

For petit jurors in the case of proprietors an assessed total value of at least four hundred dollars, but not more than one thousand dollars, and in the case of occupants and lessees, an assessed annual value of at least forty dollars, but not more than one hundred dollars.

C A P . X I V .

An Act respecting the duties of certain Judicial Offices in cases of vacancy.

[Assented to 1st February, 1870.]

HER MAJESTY, by and with the advice and consent of the Legislature of Quebec, enacts and declares as follows :

Duties of sheriffs, &c., in case death, &c., discharged pro. tem. by the deputy.

1. Any deputy appointed by any sheriff, prothonotary or clerk of the circuit court, may, in the event of the death, removal, suspension or resignation of the said officer, discharge his duties until a successor shall be appointed to such officer.

Deputies and successors may complete the acts, &c., of sheriffs, &c., in the event of death, &c.

2. Any duty prescribed by law which, at the time of his death, removal, suspension or resignation, shall not have been discharged by any sheriff, prothonotary or clerk of the circuit court, may have been and may be performed and discharged by his deputy or by his successor, and all the acts registered but not signed or not completed, by such sheriff, prothonotary or clerk of the circuit court, may have been and may be signed or completed by his deputy or by his successor.

C A P . X V .

An Act respecting the Tariffs of Fees of certain Officers of Justice.

[Assented to 1st February, 1870.]

HER MAJESTY, by and with the advice and consent of the Legislature of Quebec, enacts as follows :

Lieut.-Gov. in Council may make, &c., tariffs of fees of high constables, &c., for certain services.

1. The lieutenant-governor in council may from time to time make, modify, or repeal any tariff of fees payable to high constables, bailiffs or constables, for their services in the execution of any order of justices of the peace, of the court of Queen's bench, in the exercise of its original jurisdiction in criminal matters, or of the court of quarter sessions or general sessions of the peace, in any district of this province ; and may revoke any tariff, for the officers

hereinabove mentioned now in force ; but every such tariff shall remain in force until it shall be revoked as aforesaid.

2. Section six, of chapter one hundred of the consolidated statutes for Lower Canada, shall apply to all contraventions of any tariff of fees made and established under this act. See 6 of ch. 100 C. S. L. C. to apply to tariffs under this act.

3. That part of section twelve of chapter ninety-seven of the consolidated statutes for Lower Canada, which confers upon the court of quarter or general sessions of the peace, and upon the court of Queen's bench, the power of making and establishing tariffs of fees for the said officers, and section fifty-nine of chapter one hundred and two of the consolidated statutes of Canada, are hereby repealed. Part of sec. 12, of c. 97, C. S. L. C., and sec. 59 of C. S. C. repealed.

4. In the case of felony, any justice of the peace who has ordered the arrest of a person accused, or any justice of the peace for the territorial division, wherein, according to the warrant, the offence has been committed, after having received the certificate of the gaoler establishing that the accused has been committed to gaol, and after having established, according to the tariff in force, the sum which should be paid to the high constable, or to the constable, or other person for having arrested the accused and conveyed him to prison, may address to the sheriff of the territorial division in which it is alleged that the offence was committed an order in conformity with the following schedule, commanding such sheriff to pay to the said high constable, or constable, or other person, the sum so established ; and on production of such order, the sheriff shall pay the amount thereof. Constables expenses in cases of felony how taxed and paid.

SCHEDULE.

To (*name of the sheriff*)
Sheriff of the district of

Whereas A. B., (*name of the high constable or constable*) hath laid before me, one of the justices of the peace for the district of _____, the certificate hereunto annexed of C.D., gaoler of the common gaol of the district of _____ ; and whereas, I have ascertained that, according to the tariff now in force, the said A. B., is entitled to the sum of _____ for having arrested and conveyed E. F., (*name of the accused*) to the said prison ; these presents are therefore to command you as sheriff of the said district of _____ to pay to the said A. B., the said sum of _____

And for making the said payment this shall be your sufficient warrant.

L.M.
L.P.