

LAW SCHOLARSHIPS—COURTS OF MANITOBA.

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| <i>First year,</i> | |
| Scholarship awarded to | <i>Marks.</i> |
| Mr. McColl,..... | 303 |
| Honorable mention, | |
| Mr. Ebbals,..... | 265 |
| Mr. McWhinnie,.... | 259 |
| Maximum number of marks, 320. | |

COURTS OF MANITOBA.

The intimate relations which will, we hope, spring up between Ontario and Manitoba, will make the constitution of the courts of the latter province a matter of interest to us. An Act was recently passed by the legislature of Manitoba, assented to 21st February, 1872, which amended the Act establishing a Supreme Court, and changed its name to that of the "Court of Queen's Bench."

We give a copy of this Act in full, except as to certain formal matters of no interest to us. It is as follows:—

1. The Court of Justice established by the Act hereby amended, shall be styled the "Court of Queen's Bench" (or King's) instead of the "Supreme Court."

2. The Court shall consist of a Chief Justice, and two puisné judges, any one or more of whom shall form a quorum, and may exercise all the powers and jurisdiction of the Court, except when such shall sit as a Court of Error and Appeal, when two or more of them shall form a quorum, and the said Court, and the judges thereof, shall have, hold, and exercise an appellate, civil, and criminal jurisdiction, and also the jurisdiction of a Court of Error, with full power to take cognizance of, hear, try and determine in due course of law, all causes, matters, and things, appealed or removed by suit of Appeal or Error, from all Courts and jurisdictions wherefrom an Appeal or writ of Error by law lies or is allowed, and an Appeal shall lie to the said Court from all judgments rendered in the first instance by any one judge, and from all judgments rendered in the County Court as hereinafter provided.

3. In the absence of the Chief Justice, the Court shall be presided over by the senior justice, or in the case of two puisné justices being appointed on the same day, by the one first named in the notice of appointment in the *Canada Gazette*, published by authority at Ottawa.

4. Whenever, in the Act hereby amended, anything is authorised to be done by the Chief

Justice, it shall be understood to mean, unless the sense be repugnant thereto, that the authority is given to the Court.

(1). [Grand and Petit Jurors' lists to be made up, and English and French jurors to be called alternately.]

5. So soon after this Act has come into operation, as a Chief Justice, or one or more puisné justice or justices shall have been appointed under this Act, a term of the Court of Queen's Bench shall be held, and not till then, and notice thereof shall be given by proclamation under the hand and seal of the Lieutenant-Governor, fixing the time and place of holding such Court; and no person shall be appointed under this Act as chief justice, or puisné justice, or as prothonotary of the Court, unless such person is able to speak both the English and French languages.

6. From and after the publication of such proclamation, so much of the Act hereby amended, as provides for the holding of Courts of Petty Sessions, shall be repealed, and the said Courts of Petty Sessions shall be abolished, and in place thereof there shall be held County Courts in and for each county of this Province, at some central place, to be fixed and appointed by the Lieutenant-Governor in Council.

7. A County Court shall be held in each County, six times in each year, on days and at places to be fixed by the Lieutenant-Governor in Council, in such manner as not to interfere with the sittings of the Court of Queen's Bench at Winnipeg, and so that Court shall not be held in more than one county at any one time.

8. Each County Court shall be presided over by the Chief Justice, or one of the justices of the Court of Queen's Bench.

9. The County Court shall have jurisdiction over all debts not exceeding one hundred dollars, Canada currency.

10. It shall also have jurisdiction of petty assaults and batteries, where the damages claimed do not exceed twenty-five dollars, Canada currency.

11. The jurisdiction shall be exercised in a summary manner, without jury.

12. No action shall be brought in the Court of Queen's Bench, for any matter in which the County Court has jurisdiction.

13. An appeal shall lie to the Court of Queen's Bench, from all judgments of the County Court, where the judgment amounts to forty dollars or upwards.

14. No appeal shall be allowed unless the appellant shall, within ten days after judgment, file with the prothonotary an appeal bond, with