

## CHAPTER I.

## SECURITY TO KEEP THE PEACE.

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24. Information of threatened offence.
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  32. Undertaking, to be transmitted to Sessions.
  33. Security, when required, for assault, &c., in presence of a Court of Magistrates.
  34. Appearance of party bound, upon his undertaking.
  35. Person bound, may be discharged, if complainant do not appear.
  36. Proceedings in Sessions, on appearance of both parties.
  37. Undertaking, when broken.
  38. Evidence of breach.
  39. Security for the peace not required, except according to this chapter.
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XXIV. An information may be laid before any magistrate that a person has threatened to commit an offence against the person or property of another.

XXV. When the information is laid before the magistrate, he must examine on oath the complainant and any witnesses produced by him and must take their depositions in writing, and cause them to be subscribed by the parties making them.

1 Ch. C. L. p. 32.

XXVI. If it appear from the depositions, that there is sufficient ground for proceeding, the magistrate must issue a summons or warrant, as he may judge expedient to ensure justice, directed generally to any peace officer of the district or county, city or town, reciting the substance of the information, and commanding the officer forthwith to arrest the person complained of, and bring him before himself or some other magistrate having jurisdiction.

Hawk. P. C. b. 2. ch. 13, ss. 11, 15, 16, 18.

XXVII. When the person complained of is brought before the magistrate, if the charge be controverted, the magistrate must take testimony in relation thereto, which must be reduced to writing, and subscribed by the witnesses in the presence of the accused.

XXVIII. If it appear that there is no sufficient ground for proceeding, the magistrate shall dismiss the charge, whether it be direct or on suspicion only, and discharge the accused.

XXIX. If there be sufficient ground for proceeding, the magistrate shall require the person complained of to enter into recognizance in such sum as the magistrate may direct, with one or more sufficient sureties, to abide the order of the next Court of General Sessions of the Peace for the district or county, and in the mean time to keep the peace towards the people of this Province, and particularly towards the complainant.