

examines into any grounds of nullity which affect the award, or into any questions of form which may prevent its being homologated; but it cannot enquire into the merits of the contestation; nevertheless when a penalty has been stipulated in the submission, the court may do so whenever the party contesting has paid or tendered the amount of the penalty either to the party who accepts the award or into court.

127. That after article 1354 the following article be added:

FINAL PROVISIONS.

1355. The laws concerning procedure in force at the time of the coming into force of this Code, are abrogated:

In all cases in which it contains any provision having expressly or impliedly that effect;

In all cases in which such laws are contrary to or inconsistent with any provision of this Code, or in which express provision is made by this Code upon the particular matter to which such laws relate:

Except always that as regard transactions, matters and things anterior to the coming into force of this Code and to which its provisions could not apply without having a retroactive effect the provisions of law which without this Code would apply to such transactions, matters and things remain in force and apply to them, and this Code applies to them only so far as it coincides with such provisions.

The forms contained in the appendix to this Code, or others to the same effect may be used in the cases for which they are intended to apply.

128. That an article be framed in order to include in the Code of Civil Procedure, chapter 76 of the Consolidated Statutes for Lower Canada or any other acts or parts of acts relating to the districts and counties of Lower Canada in so far as they are connected with the administration of justice in Lower Canada.

129. That it be declared that the *banlieue* of Quebec is and always has been part of the district of Quebec.