

The constables' accounts should show the names of the parties, the nature of the offence, in relation to which the service charged for was performed, and the name of the Magistrate before whom the proceeding is had ; and, where there is a charge for mileage, the place from where and to where the travel is made should be stated in the account.

[The following are Extracts from a Minute of the Executive Council respecting the duties of County Auditors :—

“ That all accounts for the payment of which, or any part of which the Province is by the Act (9th Vic., chap. 58) liable, shall be rendered in duplicate to the Treasurer of each County during the sittings of the Court of Quarter Sessions, or within three days thereafter, and shall include all the demands of the party rendering the same, (payable by the Province) up to the day of rendering such an account, and refer to the authority for the charge.

“ That each such account before rendered to the Treasurer shall be verified by the party, that it is just and correct to the best of his knowledge and belief. And in cases where mileage is charged, there shall be an affidavit stating the places from which and to which the

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himself a power to make payments out of the County Funds, on the report of the Board of Audit, and that body does not possess authority to grant checks or orders on the Treasury for accounts audited by them ; they are, as we take it, simply a local Board of enquiry, appointed by the Executive, and their audit has never been regarded as final between the County and the Province.

The proper course seems—for a party to make out the account against the County, and copies thereof in duplicate to be lodged with the Treasurer ; any other practice might cause inconvenience and loss to the parties or to the county, and would throw it upon the Accountants to separate their items of claim under two heads ; those that would be within the meaning of 9th Vic., chap. 58, under one head, those which would not come within that Act, but nevertheless due by the County under another, head ; and this upon the construction given to the 9th Vic. is often a question difficult of determination, indeed many Counties in Upper Canada are now at issue with the Government on the point

The First clause of the 9th Vic., chap. 58, provides that “ the expenses of the administration of Criminal Justice ” shall be paid out of the public funds of the Province. The third section of the Statute enacts that the several heads of expense mentioned in the Schedule to the Act “ shall be deemed expenses of the administration of Criminal Justice *within the meaning of this Act.* ” The Schedule does not embrace all the items of expense connected with the administration of Criminal Justice, and some of the terms used are ambiguous, and hence the difficulty.

By the Court of Quarter Sessions making it a condition previous to auditing an account, that duplicates shall be lodged with the Treasurer, in the form required by the Government, the matter is put on the safest footing under the existing law. Then the Treasurer on paying each account, ordered to be paid *by the Sessions*, can charge it to the “ Administration of Justice Account,” and when the portion for which the Province is liable, is received, he can enter it to the credit of the same account.