

THE HOUSE OF COMMONS OF CANADA

BILL 7.

An Act to amend the Criminal Code (Summary trials).

R.S., c. 36;  
1930, c. 11;  
1931, c. 28.

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

1. Subsection one of section seven hundred and seventy-four of the *Criminal Code*, chapter thirty-six of the Revised Statutes of Canada, 1927, as enacted by section thirteen of chapter twenty-eight of the statutes of 1931, is repealed, and the following is substituted therefor:—

Summary  
trial in  
certain cases.

- “774. (1) When any person is charged,
- (a) in the province of Ontario before a police magistrate, 10  
or before a stipendiary magistrate in any county, district or provisional county in such province;
  - (b) in the province of Manitoba before a police magistrate;
  - (c) in the province of Saskatchewan before a police 15  
magistrate;
  - (d) in any city or incorporated town, having a population of not less than 2,500, according to the last decennial or other census taken under the authority of an Act of Parliament of Canada, before any police or 20  
stipendiary magistrate or before any recorder of any such city or town, if he exercises judicial functions;
  - (e) in the Yukon Territory before any judge of the Territorial Court or a police magistrate; or
  - (f) in the province of Quebec before any district magis- 25  
trate or judge of the sessions,

with having committed any offence (except culpable homicide or any of the offences mentioned in section five hundred and eighty-three), or has been committed to a gaol in any county, district or provisional county under the warrant of any justice for trial on a charge of being guilty of any such offence, such person may, with his own consent, be tried before such recorder, judge or magistrate, as the case may be, and may, if found guilty, be sentenced to the punishment provided for such offence.”