

*Appeal*

9. (1) Where a court, judge, justice or magistrate summarily convicts a person for a contempt of court and imposes punishment in respect thereof, that person may, with leave of the Court of appeal or a judge thereof, appeal to the court of appeal

- (a) from the conviction, or
- (b) against the punishment imposed.

*Part XVIII applies*

(2) For the purposes of an appeal under subsection (1) the provisions of Part XVIII apply, *mutatis mutandis*.

New Clause 9, as further amended, was passed.

*On Clause 116:*

It was agreed that this clause be reconsidered in the light of a communication received from the Attorney General for the Province of Ontario, addressed to the Honourable S. S. Garson, Q.C., Attorney General for Canada and Minister of Justice, Ottawa.

The said communication was read to the Committee whereafter it was agreed that the said communication be published as part of the addendum to the printed record of the Proceedings.

Clause 116, as amended, was passed without further change.

The preamble, the title and the short title of the Bill were severally adopted and it was ordered that Bill 93 (Letter O of the Senate) An Act respecting the Criminal Law, as amended, be reported to the House.

At 4.45 o'clock p.m., the Committee adjourned to meet again at 11.30 o'clock a.m., Friday, May 1, 1953.

---

FRIDAY, May 1, 1953.

The Committee met at 12.30 o'clock p.m. The Chairman, Mr. Don. F. Brown, presided.

*Members present:* Messrs. Brown (*Essex West*), Cardin, Crestohl, Garson, Gauthier (*Lac St. Jean*), Huffman, MacInnis, MacNaught, Montgomery, Noseworthy, Robichaud and Shaw.

*In attendance:* Mr. A. A. Moffat, Q.C., and Mr. A. J. MacLeod, Senior Advisory Counsel, Department of Justice.

The Committee had before it for consideration a draft of a Third Report carrying out the Committee's views expressed in the resolution passed on the previous day in respect to the following questions:

- (a) Defence of Insanity
- (b) Capital Punishment
- (c) Corporal Punishment
- (d) Lotteries