

SECTIONS IN WHICH THERE ARE SUBSTANTIVE CHANGES—Continued

Bill No.	Code No.	Remarks
418.....	580 (2).....	This provision has been made general. In the present Code it applied only in the Province of Quebec.
419.....	584.....	Para. (d) relating to offences committed in aircraft is new.† Para. (e) has been widened to include all offences committed in the course of a journey. It now applies only in respect of certain offences relating to the mail.
422.....	585.....	This provision has been made general, it now applies to Ontario only.
424.....	See secs. in Bill, p. 143.	The changes are as follows: (1) Reference to Quo Warranto has been dropped; (2) Sec. 576 (3) has been dropped as unnecessary because the Supreme Court Act of Ontario created a new court, the Supreme Court, to replace the Supreme Court of Judicature; (3) Secs. 1021 (15)-(17) requiring approval and tabling of rules made by a court of appeal are not continued as there was no similar provision relating to rules made under sec. 576.
427.....	644.....	A juvenile may be charged jointly with an adult. The provision that the trial must be without publicity will still apply.
429.....	629, 662.....	Widened to include offences under all Acts of Parliament.
432.....	631.....	New provisions added. Provision is made for dealing with things seized under cl. 431.
433.....	633.....	This provision was enacted at a time when all forfeitures went to the Crown in right of Canada. In 1900 a change was made whereby certain forfeitures went to the provinces. As enforcement falls on the provinces it was felt that they should get the forfeitures.
434.....	646.....	Widened to include all indictable offences.
435.....	647, 648, 652 pt.....	Changed to bring it in line with cl. 434.
445.....	661.....	The seven mile limit for fresh pursuit has been abolished.
446.....	662 (4)-(6), 883, 941, 977	This section provides the procedure to secure the attendance of a prisoner who is required in any court to answer a charge or as a witness. Where the prisoner is outside the province the order must be made by a judge. Where the prisoner is within the province the order may be made by a magistrate. Subsecs. (5) and (6) deal with the passing of sentence where a prisoner undergoing sentence is tried.
447.....	662 (1)-(3).....	The provision requiring proof of the signature of the issuing justice has been omitted.
450.....	796.....	This is practically all new. It requires a justice to remand cases to a magistrate where a magistrate has absolute jurisdiction. It provides for an election after the justice has decided to commit the accused for trial. This is designed to ascertain whether the accused wishes trial by jury or by a judge alone at the earliest opportunity. This provision has received the approval of the provincial authorities who attended the joint meeting in Toronto in September last.
451.....	673, 679, 680, 681.....	The main change is the clarification of the provisions relating to bail and the power to remand for mental examination a woman who has been charged with an offence arising out of the death of her newly-born child.
454.....	684 (2) and (3), 686.....	The only change is in the form of address to the accused.
460.....	687, 690.....	The provision relating to corporations is new and to cure an omission.