize him as a practising advocate, and shall refuse any document required or produced by any such member in default, unless the amount of his annual contribution, and the penalty imposed by the general council be at once paid to the said prothonotary or clerk, according to the notice which the secretary of the section shall have given to the said prothonotary or clerk, within the time prescribed for the publication of the general list; and the said prothonotary or clerk shall, without delay, transmit any amount so received to the said secretary of the section."

No advocate to practice unless his diploma is registered and his name entered on list, or unless he pays, &c.

**7.** Section five of chapter twenty-seven of thirty-second Victoria is repealed. Sec. 5, of 32 V., c. 27, repealed.

**8.** In the third section of the foregoing act, the words "on or before the first day of May," are repealed and the following substituted therefor: "within the month following the elections of the general council, and shall only contain the names of the members of the corporation, who have paid the annual contribution due on the previous first day of May." Sec. 3, of foregoing act, amended.

**9.** The following words shall be added to section nine of the said act, "including the power of summoning witnesses, and upon their refusal to appear before them of reporting to the Batonnier, in order that he may in this case also exercise the powers conferred upon him by section twenty of twenty-ninth and thirtieth Victoria, chapter twenty-seven." Sec. 9, of said act, amended.

**10.** The following words shall be added to section eleven of the said act: "each committee and sub-committee of examiners shall have the power of requiring the attendance of witnesses before it, in the manner set forth in section twenty of twenty-ninth and thirtieth Victoria, chapter twenty-seven, and the chairman of each committee or sub-committee, or the secretary of the section shall have the power of administering to the witnesses the oath required, and in the event of any witness refusing to appear according to the tenor of the summons served upon him, on report transmitted to the Batonnier, the latter may exercise, in regard to such witness, the same powers as those conferred upon him by the said section twenty of twenty-ninth and thirtieth Victoria, chapter twenty-seven." Sec. 11, of said act, amended.

Attendance and examination of witnesses before committee.

**11.** The following words shall be added to the twelfth section of the said act: "and every candidate for the practice or study of the profession of the law who has been, or who shall be, twice refused on account of immorality or bad morals shall not again present himself as such." Sec. 12, of said act, amended.

**12.** In section sixteen of the said act, the word "now" is struck out, and the words "within the twelve months preceding his examination" are also struck out, and the following substituted for such latter words, "at least twelve months before his examination." Sec. 16, of said act, amended.

**13.** In section seventeen of the said act the word "now" is struck out. Sec. 17, of said act, amended.