



NATIONAL ASSEMBLY

SECOND SESSION

THIRTY-THIRD LEGISLATURE

Bill 158

An Act to amend the Civil Code and the Code of Civil Procedure

Introduction

**Introduced by
Mr Gil Rémillard
Minister of Justice**



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EXPLANATORY NOTE

The object of this bill is to render obligatory on foreigners the application of the rules of Québec law respecting certain matters.

ACTS AMENDED BY THIS BILL:

- Civil Code of Lower Canada;
- Code of Civil Procedure (R.S.Q., chapter C-25).

Bill 158

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THE PARLIAMENT OF QUÉBEC ENACTS AS FOLLOWS:

1. The Civil Code of Lower Canada is amended by inserting, after article 8, the following article:

“8.1 The application of the rules of this Code is imperative in matters of liability for damage suffered in or outside Québec as a result of exposure to or use of raw materials, whether processed or not, originating in Québec.”

2. The Code of Civil Procedure (R.S.Q., chapter C-25) is amended by inserting, after article 21, the following article:

“21.1 The courts of Québec have exclusive jurisdiction to hear in first instance all demands or actions founded on liability under article 8.1 of the Civil Code of Lower Canada.”

3. The said Code is amended by inserting, after article 180, the following article:

“180.1 Notwithstanding articles 178 to 180, the recognition and execution of a judgment rendered outside Québec shall be denied where, by reason of the subject matter, the courts of Québec have been vested with exclusive jurisdiction, under Québec law, to hear the demand or action which has given rise to the judgment or where, although the judgment is based upon rules of foreign law, a rule of law is established in Québec the application of which is imperative.”

4. This Act comes into force on (*insert here the date of assent to this Act*).