

County Attorney to take oath of office.

VI. Every County Attorney, before he shall be qualified to act as such, shall take before some County Judge the following oath, that is to say :

The Oath.

“ I do swear that I will truly and faithfully, according to the best of my skill and ability, execute the several duties, powers and trusts of County Attorney for the County of _____ without favor or affection to any party. So help me God.”

Fees in cases conducted by him at trial, where costs are paid by Defendant.

VII. In every case of misdemeanor tried at the Court of Quarter Sessions, in which costs are or may be ordered to be paid by a Defendant, the County Attorney shall be entitled to fees as Attorney and Counsel for services rendered in such case, to be taxed by the Court according to the scale of allowance in the County Courts as nearly as the nature of such services will allow ; such fees in case of conviction to form part of the costs payable by a Defendant. And in all cases of felony tried as

And in cases of felony or misdemeanor when costs are not paid by Defendant.

aforesaid and in all cases of misdemeanor in which no costs have been ordered to be paid, or, if ordered to be paid, cannot be made of the Defendant, the County Attorney shall be entitled to receive for the services rendered by him in each case the sum of Twenty-five shillings, to be paid upon certificate of the Chairman of the Court of Quarter Sessions, and to form a portion of the expenses of the administration of Criminal Justice in Upper Canada ; and he shall on or before the tenth day of February in each year, render an account to the Inspector General, under oath, of all emoluments received by him under this Act for the then preceding year.

Account to be rendered by him.

Governor in Council to make regulations as to duties of County Attorneys, &c.

VIII. It shall and may be lawful for the Governor in Council to make such general regulations as to him shall seem expedient, for carrying out the provisions of this Act or any Act to be hereafter passed imposing duties upon County Attorneys, and also touching the office of County Attorney, and for the prosecution of offenders against the criminal laws of this Province, and from time to time to alter such regulations.

Clerks of the Peace hereafter appointed must be Barristers ;

And shall be County Attorneys.

IX. From and after the passing of this Act, no person shall be appointed a Clerk of the Peace for any County in Upper Canada, who is not a Barrister at law of not less than three years' standing at the Upper Canada Bar ; and such Clerk of the Peace shall be ex-officio County Attorney for the County of which he is Clerk of the Peace.

Case of unavoidable absence or illness of County Attorney provided for.

X. In case of the illness or unavoidable absence of the County Attorney, it shall be lawful for the Senior County Judge of the County Court of the County, to appoint some Barrister at law to act for such County Attorney during such illness or absence, and notice of such appointment and the cause thereof shall be sent by such County Attorney to the Governor, who may at any time annul such appointment.