

S. 3(1) of the Affidavits Act, 1939, C. 2, provides that any affidavit, etc., affirmed without the British Empire may be made before:

". . . any British Ambassador, envoy, minister, charge d'affaires, or secretary of embassy or legation exercising his functions in any foreign country, any British Consul General, Consul, Vice-Consul, acting Consul, Pro-Consul, or Consular Agent exercising his functions in any foreign or other place, or before any notary public or a commissioner appointed under the provisions of Section 5."

S. 3(2) of the Act provides that an affidavit, etc., taken without the province but within the Empire may be made before:

". . . any judge of a court of record or before any notary public or a commissioner appointed under the provisions of Section 5."

By S. 4 of the Act, if an affidavit be made without the province before a person not having an official seal, then:

". . . the signature of such person shall be attested by some other person by this Act authorized to take affidavits, affirmations, and acknowledgements, who has an official seal, and under his hand and seal."

S. 14(1) provides that the signature and official seal of office of anyone properly qualified to take an affidavit shall be sufficient proof of the document to which they are attached "without proof of the seal or of his signature or of his official character."

QUEBEC

Article 27 of the Code of Civil procedure provides that the Lieutenant Governor in Council may appoint competent persons residing outside Canada, as commissioners to receive affidavits for use in any court of the Province.

Article 30 of the Code of Civil Procedure provides:

"Like force and effect are given to all affidavits received before a commissioner authorized by the Lord Chancellor or to administer affidavits in England; or before a notary public, under his hand and official seal, or before the mayor or chief magistrate of any city, borough, or incorporated town in Great Britain or Ireland, in any of His Majesty's colonies, or in any province of Canada, or in any foreign country, under the common seal of such city, borough or town; or before any judge of a superior court, in any of His Majesty's colonies or dependencies, or in any province of Canada; or before any consul, vice-consul, temporary consul, pro-consul, or consular agent of His Majesty, exercising his functions in a foreign country."

..... Saskatchewan