

SYNOPTICAL INDEX
TO THE
FOUR FOLLOWING ACTS,
RELATING TO THE
DUTIES, &c., OF JUSTICES OF THE PEACE.

ACCOMPLICES OR ACCESSORIES :

Persons aiding, abetting or counselling the commission of offences, may be proceeded against with the principal offender, or before or after his conviction, either in the same Division or in that in which the offence of aiding, &c., was committed,—Cap. 95, Sec. 5. (p. 10.)

ACCOUNTS of Penalties and other moneys received,—See Clerks to Justices, &c.

ACCUSED :—See Defendant.

ACTIONS AGAINST JUSTICES : (14 & 15 Vic. Cap. 54.)

Prior enactments for protection of Magistrates repealed,—Sec. 1. (p. 3.)

No Writ to be sued out against any Justice or other Officer for any official act, until one month after service of a notice thereof in writing by the Attorney of the complainant, specifying his name and address, and the cause of action. Party suing to be bound by the cause of action stated therein, and to be confined thereto,—Sec. 2, (p. 3.)

Such Justice may tender amends within one month thereafter, and may plead such tender in bar to any action. If sufficient amends have been tendered, verdict shall be for Defendant; if otherwise, and the other issues be found against Defendant, verdict shall be for Plaintiff, with damages and costs,—Sec. 3. (p. 4.)—May pay a sum into Court for such amends, or a further sum if amount tendered to the party prove insufficient, and such payment may be specially pleaded,—Sec. 6. (p. 5.)

Venue to be laid in the County (in U. Canada) or District or Circuit (in L. Canada) where the act was committed; but may be changed by Defendant, upon notice to Plaintiff; or the Court may change the venue if it appear that the action cannot be fairly tried therein,—Sec. 4. (p. 4.)

Such Justice may plead the general issue, and give all special matters of justification (or lack of notice) in evidence, as though the same were specially pleaded in the action,—Sec. 5. (p. 4.)

If verdict be given for Defendant, or the action be abandoned, he may recover all his costs from Plaintiff, but no double or treble costs,—Sec. 7. (p. 5.)

Action must be brought within 6 months after the act committed,—Sec. 8. (p. 5.)

Privileges of this Act to extend to such Justice or Officer only, and to no other person; and shall be extended to him in all cases when he shall act *bona fide* in execution of his duty, although he have exceeded his powers, and acted contrary to law,—Sec. 9. (p. 5.)

ADJOURNMENT OF EXAMINATION :

Hearing of case may be adjourned and Defendant committed (Schedule D.) to gaol, or admitted to bail on a recognizance (Schedule E.),—Cap. 95, Sec. 15. (p. 15.); also, Cap. 96, Sec. 6. (p. 52.)

On it appearing that Defendant has been misled by any defect or variance in Summons or Warrant,—Cap. 95, Sec. 1, 3, 8. (pp. 6, 9, 11.); also, Cap. 96, Sec. 5, 6. (pp. 51, 52.)