## Technical and Bibliographic Notes / Notes techniques et bibliographiques

L'Institut a microfilmé le meilleur exemplaire qu'il lui a

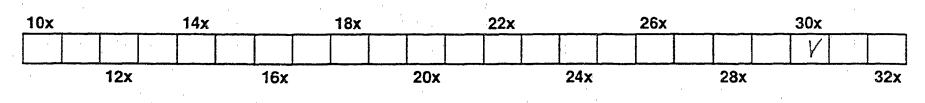
été possible de se procurer. Les détails de cet exem-

plaire qui sont peut-être uniques du point de vue bibli-

The Institute has attempted to obtain the best original copy available for filming. Features of this copy which may be bibliographically unique, which may alter any of the images in the reproduction, or which may significantly change the usual method of filming are checked below.

he images in the reproduction, or which may ignificantly change the usual method of filming are hecked below.	ographique, qui peuvent modifier une image reproduite, ou qui peuvent exiger une modification dans la métho- de normale de filmage sont indiqués ci-dessous.		
Coloured covers / Couverture de couleur	Coloured pages / Pages de couleur		
Covers damaged /	Pages damaged / Pages endommagées		
Couverture endommagée	Pages restored and/or laminated / Pages restaurées et/ou pelliculées		
Covers restored and/or laminated /			
Couverture restaurée et/ou pelliculée	Pages discoloured, stained or foxed / Pages décolorées, tachetées ou piquées		
Cover title missing / Le titre de couverture manque	Pages detached / Pages détachées		
Coloured maps / Cartes géographiques en couleur	Showthrough / Transparence		
Coloured ink (i.e. other than blue or black) /			
Encre de couleur (i.e. autre que bleue ou noire)	Quality of print varies / Qualité inégale de l'impression		
Coloured plates and/or illustrations /			
Planches et/ou illustrations en couleur	Includes supplementary material / Comprend du matériel supplémentaire		
Bound with other material /			
Relié avec d'autres documents	Pages wholly or partially obscured by errata slips,		
	tissues, etc., have been refilmed to ensure the best		
Only edition available /	possible image / Les pages totalement ou		
Seule édition disponíble	partiellement obscurcies par un feuillet d'errata, une		
Tight binding more stand, and the stand	pelure, etc., ont été filmées à nouveau de façon à		
Tight binding may cause shadows or distortion along	obtenir la meilleure image possible.		
interior margin / La reliure serrée peut causer de l'ombre ou de la distorsion le long de la marge	Opposing pages with varying colouration or		
intérieure.	discolourations are filmed twice to ensure the best		
	possible image / Les pages s'opposant ayant des		
Blank leaves added during restorations may appear	colorations variables ou des décolorations sont		
within the text. Whenever possible, these have been	filmées deux fois afin d'obtenir la meilleure image		
omitted from filming / II se peut que certaines pages	possible.		
blanches ajoutées lors d'une restauration			
apparaissent dans le texte, mais, lorsque cela était possible, ces pages n'ont pas été filmées.			
	is bound in as last page in		
— Commentaires supplémentaires: book but filmed	as first page on fiche.		

This item is filmed at the reduction ratio checked below / Ce document est filmé au taux de réduction indiqué ci-dessous.



1st Session, 5th Parliament, 18 Victoria, 1854.

## BILL.

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

Received and Read First time, Tuesday, 10th October, 1854.

Second Reading, Tuesday, 17th Oct., 1854.

MR. MOKERLIE.

BILL.

[No. 110.

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 Preamble. 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 :---

110

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

II. It shall be the duty of such Crown Prosecutor to prepare all indict- Duties of ments and lay the same before the Grand Juries, and to conduct to Judg- Crown Prose-10 ment 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.

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

IV. In all cases prosecuted in the Courts of General Quarter Sessions of How their fees the Peace, the said above mentioned sums shall be paid to the Crown Prose- shall be paid. 20 cutor 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.

V. The said Crown Prosecutors shall in all cases prosecuted in the Court Return to be of General Quarter Sessions of the Peace, and in the Recorder's and Mayor's made by Courts, file all papers connected therewith in the office of the Clerk of the Crown Prose-Peace of the County or Union of Counties, in which the prosecution is 35 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-

pointed in each Court.

cutors.

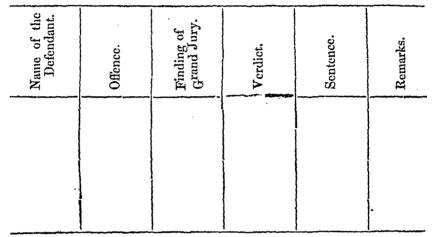
## 1854.]

gether with a schedule in the form hereunto annexed, marked "A", and an affidavit in the form as near as may be in the form of affidavit annexed to this Act, made by the Crown Prosecutor and sworn to before a Justice of the Peace, which said papers shall be filed in the Crown office by the Clerk of the Crown.

õ

Qualification. VI. No person shall be appointed a Crown Prosecutor under this Act unless he is a Barrister of at least three years standing.

Commencement of Act. VII. This Act shall come into force and effect, upon, from and after the first day of January, 1855.



SCHEDULE A, referred to in the 5th section of this Act.

FORM of Affidavit referred to in section 5 of this Act.

I, A. B., of the of , Crown Prosecutor for the County (or Union of Counties as the case may be) of do solemnly swear that the Schedule hereunto annexed is just and true, and contains a true statement of the facts therein set forth; and that the cases mentioned therein were prosecuted, as appears by said Schedule, at the Courts of Oyer and Terminer and General Jail Delivery, held at in the County of in the month of 185

Sworn before me at in the Court of the day o , A.D. 185 C. D.	f	Signed,	<u>А</u> . В.
Commr. for receiving affidavits in E R. or C. P. (as the case may be.)	•. }		