

County Attorney for every County.

I. In every County in Upper Canada, there shall be a County Attorney for such County, to aid in the Local Administration of Justice, and to perform the several duties by this Act assigned to County Attorneys.

Who only may be appointed.

II. No person shall be appointed as a County Attorney, or shall act in that capacity, who shall not be a Barrister at Law of not less than three years' standing at the Upper Canada Bar, and be a resident in the County for which he shall be appointed; provided that any person now holding the Office of Clerk of the Peace, who is a Barrister at Law, may be appointed to the Office of County Attorney for the County of which he shall be Clerk of the Peace.

Clerks of the Peace otherwise qualified may be.

Governor to appoint, remove, &c.

III. It shall be lawful for the Governor to appoint a County Attorney for each and every County in Upper Canada, who shall hold office during pleasure, and upon the death, resignation or removal of any County Attorney, to supply the vacancy.

Neither County Attorney nor his partner to defend persons charged with criminal offences.

IV. No County Attorney shall, by himself or partner in business, act or be directly or indirectly concerned as Counsel or Attorney for any prisoner or party, in respect to any charge against such prisoner or party of treason, felony or other offence punishable under the criminal Law of this Province.

Duties of County Attorney:

V. It shall be the duty of every such County Attorney :

To receiving and examine informations, &c ;

First—To receive all informations, examinations, depositions, recognizances, inquisitions and papers connected with criminal charges which shall be transmitted to him by Magistrates and Coroners of the County,—to examine the same and to cause such charges to be further investigated where necessary, and additional evidence collected if required,—and also to sue out process when necessary to compel the attendance of witnesses and the production of papers, so that prosecutions at the Assizes and Quarter Sessions may not be unnecessarily delayed or fail through want of existing proof that might be secured ;

To secure attendance of witness ;

To institute and conduct prosecutions at Quarter Sessions ;

Secondly—To institute and conduct on the part of the Crown, prosecutions for felonies and misdemeanors at the Court of Quarter Sessions for the County he is appointed to, in the same manner as the Law Officers of Crown institute and conduct similar prosecutions at the Courts of Assize, and with like rights and privileges, except as to the right of entering a *nolle prosequi*, and generally to attend to all criminal business at such Court of Quarter Sessions,—to perform also the like duties in the Recorder's Court in those Cities wherein such Courts are or shall be erected ;

And Recorder's Courts ;

To watch over certain cases brought by

Thirdly—To watch over the conduct of cases at the Court of Quarter Sessions, wherein it is questionable if the conduct complained of be punishable by law, or where the particular act or omission