

CAP. XX.

An Act to amend the Law respecting the Constitution of the Superior Court for Lower Canada, and the Procedure therein.

[Assented to, 5th April, 1869.]

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

1. Whenever any judge of the Superior Court, who has heard a cause in the said court, is unable, by reason of sickness, or other reason, to render judgment in the said cause in person, he may transmit the draft of the judgment certified by himself to the prothonotary who shall be thereupon bound to record the same, and to read it in open court on the next juridical day in term after he shall have received such draft; and the judgment shall then have the same force and effect as if it had been pronounced by the judge on the day on which it was so read.

Judge unable to render a judgment may cause it to be rendered by the prothonotary.

2. Article 470 of the code of civil procedure is hereby amended by adding the words "and also during term and on any day out of term appointed by the court, for rendering judgment in cases taken under advisement."

Art. 470 C. P. C. amended.

3. It shall be lawful to name an additional judge of the superior court for Lower Canada, to reside in the district of Montreal, whenever provision shall be made by the parliament of Canada for the payment and appointment of such judge.

An additional judge may be named for Montreal.

CAP. XXI.

An Act to provide for the holding of the Circuit Court in the county of Wolfe.

[Assented to 5th April, 1869.]

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

1. Subsection two of section six, and the section seven of chapter seventy-nine of the consolidated statutes for Lower Canada, and article one thousand and sixty-two of the code of civil procedure of Lower Canada, are amended by striking out therefrom the word "Wolfe."

C. S. L. C. c. 79, s. 6, § 2 and s. 7 and art. 1062 C. P. C. amended.

