

## Index

### INDEX

#### A

actions, personal, 22, 232

Acts and Regulations of Quebec, 97, 102-3, 105, 108, 118

administration, public, 5, 10-11, 13, 84

Administrative Law, 212-4, 252, 311

Administrative Tribunal of Quebec, 138, 141, 160, 214

amendments, legislative, 85, 101-2, 106, 109-10, 113-16, 120-1, 257

annotations, 122, 154, 177, 184-5, 188

Annuaire, 151, 153, 172, 192

Annual Statutes, 81, 90, 92-3, 110, 113

assemblies, elected, 19, 23, 25, 27-8, 32, 74-6, 78

authority,  
    mandatory, 60-1  
    parental, 53-4, 257, 335

#### B

beneficiary, 287, 324-8

bijural, 5

bijuralism, 41, 59-60

bill numbers, 78, 81-2, 86, 88, 91-2, 114

bills, 77-82, 84-7

private, 78

public, 78-9

by-laws, 96, 271-2

#### C

CAIJ, 181-2, 185, 188-90

Canadian Abridgment, 191-2

Canadian Charter of Rights and Freedoms, 45, 48-51, 69, 71-2, 244, 258

Canadian Constitution, 68

Canadian Encyclopedic Digest (CED), 186

CanLII (Canadian Legal Information Institute), 109-10, 120, 149, 160-2, 172, 190

capacity, 266, 284-6, 299, 301, 303-4

case law, 5, 60-4, 110, 112, 127, 129, 131, 133, 135, 137, 139, 141, 143, 145, 147-9

Charter of Human Rights and Freedoms, 47-8, 69-72, 117, 244-5, 295, 299

citation, 169, 172

    neutral, 169-70

Civil Code of Lower Canada, 6, 8, 12, 17, 33, 35-6, 39, 41, 44, 51, 54, 56, 58, 64, 121-2

## Researching Quebec Law

- Civil Code of Quebec, 5, 36, 41-4, 51, 54, 61-4, 67, 117-21, 183-4, 211, 222-3, 227-8, 269-71, 306, 335-6, 339-40
- Civil Division, 137-8
- civil law concepts, 57-8, 117, 205, 274
- civil law traditions, 3-6, 41, 57-8, 144, 177
- Class Actions, 70, 201, 229-31
- class proceedings, 135, 230-1
- Code of Civil Procedure, 138, 214, 228-9, 231-2, 234-5, 251-3, 343
- Code of Penal Procedure, 139
- codification, 6, 8, 12, 33-4, 36, 178, 228, 230
- Commentaires, 121
- commentary, 121-2, 177-87, 191, 193-5, 197-9, 205-6
- common law, 4-6, 33, 37, 56-8, 60, 62-4, 119, 127, 129, 145, 147, 173, 197, 317-19, 326
- common law terminology, 56, 59
- common law tradition, 3-4, 62, 119, 192
- Compilation of Quebec Laws and Regulations, 101-6, 108, 115-16
- Confederation, 37-8, 55-6, 73
- Conflicts of Laws, 203, 232-3, 309
- consolidated statutes, 100-4, 106, 108-10, 120
- Constitution Act, 1867, 40, 50-1, 68, 79-80, 83, 128, 163, 216, 237, 256, 263, 269, 296 1982, 48-51, 69, 74, 77
- contracts, 223, 237, 239-40, 247, 249, 260, 266-7, 274, 283-8, 290-1, 293-4, 303, 313
- court systems, 26, 128, 131-2
- courts
- inferior, 10, 24, 128, 130-1, 133, 161
  - lower, 60, 143, 146
- Courts of Justice Act, 133-40, 166, 227
- Criminal Code, 134-6, 139-40
- curators, 304, 326-7
- D**
- damages, 281, 288, 291-4
- decisions
- administrative, 7, 141-2
  - unpublished, 152
- decisions of higher courts, 4, 143, 146
- decisions of Quebec courts, 161, 185
- dictionaries, legal, 61, 175, 177, 192-3
- Division of Powers and Provincial Jurisdiction, 68
- Doctrine and Commentary, 62-4, 103, 112, 177-9, 181, 183, 185, 187, 189, 191-3, 195, 197, 199, 205
- duties, fiduciary, 266-7

## Index

### E

Éditions Yvon Blais (ÉYB), 157-8, 183, 193

enforcement, 234, 261, 263, 319, 325, 344

English law, 4, 6, 26, 31, 42-3, 64, 324, 335

### F

family law, 53-4, 131, 146, 151, 186, 257-9

fault, 268, 276, 278-82, 288, 295-6, 313, 315

federal courts, 4, 41, 60, 125, 128, 130-2, 143, 158

federal government, 45, 50, 55, 57, 68, 76-7, 128, 133-4, 217-19, 238, 240, 264, 297

federal law, 3, 39, 45, 56, 58-9, 64, 88-9, 130-1, 208, 245

federal legislation, 56-8, 128, 131, 198, 221, 263, 332

France, 6-8, 16, 34-5, 39, 145, 147, 178-9, 186

French Code, 35-6

French courts, 144-5

### G

Gazette Officielle, 55, 78, 89-91, 97-9, 103, 112-13, 116

general partnerships, 224-6

government, responsible, 27-8, 30

grand dictionnaire terminologique (GDT), 168, 195

Great Britain, 4, 18, 22, 149-51

### H

Halsbury's Laws, 179

Halsbury's Laws of Canada, 60, 186

human rights legislation, 46, 72

Human Rights Tribunal, 160, 164, 295

hypothecs, 59, 118, 206, 219, 222, 327, 330, 339, 342-4

### I

immovable hypothecs, 341, 343-4

Index to Canadian Legal Literature (ICLL), 188

indexes, 61, 152-3, 153, 188, 192-3, 196

instruments, statutory, 67, 86-7, 96

interpretation, 62-4, 67, 82, 112, 119, 121, 138, 143, 146, 178

### J

Journal des débats, 82-3, 85-6

judicial decisions, 42, 60, 62-3, 127, 149, 151-2, 160-1

Jugements Quebec, 161

JurisClasseur France, 186-7

## Researching Quebec Law

JurisClasseur Quebec, 187

jurisdiction, 129-31, 133-40

jurisprudence, 63-4, 127-9

justice

administration of, 29, 32, 37, 46,  
128-9

seigneurial, 13-14

### L

La Référence, 112, 122, 157-9, 172,  
183, 188, 190-1, 194, 269

law reports, 149-51, 167

laws

constitutional, 4, 69, 180

primary sources of, 60, 62-4, 67,  
144, 177

sources of, 6, 16, 42, 63, 67, 128,  
144, 181

Laws of Lower Canada, 33-4

legal commentary, 61, 148, 177-9, 182,  
187, 190, 205-6

legislation, consolidated, 100-1

legislative committees, 74, 79, 84-5

legislative history, 185

legislative research, 110-12

legislative revision, statute, 100-1

LexisNexis Canada, 111, 182, 186-7

limited partnerships, 224-6

Lower Canada, 25-34

### N

National Assembly, 72-6, 78-85

New France, 8-12, 14-16, 18

### O

online dictionaries, 176, 195

online sources, 103, 106, 111-12, 148-  
9, 153-4, 170, 173, 195

### P

parliamentary proceedings, 81-2

patrimony, 304, 317, 324-7, 334, 337,  
341-2

personal property, 12, 22, 219, 318,  
329

powers, legislative, 68-9

precedent, doctrine of, 143-6

prescription, 305-7

Private Law Dictionary and Bilingual  
Lexicons, 4, 193

Private Law Dictionary of  
Obligations and Bilingual Lexicons,  
283-5, 341

proceedings, committee, 84-6

proclamations, 89, 96-7, 113

professions, 142, 311, 314

property

administration of, 305, 326-7

division of, 256, 258

## Index

- immovable, 320, 327, 342
  - movable, 307, 344
  - property law, 317
  - property ownership, 319-20, 323-4
  - Protection of Personal Information, 210-12
  - provincial assemblies, 38-9
  - Publications Quebec, 91-2, 98
- Q**
- Quebec Act, 20-5, 33
  - Quebec case law, 112, 147-8, 150, 154, 157-9, 164, 172-73, 260
  - Quebec courts, 41, 43, 129, 133-6, 139, 144-7, 155, 172
    - municipal, 155, 160
  - Quebec jurisprudence, 145, 147, 153, 264, 298
  - Quebec law, sources of, 7, 63-4
  - Quebec Law Content, 175, 182
  - Quebec Legislation, 111-12, 118
  - Quebec regulations, 96, 108, 110, 112
  - Quebec statutes, consolidated, 103-4, 111
- R**
- real property, 318, 327, 329, 341, 344
  - Regulations Act, 94-7, 102-3, 113
  - Revised Regulations of Quebec, 103, 108
  - Revised Statutes of Quebec, 103, 108-9, 119
  - revisions, statutory, 101-2
  - rights
    - equality, 47, 51, 70-1, 258
    - fundamental, 46, 51, 70, 243-4
    - law of property and civil, 18, 58
    - personal, 306, 318, 343
    - political, 46-7, 70
  - Royal Assent, 79-80, 86, 88-9, 97
- S**
- session, 76-7, 79-81, 83, 85-6, 91, 137, 271
  - small claims, 138, 235
  - SOQUIJ, 151-7, 161, 164, 169, 171-1, 184, 192, 228
  - sources, secondary, 61-3, 154, 177, 181, 198
  - statutes, enabling, 93-5, 105-6, 130
  - summaries, 48, 81, 86, 154-60, 184, 189, 191
  - superior courts, 128-30, 133, 143, 160
  - Supreme and Exchequer Courts Act, 128, 130
  - Supreme Court, 6, 40-2, 44, 119, 121, 128-9, 132, 143-4, 146-7, 149, 179-80, 185, 248, 253, 258

## Researching Quebec Law

Supreme Court Act, 40-1, 128-9

Supreme Court of Canada  
Judgments, 42, 160, 179, 217

Suretyship, 206, 219, 340-1

### **T**

tables, 89, 112-16, 120, 153, 155, 172,  
194

Tables of Provisions of Statutes, 66,  
112-13, 116

Tax Court of Canada, 131-2, 138

translations, 160, 164, 166-7, 173, 192,  
194, 197

treatises, 111, 154, 177, 180, 183, 188

tribunals, 141-2

trust, 323-7

    personal, 323, 326

    social, 326

trustees, 323-8

tutors, 303-4, 326, 337

### **W**

WestlawNext Canada, 111-12, 159,  
167, 186, 188, 192

words and phrases, 61, 177, 191-2