

THIRD SESSION

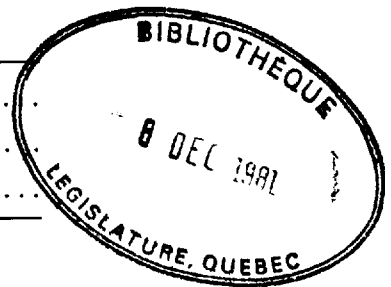
THIRTY-SECOND LEGISLATURE

NATIONAL ASSEMBLY OF QUÉBEC

Bill 43

An Act respecting a reference
to the Court of Appeal

First reading
Second reading
Third reading



M. MARC-ANDRÉ BÉDARD

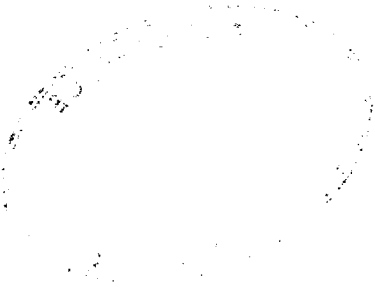
Minister of Justice

QUÉBEC OFFICIAL PUBLISHER

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EXPLANATORY NOTE

The object of this bill is to make it possible to bring an appeal to the Supreme Court of Canada in accordance with section 37 of the Supreme Court Act (R.S.C., chapter S-19), from the opinion that is to be sent to the Government by the Court of Appeal of Québec, in reply to any question that may be referred to it in respect of any draft resolution tabled or passed by the Parliament of Canada, setting forth the joint address of the Senate and the House of Commons to Her Majesty the Queen concerning any amendment to the Constitution of Canada.



Bill 43

**An Act respecting a reference
to the Court of Appeal**

HER MAJESTY, with the advice and consent of the National Assembly of Québec, enacts as follows:

1. The duly certified opinion that is to be sent to the Government by the Court of Appeal pursuant to section 5 of the Court of Appeal Reference Act (R.S.Q., chapter R-23) on any question that may be referred to it by the Government in respect of any draft resolution tabled or passed by the Parliament of Canada, setting forth the joint address of the Senate and the House of Commons to Her Majesty the Queen concerning any amendment to the existing Constitution of Canada, is to be deemed a judgment of that Court, and an appeal will lie therefrom to the Supreme Court of Canada as from a judgment in an action.

In addition to the Government, every person having been a party to the proceedings before the Court of Appeal in accordance with section 4 of the Court of Appeal Reference Act (R.S.Q., chapter R-23) will be entitled to bring the appeal.

2. This Act comes into force on the day of its sanction.