

An Act respecting Police of Canada.

HER MAJESTY, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows :

1. The Governor in Council may, from time to time, appoint by Commission under the Great Seal, one or more fit and proper persons to be and act as a Commissioner or Commissioners of Police within any one or more of the Provinces of Canada, or within any one or more of the Districts or Counties in any Province or within any temporary Judicial District, or any Provisional Judicial District in Ontario.

2. The Governor in Council may, from time to time, direct and authorize any Commissioner of Police under this Act to appoint any fit and proper persons to serve as Police Constables under and within the jurisdiction of such Commissioner of Police, and such Commissioner may, at his pleasure, remove any such Police Constable, and every such Police Constable shall obey all lawful directions and be subject to the government of such Commissioner of Police, and shall be charged with all the powers, rights and responsibilities which belong by law to constables duly appointed in the Province, or District or County of the Province, in which they may be appointed.

3. If any Police Constable appointed under the authority of this Act, be guilty of any disobedience of orders, neglect of duty, or any misconduct as such Police Constable, and be convicted thereof before any Commissioner of Police, Police Magistrate or Justice of the Peace, he shall forfeit a sum to be fixed by such Commissioner, Police Magistrate or Justice, not exceeding forty dollars and costs, and in default of immediate payment thereof, shall suffer imprisonment for any time not exceeding three months, unless such fine and costs be sooner paid, and any such person may be proceeded against by indictment for any offence committed by him as such Constable, but not both by indictment and under this Act for the same offence.

4. Every Commissioner of Police appointed under this Act shall, for the purpose of carrying out the Criminal laws and other laws of the Dominion, have and exercise within the Province or Provinces, or District or Districts, or County or Counties, or temporary Judicial District or Provisional Judicial District of a Province for which he is appointed, all the powers and authority, rights and privileges by law appertaining to Police Magistrates of Cities, in the same Province (except as regards offences against Municipal By-laws, and as regards other purely Municipal matters,) and all the powers and authority, rights and privileges appertaining to Justices of the Peace generally, and shall be subject in all respects except as otherwise provided by this Act, to the requirements of the law of the Province in and for which, or any District or County in which he may be appointed, respecting Police Magistrates and the office of Justice of the Peace ; but it shall not be necessary for any Commissioner of Police appointed under this Act to possess any property qualification or to be actually resident within any district,