

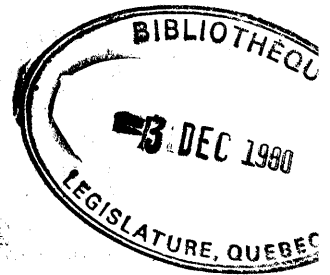
SIXTH SESSION

THIRTY-FIRST LEGISLATURE

NATIONAL ASSEMBLY OF QUÉBEC

Bill 16

An Act respecting a reference
to the Court of Appeal



First reading
Second reading
Third reading

M. Marc-André Bédard

Minister of Justice

L'ÉDITEUR OFFICIEL DU QUÉBEC

1980

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., c. 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 arising from the draft joint resolution of the Senate and the House of Commons concerning the Constitution of Canada, from the schedules to the resolution, or from their being tabled or passed by the Parliament of Canada.

Bill 16

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., c. R-23) on any question that the Government may refer to it arising from the draft resolution setting forth the joint address of the Senate and the House of Commons to Her Majesty the Queen concerning the Constitution of Canada, or from the schedules to the resolution, including the Constitutional Act, 1980, or from their being tabled or passed by the Parliament of Canada, will be equivalent to a judgment of that Court, and an appeal will lie therefrom to the Supreme Court of Canada as from a judgment in an action.

The Government and every person heard on the question as an interested person or as a person representing a class of interested persons, pursuant to section 4 of the said act, will be qualified to bring an appeal from the opinion.

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