

BACKING OF WARRANTS—Continued :

A Warrant of Distress may be endorsed (Schedule N 3.) and executed in the same manner,—Cap. 178, Sec. 18. (p. 13.)

For apprehension of a witness in another division, refusing to appear to a Summons,—Cap. 178, Sec. 6. (p. 6.); also, Cap. 179, Sec. 8. (p. 55.)

BAIL :

Defendant, if remanded, may be admitted to bail, on entering into a recognizance (Schedule E.) to appear at the next examination. If he do not then appear, a certificate thereof (Schedule F.) to be endorsed and recognizance to be transmitted to Clerk of the Peace,—Cap. 178, Sects. 3, 8, 12, 15. (pp. 4, 7, 9, 11.); also, Cap. 179, Sec. 13. (p. 59.) (Schedules Q 2, 3, 4.)

Recognizances of bail to be delivered to the Court in which the trial is to be had, on the first day of the sitting,—Cap. 179, Sec. 12. (p. 58.)

A person charged with *felony* may, if the evidence be sufficient to put him on his trial but not to warrant his committal, be bailed by *two* Justices, taking the recognizance (Schedule S 1, 2.) of the accused and his sureties for his appearance at the time of the trial; or if charged with a *misdemeanor*, by *one* Justice. In default of bail, he may be committed. Bail may be required to justify their sufficiency upon oath. Persons committed for felony may be bailed by order of any County Judge (being a Justice for the County); Justices to issue a Warrant of Deliverance. (Schedule S 3.) No person accused of *treason* or *murder* can be admitted to bail, except by order of a Judge of the Queen's Bench or Common Pleas,—who may also so admit any person accused of felony or misdemeanor,—Cap. 179, Sec. 15. (p. 61.)

On the admission of a person to bail after commitment for the offence charged, a Warrant of Deliverance (Schedule S 3.) shall be sent to the Gaoler for his discharge,—Cap. 179, Sec. 16. (p. 62.)

If the evidence against a person charged with felony be such as to cause strong presumption of guilt, he shall be committed without bail,—Cap. 179, Sec. 17. (p. 62.)

BENCH WARRANTS :

May issue when any competent Court shall direct,—Cap. 179, Sec. 2. (p. 51.)

BUILDINGS :

Belonging to any territorial division, may be described in Information and Proceedings as belonging to the inhabitants of such division,—Cap. 178, Sec. 4. (p. 5.)

BY-LAWS, OFFENCES UNDER :—See Municipal By-laws.

COMMITTAL :—See Gaol, Committal to.

COMPLAINANT :

(Summary Convictions.)

May conduct the Complaint, and have the witnesses examined by Counsel or Attorney,—Cap. 178, Sec. 11. (p. 8.)

Not appearing at the examination, the Complaint may be dismissed, or the hearing thereof adjourned,—Cap. 178, Sec. 12. (p. 9.)

May not be heard in reply to evidence produced by Defendant, Cap. 178, Sec. 13. (p. 10.)

Every prosecutor not having a pecuniary interest in the result, and every complainant, shall be a competent witness,—Cap. 178, Sec. 14. (p. 11.)

When an Information is dismissed with costs, they may be levied by distress (Schedule Q 1.) and in default thereof complainant may be committed (Schedule Q 2.) for not exceeding one month, unless costs and charges are sooner paid,—Cap. 178, Sec. 22. (p. 15.)