

1970

c 191 General Sessions Act

Ontario

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CHAPTER 191

The General Sessions Act

1. In this Act,

Interpretation

(a) "chief judge" means the Chief Judge of the County and District Courts;

(b) "court" means a court of general sessions of the peace. 1961-62, c. 50, s. 1.

2. The courts of general sessions of the peace have jurisdiction to try all criminal offences except the offences mentioned in subsection 2 of section 413 of the Criminal Code (Canada). R.S.O. 1960, c. 163, s. 2.

Jurisdiction 1953-54, c. 51 (Can.)

3. In each year the sittings of each court of general sessions of the peace shall be held at such time or times as is ordered by the chief judge, and the order of the chief judge shall be deemed to be a regulation to which The Regulations Act applies. 1970, c. 99, s. 1.

Sittings R.S.O. 1970, c. 410

4. In any county, two or more concurrent sittings of the court may be held for the trial of cases with or without a jury and the hearing of appeals. R.S.O. 1960, c. 163, s. 4.

Concurrent sittings

5. The sittings of the court shall be held in the county town of the county, unless the chief judge authorizes the holding of the sittings at some other place in the county. R.S.O. 1960, c. 163, s. 5; 1961-62, c. 50, s. 2.

Place of sittings

6. In the provisional judicial districts, sittings of the court shall be held at the same time and place as the sittings of the district courts for the trial of issues of fact and assessment of damages with or without a jury. R.S.O. 1960. c. 163, s. 6.

Sittings in provisional judicial districts

7. The judge of the county or district court, as the case may be, or a junior or an acting judge shall be the chairman of the court and shall preside at the sittings thereof. R.S.O. 1960, c. 163, s. 7.

Who may preside

8. Where a judge is present, it is not necessary in order to constitute the court that a justice of the peace be present. R.S.O. 1960, c. 163, s. 8.

Presence of justice unnecessary

Adjourn-
ment of
sittings

9.—(1) Where a judge is unable to hold the sittings at the time appointed, the sheriff or his deputy may, by proclamation, adjourn the court to any hour on the following day to be by him named, and so from day to day until a judge is able to hold the court or until he receives other directions from the judge or from the chief judge. R.S.O. 1960, c. 163, s. 9 (1); 1961-62, c. 50, s. 4, *part*.

Notice

(2) The sheriff shall forthwith give notice of such adjournment to the chief judge. R.S.O. 1960, c. 163, s. 9 (2); 1961-62, c. 50, s. 4, *part*.

Rules, fees,
forms

10. Subject to the approval of the Lieutenant Governor in Council, the Rules Committee may,

- (a) make rules for regulating the practice and procedure in the county and district courts;
- (b) make rules and regulations regulating and fixing all fees payable to the Crown in respect of proceedings in such courts;
- (c) prescribe a tariff of fees to be allowed to solicitors and counsel practising in such courts;
- (d) prescribe forms for use in such courts. R.S.O. 1960, c. 163, s. 10.