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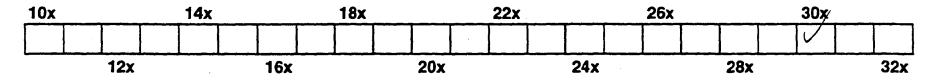
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V



3rd Session, 6th Parliament, 23 Victoria, 1860.

BILL.

An Act to amend Chapter Seventeen of the Consolidated Statutes for Upper Canada, as regards the appointment of Constables.

Received and Read, first time, Friday, 23rd March, 1860.

Second reading, Monday, 26th March, 1860.

MR. HOLMES.

No: 98.7

Г1860.

An Act to amend the Chapter Seventeen of the Consolidated Statutes for Upper Canada, as regards the appointment of Constables.

WHEREAS by the tenth section of Chapter Seventeen of the Con-Preamble. solidatedStatutes for Unper Canada Country of Coun solidatedStatutes for Upper Canada, Courts of Quarter Sessions in Upper Canada are required in the month of March in each year, to appoint a High Constable and a sufficient number of Constables in the several

- 5 places in their respective Counties; and whereas the annual appointment of Constables is attended with much expense and inconvenience.
- and it is expedient that the said provision should be repealed, and the Constables should be placed in a more permanent position than heretofore :
- Therefore; Her Majesty &c. enacts as follows : 10

I. From and after the day next before the first general Quarter Section 10 of Sessions of the Peace, to be holden in the year of our Lord, one c. 17 of Con. thousand eight hundred and sixty-one, the tenth section of the Actd Stat. U. C., repealed. cited in the preamble, shall be repealed.

II. The Magistrates at the first general Quarter Sessions of the J. P.'s in 15Peace to be holden in each County in Upper Canada in the said year Quarter Sesone thousand eight hundred and sixty-one, shall appoint a sufficient to appoint number of fit and proper persons to act as Constables, in each Township, constables. Incorporated Village, Police Village and place within their respective

20 Counties.

III. The persons so appointed as Constables, shall, before entering Constables to on the duties of office, take and subscribe the following oath, which any Justice of the Peace may administer :---

"I, _____, having been appointed Constable for the County 25 of _____, (or United Counties of, as the case may be,) do solemnly swear that I will truly, faithfully, and impartially perform the duties appertaining to the said office, according to the best of my skill and . ability. So help me God."

IV. Every such Constable so appointed, and having taken the afore-30 said oath, shall continue in office at least one year, and shall further continue in office from year to year without re-appointment, unless he shall claim exemption from serving as such Constable, in which case he shall be released at any time after the end of the first year, when he shall legally claim, and be entitled to, such exemption: Provided al-35 ways, that the Magistrates at any time in general Quarter Sessions of appointment the Peace assembled in any County, may dismiss any person from from time to the office of Constable for dereliction of duty or other reasonable time. cause, and may at any time appoint such additional number of Constables as they in their discretion may consider necessary.

be sworn.

The oath.

Continuance in office.

Proviso : for dismissal and Recial constables may be appointed by one Justice under Con. Stat. con. cap. 104. V. Notwithstanding anything to the contrary in chapter 104 of the Consolidated Statutes of Canada, any one Justice of the Peace may, in Upper Canada, appoint special Constables in any case in which, by virtue of the said chapter, such appointment may be made by any two or more Justices of the Peace, and the provisions of the said Act shall apply to and with respect to such appointment by any one Justice in like manner, as to appointments made by two Justices.

Act limited to VI. This Act shall apply only to Upper Canada. U. C. 5