

## SPEEDY TRIALS.

As to recognizance, if defendant elects to be tried under "The Speedy Trials Act."

Notice to persons bound.

S. 9 of R.S.C., c. 175 amended. Prisoner may re-elect.

Proceedings thereupon.

Continuance of proceedings if judge is unable to Act.

**29.** Any recognizance taken under "*The Criminal Procedure Act*," for the purpose of binding a prosecutor or a witness, shall, if the person committed for trial elects to be tried under the provisions of "*The Speedy Trials Act*," be obligatory on each of the persons bound thereby, as to all things therein mentioned, with reference to the trial by the judge under the last cited Act, as if such recognizance had been originally entered into for the doing of such things with reference to such trial: Provided, that notice in writing shall be given, either personally or by leaving the same at the place of residence of the persons bound by such recognizance, as therein described, to appear before the judge at the place where such trial is to be had.

**30.** Section nine of "*The Speedy Trials Act*" is hereby amended by adding thereto the following sub-sections:—

"2. But if such person, after his said election to be tried by a jury, has been committed for trial, he may, at any time before the regular term or sittings of the court at which such trial by jury would take place, notify the sheriff that he desires to re-elect; whereupon it shall be the duty of the sheriff to proceed as directed by section six of this Act, and thereafter the person so committed shall be proceeded against as if his said election in the first instance had not been made: "

"3. Proceedings under this Act commenced before any judge may, where such judge is for any reason unable to act, be continued before any other judge competent to try prisoners under this Act in the same county, union of counties or judicial district; and such last mentioned judge shall have the same powers with respect to such proceedings as if such proceedings had been commenced before him, and may cause such portion of the proceedings to be repeated before him as he shall deem necessary."

## PUNISHMENTS, PARDONS, ETC.

Section 28 of R.S.C., c. 181, amended.

Prisoners sentenced by court martial.

**31.** Sub-section three of section twenty-eight of chapter one hundred and eighty-one of the Revised Statutes, respecting Punishments, Pardons and the Commutation of sentences, is hereby repealed and the following substituted therefor:—

"3. Provided, that any prisoner sentenced for any term by any military, naval or militia court martial, or by any military or naval authority under any Mutiny Act, may be sentenced to imprisonment in a penitentiary; and if such prisoner is sentenced to a term less than two years, he may be sentenced to imprisonment in the common gaol of the district, county or place in which the sentence is pronounced, or in such other prison or place of confinement as is provided by the next preceding sub-section with respect to persons sentenced thereunder."