

I.

S.d.N. - U.D.P. - 1939.

Etudes XXI: Statut juridique de la femme. Doc. 1c

S o c i é t é d e s N a t i o n s

INSTITUT INTERNATIONAL DE ROME POUR L'UNIFICATION DU DROIT PRIVE

LA CAPACITE DE LA FEMME EN DROIT PRIVE

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T a b l e a u x

des législations des pays de "common law".

(Annexe à la troisième édition provisoire)

Rome, juillet 1939.

I.

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T A B L E A U N° 1

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Législations des pays de "common law"

qui accordent à la femme mariée la pleine capacité de contracter
des obligations relativement aux biens propres.

AUSTRALIE

New South Wales	Married Women's Property Act 1901, sec. 3.
Queensland	Married Women's Property Acts 1890 to 1897.
South Australia	(1).
Tasmania	Married Women's Property Act 1935, sec. 3.
Victoria	Married Women's Property Act 1928, sec. 4.
Western Australia	(2).

CANADA

Alberta	The Married Women's Act 1936, sec.2(b).
British Columbia	Married Women's Property Act - R.S.B.C. 1924 Ch. 153.
Manitoba	The Married Women's Property Act - R.S.M. 1913 Ch. 123.
New Brunswick	The Married Women's Property Act - R.S.N.B. 1927 Ch. 80.
Nova Scotia	The Married Women's Property Act - R.S.N.S. 1923 Ch. 141 sec. 13.
Ontario	The Married Women's Property Act - R.S.O. 1937 Ch. 209 sec. 3.

(1)(2) Les informations concernant le statut juridique de la femme dans ces pays ont été tirées des communications du Gouvernement du Commonwealth d'Australie à la S.d.N. (Doc. A. 14. 1937. V).

Prince Edward Islands	The Married Women's Property Act - R.S.P.E.I. 1903 Ch. 9.
Saskatchewan	The Married Women's Property Act - R.S.S. 1930 Ch. 190 sec. 9.

EIRE (1)

ETATS-UNIS D'AMÉRIQUE

Arizona	Rev. Code of Arizona 1928 sec. 2174.
Arkansas	Statutes of Arkansas, Pope's Digest, 1937, sec. 7227.
California	Civil Code of California, 1933, Deering, 1933, Ch. III, sec. 158.
Colorado	1935 Colorado Statutes Annotated, Ch. 108, sec. 11.
Connecticut	General Statutes of Connecticut, Rev. of 1930, sec. 5154.
Delaware	Revised Code of Delaware 1935, Ch.87, art. 2, sec. 16.
District of Columbia	District of Columbia Code, 1929, T. 14, secs. 43, 44.
Illinois	Illinois Revised Statutes, 1935, Ch. 68, sec. 6.
Iowa	Code of Iowa, sec. 10466.
Kansas	General Statutes of Kansas, annotated 1935 - secs. 23-202 - Bates v. State Savings Bank (1933); 133 Kan 767,771; 18 Pac. (2d) 143.
Louisiana	General Statutes, Dart's 1932, sec. 2169.
Maryland	Maryland Code, Bagby's, 1924, art.45, sec. 5.
Massachusetts	General Laws 1932, Ch. 209, sec. 2.

(1) Le statut juridique de la femme est régi par les lois anglaises antérieures à 1922. Voir parmi celles-ci "Married Women's Property Act" de 1882 (4(et 46 Vic.). Quant à la législation postérieure à 1922 de la nouvelle constitution de l'Etat libre, nous ne disposons pas à l'heure actuelle d'indications précises.

Minnesota	Mason's Statutes 1927, sec. 8618 - State v. Arnold (1931), 182 Minn. 313; 235 N.W. 373.
Mississippi	Mississippi Code, 1930, sec. 1940.
Missouri	Revised Statutes of Missouri, 1929, secs. 704, 2998, 3003.
Montana	Revised Codes of Montana, 1935, secs. 5786, 5811.
Nebraska	Compiled Statutes of Nebraska 1929, Ch. 42, sec. 202.
Nevada	Nevada Compiled Laws 1929, sec. 3373.
New Mexico	New Mexico Statutes Annotated 1929, Ch. 68, secs. 68-201.
New York State	Cahill's Consolidated Laws of New York, 1930, Ch. 14, sec. 51.
North Dakota	Compiled Laws 1913, sec. 4411 - McDowell v. McDowell, 37 N.D. 367, 164 N.W. 23.
Ohio	Ohio Code, 1936, Baldwin's Rev. An- notated secs. 7999-8000.
Oklahoma	Oklahoma Statutes 1931, Ch. 12, sec. 1655.
Oregon	Oregon Code 1930, Title 33, sec.215. First National Bank v. Leonard. 36 Ore. 390, 59; Pac. 873.
Rhode Island	General Laws 1923, sec. 4195.
South Carolina	Code of Laws of South Carolina, 1932, Civil Code, Ch. 164, secs. 8574,8575.
South Dakota	South Dakota Compiled Laws 1929, sec. 178.
Tennessee	Annotated Code of Tennessee 1934, Title 4, sec. 8460.
Utah	Revised Statutes of Utah, 1933, Title 40, Ch. 2, sec. 2.
Vermont	The Public Laws of Vermont, 1933, Ch. 138, sec. 3074.
Virginia	Code of Virginia, 1936, sec. 5134.

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Washington	Rev. Statutes of Washington (Remington) 1932, sec. 6902.
Wisconsin	Wisconsin Statutes, 1937, secs. 6015, 246.01, 246.03.
Wyoming	Wyoming Revised Statutes 1931, Ch.69, sec. 102.
GRANDE-BRETAGNE	Law Reform (Married Women and Tortfeasors) Act, 1935, sec. 1.
TERRENEUVE	The Consolidated Statutes of New Foundland (1916) vol. II, Ch. 112, sec. 1 (2).

T A B L E A U N° 2

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Législations des pays de "common law"

qui accordent à la femme mariée le droit d'exercer un commerce ou une profession indépendante sans l'autorisation maritale.

AUSTRALIE (1)

New South Wales	Banack v. McCulloch, 3 K. et J. 110.
Victoria	Married Women's Property Act 1928, sec. 5, The Victorian Statutes 1929, IV, (Per Molesworth, J.5 V.L.R.(I),7.

CANADA (2)

Alberta	The Married Women's Act 1936, sec. 2, (b), (d).
Nova Scotia	The Married Women's Property Act, R.S.N.S. 1923, Ch. 141, secs. 18, 19.
Ontario	The Married Women's Property Act, R.S.O. 1937, Ch. 209, sec. 2.
Saskatchewan	The Married Women's Property Act, R.S.S. 1930, Ch. 190, secs. 4-9.

EIRE (3)

ETATS-UNIS D'AMERIQUE

Alabama	Code of Alabama 1928, secs. 8266-8267.
Arizona	Rev. Code of Arizona, 1928, Struckmeyer's, secs. 2173-2174. Garver v. Thoman (1913) 15 Ariz. 38, 46; 135 Pac. 724.

(1)(2) Pour les provinces de l'Australie et du Canada, qui ne sont pas mentionnées ci-dessus, nous ne disposons pas encore d'éléments de législation et de jurisprudence qui nous permettent de donner des indications précises.

(3) En dehors des dispositions de la loi anglaise antérieure à 1922, et notamment du Married Women's Property Act de 1882, nous ne pouvons pas, à l'heure actuelle, fournir d'autres indications.

Arkansas	Statutes of Arkansas, Pope's Digest, 1937, sec. 7231.
Colorado	1935, Colorado Statutes Annotated, Ch. 108, sec. 3.
Connecticut	General Statutes of Connecticut, Rev. of 1930, sec. 5154 <i>Brown v. Brown</i> (1914) 88 Conn. 42; 89 Atl. 889.
District of Columbia	District of Columbia Code, 1929, T. 14, sec. 43.
Idaho	<i>Boise Assn. of Credit Men v. Glens Ferry Meat Co.</i> (1930), 48 Idaho 600; 283 Pac. 1038.
Illinois	<i>Haight v. McVeagh</i> (1873), 69 Ill. 624, 628; <i>Nispel v. Laparle</i> (1874), 74 Ill. 306, 308.
Indiana	<i>Burn's Annotated Statutes</i> , 1933, secs. 38-102; 38-103. <i>Wilson v. Wilson</i> (1888) 113 Ind. 415; 15 N.R. 513 - <i>Wasen v. Raben</i> (1910), 45 Ind. App. 221, 225; 90 N.E. 636.
Iowa	Code of Iowa, 1935, sec. 10446 - <i>Reid v. Reid</i> (1933), 216 Iowa, 882, 884; 294 N.W. 387; <i>Nolte v. Chicago Rock Island Pac. Ry. Co.</i> (1914), 165 Iowa 721, 726, 727; 147 N.W. 192.
Kansas	General Statutes of Kansas Annotated, 1935, secs 23-204. <i>Harrington v. Lowe</i> (1906), 73 Kan. 1, 18; 84 Pac. 570, <i>Tallman v. Jones</i> (1874), 13 Kan 438, 445.
Kentucky	<i>Mundo v. Anderson</i> (1900), 109 Ky 147, 150; 58 S.W. 520.
Louisiana	Civil Code, Dart's 1932 art. 131 - <i>Charles Lob's Sons v. Karnofsky</i> (1933), 177 La. 229, 235; 148 So. 34.
Maine	Revised Statutes of Maine 1930, Ch.74, sec. 4, p. 1151.
Maryland	Maryland Code, Bagby's, 1924, art. 45, sec. 5.

Massachusetts	General Laws, 1932, Ch. 209, sec. 10 - Chase v. Chase (1930), 271 Mass. 485, 492; 171 N.E. 651.
Minnesota	Mason's Statutes 1927 sec. 8617 - Hoover v. Carver (1916), 135 Minn. 105; 160 N.W. 249.
Mississippi	Constitution, sec. 94 - Mississippi Code, 1930, sec. 1940.
Missouri	Revised Statutes of Missouri, sec. 2998.
Montana	Revised Codes of Montana, 1935, secs. 5786, 5795, 5797.
New Hampshire	Public Laws of New Hampshire, 1926, Ch. 288, sec. 2, p. 1174.
New York State	Cahill's Consolidated Laws of New York, 1930, Ch. 14, sec. 51.
Nebraska	Compiled Statutes of Nebraska, 1929, secs. 42-203 - Shortel v. Young (1888) 23 Nebr. 408, 420; 36 N.W. Mergenthaler Linotype Co. v. McNamee (1933), 125 Nebr. 71, 74; 249 N.W. 92.
Ohio (1)	
Oregon	Oregon Code Annotated 1930, vol. 2, secs. 33-215.
Pennsylvania	Wayne v. Lewis, 23 W.N.C. 441, Mons. 305 (1889).
Rhode Island	General Laws, 1923, sec. 4201.
Virginia	Harris v. Carver (1924), 139 Va. 676, 680; 124 S.E. 206 - Catlett v. Alsop (1901), 99 Va. 680, 684; 40 S.E. 34.
Washington	Revised Statutes of Washington Annotated 1932, secs. 6900-7620.
Wisconsin	Wisconsin Statutes, 1937, secs. 6015, 246.01, 246.03, 246.06.
Wyoming	Wyoming Revised Statutes 1931, Ch.69, sec. 105.

(1) Voir: The legal status of Women in U.S. of America, (United States Department of Labor) report for Ohio (1938).

GRANDE-BRETAGNE

Married Women's Property Act, 1882,
sec. 2; Ashworth v. Outram (1877),
Ch. 5, D. 923 C.A.; 27 Digest 91, 702;
Lowell v. Neuton (1878) 4 C.P.D. 7;
27 Digest 90, 697 (Halsbury's Laws
of England, 16, p. 623).

T A B L E A U N° 3

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Législations des pays de "common law"
qui accordent à la femme mariée le droit d'administrer sa
propriété séparée et d'en disposer.

AUSTRALIE

New South Wales	Married Women's Property Act 1901, sec. 3, amended.
Queensland	Married Women's Property Acts, 1890 to 1897.
South Australia (1)	
Tasmania	Married Women's Property Act 1935, sec. 3.
Victoria	Married Women's Property Act 1928, sec. 4.
Western Australia (2)	

CANADA

Alberta	The Married Women's Property Act - R.S.A. 1937 Ch. 23, secs. 2, 4.
British Columbia	The Married Women's Property Act - R.S.B.C. 1924, Ch. 153.
Manitoba	The Married Women's Property Act - R.S.N. 1913, Ch. 123.
New Brunswick	The Married Women's Property Act - R.S.N.B. 1927, Ch. 80.
Nova Scotia	The Married Women's Property Act - R.S.N.S. 1923, Ch. 141, secs. 4-18.

(1)(2) Les informations concernant le statut juridique de la femme dans ces pays ont été tirées des communications du Gouvernement du Commonwealth d'Australie à la S.d.N. (Doc. A 14.1937.V).

Ontario	The Married Women's Property Act - R.S.O. 1937, Ch. 209, sec. 2.
Prince Edward Islands	The Married Women's Property Act - R.S.P.E.I. 1903, Ch. 9.
Saskatchewan	The Married Women's Property Act - R.S.S. 1930 Ch. 190 secs. 3,4,5,6.

EIRE (1)

ETATS-UNIS D'AMERIQUE

Arizona	Revised Code of Arizona, 1928, Struck- meyer's, secs. 2173, 2174, 2175.
Arkansas	Constitution, art. 9, sec. 7 - Statu- tes of Arkansas, Pope's Digest, 1937, secs. 7223, 7230, 7239, 7240.
California	Civil Code of California Annotated, Deering, 1933, Ch. III, sec. 162.
Colorado	1935 Colorado Statutes Annotated, Ch. 108, sec. 10.
Connecticut	General Statutes of Connecticut, Re- vision of 1930, secs. 5154, 5170; Sup- plement 1935, sec. 1596c.
Delaware	Revised Code of Delaware, 1935, Ch. 87, art. 2, sec. 16.
District of Columbia	District of Columbia Code, 1929, T.14, secs. 21, 27, 43 - Bronson v. Brady (1906), 28 App. D.C. 250.
Georgia	Code of Georgia Annotated, secs. 53- 503.
Idaho	Idaho Code Annotated, 1932, secs. 31- 903, 31-904, 31-905, 31-912.
Illinois	Illinois Revised Statutes, 1935, Ch. 68, sec. 9 - Gibson v. Kimmit (1904), 113 App. 611, 612.
Iowa	Code of Iowa, 1935, secs. 10466, 10050.

(1) En dehors des dispositions de la loi anglaise antérieure à 1922, et notamment du Married Women's Property Act de 1882, nous ne pouvons pas, à l'heure actuelle, fournir d'autres indications.

Kansas	General Statutes of Kansas Annotated, 1935, secs. 23-201, 23-202.
Louisiana	Civil Code, Dart's, 1932, arts. 2334, 2384, 2169.
Maryland	Maryland Code, Bagby's, 1924, art. 45, sec. 4.
Massachusetts	General Laws, Ch. 209, sec. 1.
Michigan	Constitution, art. XVI, sec. 8; Compiled Laws of Michigan, 1929, sec. 13057; Toug v. Marvin (1866) 15 Mich. 60.
Minnesota	Mason's Statutes, 1927, secs. 8617, 8620.
Mississippi	Mississippi Code, 1930, sec. 1940.
Missouri	Travelers Ins. Co. v. Beagles (1933), 333 Mo. 568, 574; 62 S.W. (2d) 800. Brock v. Barker (1921) 287 Mo. 13, 28; 228 S.W. 805; 14 A.L.R. 347.
Montana	Revised Codes of Montana, 1935, sec. 5792.
Nevada	Nevada Compiled Laws, 1929, sec. 3363.
New Hampshire	Public Laws of New Hampshire, 1926, Ch. 288, sec. 1, p. 1174.
New Mexico	New Mexico Statutes Annotated, 1929, Ch. 68, secs. 68-302.
New York State	Cahill's Consolidated Laws of New York, 1930, Ch. 14, secs. 50, 51.
Nebraska	Compiled Statutes of Nebraska, 1929, secs. 42-201; Dreamer v. Oberlander (1932), 122 Nebr. 335; 240 N.W. 435.
North Dakota	Compiled Laws of North Dakota, 1913, vol. I, sec. 4411.
Oklahoma	Oklahoma Statutes, 1931, Ch. 12, sec. 1658.
Oregon	Oregon Code, 1930, Title 33, sec. 211.
Rhode Island	General Laws, 1923, secs. 4193, 4196, 4197.

South Carolina	Code of Laws of South Carolina, 1932, Civil Code, Ch. 164, sec. 8575.
South Dakota	South Dakota Compiled Laws, 1929, sec. 178.
Tennessee	Annotated Code of Tennessee, 1934, Title 4, sec. 8460.
Utah	Revised Statutes of Utah, 1933, Ch. 2, sec. 1.
Vermont	The Public Laws of Vermont, 1933, Ch. 138, secs. 3074, 3076, 3077.
Virginia	Code of Virginia, 1936, sec. 5134; Edmonds v. Edmonds (1924), 139 Va. 652, 658; 124 S.E. 415.
Washington	Revised Statutes of Washington Annotated (Remington), 1932, sec. 6891.
Wisconsin	Wisconsin Statutes, 1937, secs. 246.01, 246.03, 246.05.
Wyoming	Wyoming Revised Statutes, 1931, Ch. 69, sec. 102.
GRANDE-BRETAGNE	Law Reform (Married Women and Tortfeasors) Act, 1935, sec. 1.
NOUVELLE-ZELANDE	The Married Women's Property Act, 1908, secs. 4, 7, 10, 17 - The Public Acts of New Zealand - 1932, p. 851.
TERRENEUVE	The Consolidated Statutes of New Foundland (1916), vol. II, Ch. 112, sec. 1 (2).

T A B L E A U N° 4

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Législations des pays de "common law"

qui accordent à la femme mariée le droit d'ester en justice
sans besoin de l'assistance de son mari.

AUSTRALIE

New South Wales	Married Women's Property Act, 1901.
Queensland	Married Women's Property Act, 1890 to 1897.
South Australia (1)	
Tasmania	Married Women's Property Act, 1935.
Victoria	Married Women's Property Act, 1928.
Western Australia (2)	

CANADA

Alberta	The Married Women's Property Act, R.S.A., 1936, Ch. 23, secs. 2 (c), 5.
British Columbia	The Married Women's Property Act, R.S.B.C., 1924, Ch. 153.
Manitoba	The Married Women's Property Act, R.S.M., 1913, Ch. 123, sec. 11. Les actions "ex-delicto" entre époux sont interdites.
New Brunswick	The Married Women's Property Act, R.S.N.B., 1927, Ch. 80.
Nova Scotia	The Married Women's Property Act, R.S.N.S., 1923, Ch. 141, sec. 23. Les actions "ex-delicto" entre époux sont interdites (ibid.).

(1)(2) Les informations concernant le statut juridique de la femme dans ces pays ont été tirées des communications du Gouvernement du Commonwealth d'Australie à la S.d.N. (Doc. A. 14.1937.V).

Ontario	The Married Women's Property Act, R.S.O., 1937, Ch. 209, sec. 3.
Prince Edward Islands	The Married Women's Property Act; R.S.P.E.I., 1903, Ch. 9.
Saskatchewan	The Married Women's Property Act, R.S.S., 1930, Ch. 190, sec. 8. Les actions "ex-delicto" entre époux sont interdites (ibid. sec. 8).

EIRE (1)

ETATS-UNIS D'AMERIQUE

Alabama	Code of Alabama, 1928, secs. 8262, 8264, 8268. Les actions "ex-delicto" entre époux sont admises (ibid. sec. 8264).
California	Code of Civil Procedure, Deering, 1931, sec. 370.
Colorado	1935 Colorado Statutes Annotated, Ch. 108, sec. 2.
Connecticut	General Statutes of Connecticut, Revision of 1930, sec. 5154. Les actions "ex-delicto" entre époux sont admises (Brown v. Brown (1914), 88 Conn. 42, 47, 49; 89 Atl. 889).
Delaware	Revised Code of Delaware, 1935, Ch. 87, art. 2, sec. 16.
District of Columbia	District of Columbia Code, 1929, T. 14, secs. 43, 44. Les actions "ex-delicto" entre époux sont interdites (Thompson v. Thompson (1910), 218 V.S. 611, 54 L. Ed. 1180).
Hawai	Revised Laws of Hawai, 1925, Ch. 175, sec. 2998. Les actions "ex-delicto" entre époux sont interdites.

(1) En dehors des dispositions de la loi anglaise antérieure à 1922, et notamment du Married Women's Property Act de 1882, nous ne pouvons pas, à l'heure actuelle, fournir d'autres indications.

- Idaho Idaho Code Annotated, 1932, sec.5.304. Les actions "ex-delicto" entre époux sont interdites.
- Illinois Illinois Rev. Statutes, 1935 (State Bar Edition) Ch. 68, sec. 1. Les actions "ex-delicto" entre époux sont interdites (Main v. Main (1892), 46 App. 106, 108).
- Indiana Burn's Annotated Statutes, 1933, secs. 38-115, 2-205. Les actions "ex-delicto" entre époux sont interdites. (Blickenstaff v. Blickenstaff (1929), 89 Ind. App. 529; 167 N.E. 146).
- Iowa Code of Iowa, 1935, secs. 10461, 10991 d.l. Les actions "ex-delicto" entre époux sont interdites. (Maine v. Maine Sons Co., (1924), 198 Iowa 1278, 1280; 201 N.W. 20).
- Kansas General Statutes of Kansas Annotated, 1935, secs. 23-203, 60-404. (Knaggs v. Mastin (1872), 9 Kan. 532, 547. Les actions "ex-delicto" entre époux sont interdites.
- Kentucky Carrol's Statutes, Baldwin's, 1936, Rev. sec. 2128. Les actions "ex-delicto" entre époux sont interdites.
- Louisiana General Statutes, Dart's, 1932, sec. 2170 (Ducre v. Milner, 1933, La.App.; 146 So, 734, 736). Les actions "ex-delicto" entre époux sont interdites. (Code of Practice art. 105; Palmer v. Edwards 1934, 155 so. 483).
- Maine Revised Statutes of Maine, Ch. 74, sec. 5, p. 1151. Les actions "ex-delicto" entre époux sont interdites. (Sacknoff v. Sacknoff (1932); 131 Me. 280).
- Maryland Maryland Code, Baghy's, 1924, art. 45, sec. 5 (Cochrane v. Cochrane, 1921, 139 Md. 530, 534). Les actions "ex-delicto" entre époux sont interdites. (Furstenbury v. Furstenbury 1927, 152 Md. 247; 252).

Massachusetts	General Laws, 1932, Ch. 209, sec. 6. Toute action judiciaire entre époux est interdite.
Michigan	Compiled Laws of Michigan, 1929, sec. 14013. Les actions "ex-delicto" entre époux sont interdites (Harvey v. Harvey (1927), 239 Mich. 142; 214 N.W. 305).
Minnesota	Mason's Statutes, 1927, sec. 9168. Les actions "ex-delicto" entre époux sont interdites. (Drake v. Drake 1920, 145 Minn. 388; 177 N.W. 624).
Mississippi	Mississippi Code, 1930, sec. 1940. Les actions "ex-delicto" entre époux sont interdites. (Austin v. Austin, 1924, 136 Miss. 61; 100 So. 591; 33 A.L.R. 1388).
Missouri	Revised Statutes of Missouri, 1929, sec. 3003. Les actions "ex-delicto" entre époux sont interdites. (Willot v. Willot, 1933, 33 Mo. 896, 899; 62 S.W. (2d) 1084).
Montana	Revised Codes of Montana, 1935, sec. 9069. Les actions "ex-delicto" entre époux sont interdites (Couley v. Couley, 1932, 92 Mont. 425, 440; 15 Pac. (2d) 922).
New Hampshire	Public Laws of New Hampshire, 1926, Ch. 288, sec. 2, p. 1174. Les actions "ex-delicto" entre époux sont admises. (Gilman v. Gilman, 1915, 78 N.H. 4).
New Mexico	New Mexico Statutes Annotated, 1929, Ch. 105, sec. 109.
New York State	Cahill's Consolidated Laws of New York 1930, Ch. 14, sec. 57. Les actions "ex-delicto" entre époux sont admises. (ibid. Ch. 23, sec. 37a; Session Laws 1937, Ch. 669, sec. 1, 6).
Nebraska	Compiled Statutes of Nebraska, sec. 20-305. (Graves v. Peck (1926), 114 Nebr. 745; 209 N.W. 617).

North Carolina	North Carolina Code of 1935 Annotated, Ch. 12, sec. 454; Ch. 51, sec. 2513 - Patterson v. Franklin, 168 N.C. 75, 84, S.E. 18.
North Dakota	Compiled Laws of North Dakota, 1913, vol. II, Ch. 5, sec. 7398.
Oklahoma	Oklahoma Statutes, 1931, Ch. 2, art. 6, sec. 145.
Ohio	Ohio Code, 1936, Baldwin's Rev. sec. 11245 -(Leonardi v. Leonardi, 1925. 21 App. 110; 153 N.E. 93). Les actions "ex-delicto" entre époux sont interdites.
Oregon	Oregon Code, 1930, Title 33, secs. 214, 215.
Pennsylvania	Purdon's Pennsylvania Statutes Ann., Title 48, Ch. 3, sec. 111.
Rhode Island	General Laws 1923, sec. 4206. Les actions "ex-delicto" entre époux sont interdites. (Oken v. Oken, 1922, 44 R.I. 291; 117 Atl. 357).
South Dakota	South Dakota Compiled Laws 1929, sec. 178.
Tennessee	Annotated Code of Tennessee, 1934, Title 4, sec. 8460.
Utah	Revised Statutes of Utah, 1933, Title 40, Ch. 2, secs. 2, 6.
Vermont	The Public Laws of Vermont, 1933, Ch. 138, sec. 3074.
Virginia	Code of Virginia, 1936, sec. 5134. Les actions "ex-delicto" entre époux sont interdites (Keister's Admr. v. Keister's Exr. (1918), 123 Va. 157).
Wisconsin	Wisconsin Statutes, 1937, sec. 246.07. Les actions "ex-delicto" entre époux sont admises (Wait v. Pierce (1926), 191 Wis. 202, 217, 232; 209 N.W. 475).
Wyoming	Wyoming Revised Statutes, 1931, Ch. 69, sec. 103.

GRANDE-BRETAGNE

The Law Reform (Married Women and
Tortfeasors) Act, 1935, sec. 1 (c).
Married Women's Property Act, 1882,
sec. 12.

NOUVELLE ZELANDE

The Married Women's Property Act,
1908, sec. 5.

TERRENEUVE

Consolidated Statutes of New Found-
land, 1916, Ch. 112, sec. 1 (2).
Les actions "ex-delicto" entre époux
sont interdites (ibid. sec. 13).

T A B L E A U N° 5

Législations des pays de "common law"

qui accordent à la femme mariée le droit de disposer de ses biens
par testament.

AUSTRALIE

New South Wales	Married Women's Property Act 1901, sec. 3.
Queensland	Married Women's Property Act 1890 to 1897.
South Australia (1)	
Tasmania	Married Women's Property Act 1935, sec. 3.
Victoria	Married Women's Property Act 1928, sec. 4 - The Victorian Statutes 1929, p. 335.
Western Australia (2)	

CANADA

Alberta	The Married Women's Act 1936 - Statu- tes of Alberta, 1936, Ch. 23, secs. 2, 4.
British Columbia	Married Women's Property Act, R.S.B.C. 1924, Ch. 153.
Manitoba	The Married Women's Property Act, R.S.M., 1913, Ch. 123.
New Brunswick	The Married Women's Property Act, R.S.N.B., 1927, Ch. 80.
Nova Scotia	The Married Women's Property Act, R.S.N.S., 1923, Ch. 141.

(1)(2) Les informations concernant le statut juridique de la fem-
me dans ces pays ont été tirées des communications du Gou-
vernement du Commonwealth d'Australie à la S.d.N. (Doc. A.
14, 1937, V).

Prince Edward Islands Married Women's Property Act, R.S.P.,
E.I., 1903, Ch. 9.

EIRE (1)

ETATS-UNIS D'AMERIQUE

Alabama	Const. sec. 209. Code of Alabama, 1928, sec. 82762.
Arizona	Revised Code of Arizona, 1928, Struckmeyer's sec. 2174.
Arkansas	Constitution, art. 9, sec. 7 - Statutes of Arkansas, Pope's Digest, 1937, sec. 7223 (Ward v. Pipkin (1930), 180 Ark. 855; 22 S.W. (2d) 1011).
California	Probate Code, Ch. 1, sec. 20 Deering, 1933.
Colorado	1935 Colorado Statutes Annotated, Ch. 176, sec. 36.
Connecticut	General Statutes of Connecticut, Rev. of 1930, sec. 5156.
Delaware	Revised Code of Delaware, 1935, Ch.93, art. 1, sec. 2.
District of Columbia	District of Columbia Code, 1929, T.14, sec. 21.
Florida	Session Laws, 1933, p. 545.
Georgia	Code of Georgia Annotated, secs. 53-502, note.
Hawai	Revised Laws of Hawai, 1925, Ch. 188, sec. 3318.
Idaho	Idaho Code Annotated, 1932, sec. 14-302.
Illinois	Illinois Rev. Statutes, 1935 (State Bar Edition), Ch. 148, sec. 1.
Indiana	Burn's Annotated Statutes, 1933, secs. 7-101, 7-102.
Iowa	Code of Iowa, 1935, sec. 12006.

(1) En dehors des dispositions de la loi anglaise antérieure à 1922, et notamment du Married Women's Property Act de 1882, nous ne pouvons pas, à l'heure actuelle, fournir d'autres indications.

Kansas	General Statutes of Kansas Annotated, 1935, sec. 22-201.
Kentucky	Carroll's Statutes, Baldwin's, 1936, Rev., sec. 2147.
Louisiana	Civil Code arts. 135, 1480 - General Statutes, sec. 2169.
Maine	Revised Statutes of Maine, 1930, Ch. 88, sec. 1, p. 1240.
Maryland	Maryland Code, Bagby's, 1924, art.93, sec. 331.
Massachusetts	General Laws 1932, Ch. 191, sec. 1 (Bunel v. Hixon, 1910, 205 Mass.468; 91 N.E. 1022).
Michigan	Const. art. XVI, sec. 8. Compiled Laws of Michigan, 1929, secs. 13057, 13478.
Minnesota	Supplement to Statutes, 1936, sec. 8992-34.
Mississippi	Mississippi Code, 1930, sec. 3550.
Missouri	Revised Statutes of Missouri, 1929, sec. 518.
Montana	Revised Codes of Montana, 1935, sec. 6975.
Nebraska	Compiled Statutes of Nebraska, 1929; secs. 30-201, 30-105, 30-108 (Richardson v. Johnson, 1915, 97 Nebr. 749; 753; 151 N.W. 314).
New Hampshire	Public Laws of New Hampshire, 1926, Ch. 297, sec. 1, p. 1201; Ch. 306, sec. 9, p. 1232.
New Mexico	New Mexico Statute Annotated, 1929, Ch. 154, secs. 154-101.
New York State	Cahill's Consolidated Laws of New York, 1930, Ch. 13, secs. 10, 15.
North Carolina	North Carolina Code of 1935 Annotated, Ch. 51, sec. 2511.
North Dakota	Compiled Laws of North Dakota, 1913, vol. I, Ch. 52, sec. 5641.

Ohio	Ohio Code 1936, Baldwin's Rev., sec. 10504-2.
Oklahoma	Oklahoma Statutes, 1931, Ch. 10, art. 2, sec. 1537.
Oregon	Oregon Code, 1930, Title 33, sec. 211.
Rhode Island	General Laws, 1923, secs. 4199, 4292, 4295.
South Carolina	Civil Code Ch. 175, sec. 8915, 8931. Code of Laws of South Carolina, 1932.
South Dakota	Compiled Laws, 1929, sec. 605.
Texas	Civil Code, arts. 8281, 8282.
Utah	Revised Statutes of Utah, 1933, Title 101, Ch. 1, sec. 3.
Vermont	The Public Laws of Vermont, 1933, Ch. 117, sec. 2744.
Virginia	Code of Virginia, 1936, secs. 5134, 5227, 5228.
Washington	Revised Statutes of Washington Annotated (Remington), 1932, secs. 1394, 6890, 6891, 1342.
Wisconsin	Wisconsin Statutes, 1937, secs. 238.01, 238.05.
Wyoming	Wyoming Revised Statutes, 1931, Ch. 69, sec. 104.
GRANDE-BRETAGNE	Married Women's Property Act, 1893, 56, 57 Vict., Ch. 63, s. 3).
NOUVELLE ZELANDE	The Married Women's Property Act, 1908, n. 114, secs. 4, 27. The Public Acts of New Zealand, 1908-1931, vol. III, p. 852.
TERRENEUVE	The Consolidated Statutes of New Foundland, 1916, Ch. 112, secs. 1 (1), 24.