

# SYNOPTICAL INDEX

TO THE

## THREE FOLLOWING ACTS

RELATING TO THE

### DUTIES, &c., OF JUSTICES OF THE PEACE.

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#### ACCOMPLICES OR ACCESSORIES :

Persons aiding, abetting or counselling the commission of offences, may be proceeded against with the principal offender, or before or after his conviction, either in the same Division or in that in which the offence of aiding, &c., was committed,—Cap. 178, Sec. 5. (p. 5.)

ACCUSED :—*See* Defendant.

#### ACTIONS AGAINST A JUSTICE : (Cap. 180.)

For things done within his jurisdiction, to be on the case as for a tort,—Sec. 1. (p. 86.)

Malice must be proved therein, or plaintiff shall be non-suited,—Sec. 1. —Except where he has exceeded his jurisdiction,—Sec. 2. (p. 86.)

Where he has exceeded his jurisdiction, any person injured thereby may maintain an action; but not for an act done under a Conviction or Order until the same is quashed, nor for an act done under a Warrant for appearance if a previous summons was disobeyed,—Sec. 2. (p. 86.)

When a Conviction or Order is made by one Justice, and a Warrant is granted thereon, any action for a defect in the Conviction, &c., or for want of jurisdiction, must be brought against the Justice making such Conviction,—Sec. 3. (p. 87.)

A Justice refusing to do any magisterial act may be required by either of the Superior or County Courts to do and execute the same, and no action shall lie against him for any act done in obedience to the order of such Court,—Sec. 4. (p. 87.)

After confirmation of any Conviction or Order, on appeal, no action shall lie for any act done under a warrant granted upon it,—Sec. 5. (p. 88.)

In any action brought contrary to this Act, Judge may set aside the proceedings,—Sec. 6. (p. 88.)

No action shall be brought unless within six months after the act complained of,—Sec. 7. (p. 88.)

One month's notice (in writing) must be given to a Justice of any intended action against him. Nature of notice,—Sec. 8. (p. 88.)

Venue to be laid, and action brought, in the County or Division where the act was committed or where the Justice complained against resides. Defendant may plead the General Issue, and give special matter in evidence. Action shall not be brought in any County or Division Court if Justice object thereto within six days after notice of such action; no new notice required of Action in another Court. County Courts to have jurisdiction in all such Actions, when the damages claimed do not exceed £30,—Sec. 9. (p. 88.)

The Justice may at any time tender (or pay into Court) a sum of money as amends for the injury complained of. If Jury award plaintiff no greater sum as damages, a verdict shall be given for defendant and his costs be deducted from the said money. If plaintiff accept the money in satisfaction of damages, he may obtain an order for the payment thereof from a Judge of the Court, and Defendant shall pay his taxed costs,—Sec. 10. (p. 89.)

If plaintiff, at the trial, fail to prove that Action was brought within time limited,—that due notice was given,—that the cause of action was stated therein,—and that such cause of action arose in the County, &c., laid as