

BILL

For better regulating the formalities of Authentic ACTES passed before Notaries.

WHEREAS it is necessary to make provision for the proper execution of Authentic Acts, (*Actes Authentiques*) before Public Notaries in this Province—Be it therefore enacted, by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Assembly of the Province of Lower-Canada, constituted and assembled by virtue of and under the authority of an Act passed in the Parliament of Great Britain, intituled "An Act to repeal certain parts of an Act passed in the fourteenth year of His Majesty's Reign, intituled "*An Act for making more effectual provision for the Government of the Province of Quebec, in North America,*" and to make further provision for "the Government of the said Province;" And it is hereby enacted by the authority of the same, as follows, that is to say:

FIRST.—From and after the day of next, no Notary shall pass any Authentic *Acte* except in the presence of a second Notary, or in presence of two Witnesses, of whom one at least shall be able to write and sign his name.

SECOND.—Every Notary who shall receive or pass an Authentic *Acte*, shall cause the same to be signed by the parties, or shall cause those who do not know how to sign, to set thereto their ordinary marks, or in case the said parties shall not be able to sign and write or to make their marks, he shall cause them to declare the same in presence of the said second Notary, or in presence of the said Witnesses, and this over and above the reading of the said *Acte* to the parties, which the said Notary shall perform in presence of the said Notary or Witnesses, of all which he shall make mention in the said Act.

THIRD.—Every Notary who shall pass or receive such Authentic *Acte*, being assisted by a second Notary, shall cause the said *Acte* to be signed by the said second Notary in presence of the said parties, and if such *Acte* be passed or received in presence of Witnesses, he shall cause the said Witnesses to sign in presence of the parties, and in case one of the said Witnesses cannot write and sign his name, the Notary shall cause him to make his usual mark also in presence of the parties.