

An Act to provide for the appointment of Crown Prosecutors for the Counties and Unions of Counties in Upper Canada.

WHEREAS for the better administration of Justice in the Criminal Courts of Upper Canada, it is expedient that a Prosecutor in Criminal cases should be appointed for each County and Union of Counties in Upper Canada: Be it therefore enacted, &c., as follows:—

Preamble.

5 I. Immediately after this Act comes into force, a Crown Prosecutor shall be appointed by the Governor for each County and Union of Counties in Upper Canada, and shall hold office during pleasure.

Crown Prosecutor to be appointed in each Court.

10 II. It shall be the duty of such Crown Prosecutor to prepare all indictments and lay the same before the Grand Juries, and to conduct to Judgment all prosecutions in which true bills are found against persons charged with criminal offences, in the County or Union of Counties for which he is so appointed, as well in the Courts of Oyer and Terminer and General Jail delivery, as in the Courts of General Quarter Sessions of the Peace, Recorders Courts, and Mayors Courts.

Duties of Crown Prosecutors.

15 III. The said Crown Prosecutors shall receive the sum of one pound for preparing each indictment, and the sum of one pound ten shillings for prosecuting each case to Judgment.

Their fees.

20 IV. In all cases prosecuted in the Courts of General Quarter Sessions of the Peace, the said above mentioned sums shall be paid to the Crown Prosecutor by the Treasurer of the County or Union of Counties in which the Court is held, and in all cases brought or tried in a Mayor's Court or Recorder's Court the same shall be paid by the Chamberlain of the City or Town, upon the Crown Prosecutor's filing with such Treasurer or Chamberlain, as the case may be, a statement shewing the name or names of the defendant or 25 defendants in any such prosecution, the nature of the offence, the verdict of the Petit Jury, and the sentence of the Court, accompanied by an affidavit made by himself and sworn to before a Justice of the Peace: and in all cases prosecuted in the Courts of Oyer and Terminer and General Jail Delivery, he shall be paid the said above mentioned sums in the same manner 30 as Queen's Counsel are now paid their fees.

How their fees shall be paid.

35 V. The said Crown Prosecutors shall in all cases prosecuted in the Court of General Quarter Sessions of the Peace, and in the Recorder's and Mayor's Courts, file all papers connected therewith in the office of the Clerk of the Peace of the County or Union of Counties, in which the prosecution is held: and in all cases prosecuted in the Courts of Oyer and Terminer, and General Jail Delivery, and finally disposed of by that Court, they shall be forthwith transmitted by him to the Clerk of the Crown at Toronto, to-

Return to be made by Crown Prosecutors.