

1914

c 17 Public Officers' Fees Act

Ontario

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Bibliographic Citation

Public Officers' Fees Act, RSO 1914, c 17

Repository Citation

Ontario (1914) "c 17 Public Officers' Fees Act," *Ontario: Revised Statutes*: Vol. 1914: Iss. 1, Article 20.

Available at: <http://digitalcommons.osgoode.yorku.ca/rso/vol1914/iss1/20>

CHAPTER 17.

An Act respecting the Fees of certain Public Officers.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. This Act may be cited as *The Public Officers Fees Act*. Short title.
10 Edw. VII. c. 5, s. 1.

2. In this Act "net income" shall mean the excess of all fees and emoluments, including receipts in the current year, whether on account of the earnings and salary of such year or of any former year, by an officer by virtue of all his offices, after deducting the disbursements incident to the business of the office or offices held by him. Interpretation of "net income."
10 Edw. VII. c. 5, s. 2.

CROWN ATTORNEYS, AND CLERKS OF THE PEACE.

3.—(1) Every Crown Attorney, whether he is or is not Clerk of the Peace, and every Clerk of the Peace, shall be entitled to retain to his own use in each year his net income up to \$2,000. Crown Attorneys and Clerks of the Peace.

(2) Of the net income of each year over \$2,000 he shall pay to the Treasurer of Ontario the following percentages, Percentage payable to the Province.

- (a) On the excess over \$2,000, up to \$2,500, ten per cent. thereof;
- (b) On the excess over \$2,500, up to \$3,000, twenty per cent. thereof;
- (c) On the excess over \$3,000, up to \$3,500, thirty per cent. thereof;
- (d) On the excess over \$3,500, fifty per cent. thereof.

(3) This section shall not apply to a Crown Attorney or Clerk of the Peace for a Provisional Judicial District.
10 Edw. VII. c. 5, s. 3.

OFFICERS OF THE HIGH, COUNTY, AND SURROGATE COURTS.

4.—(1) Every Local Registrar of the High Court, Deputy Clerk of the Crown, Clerk of the County Court and Registrar of the Surrogate Court shall be entitled to retain to his own use in each year his net income up to \$2,500. High Court, County Court and Surrogate Court Fees.

Percentage payable to Province.

(2) Of the net income of each year over \$2,500 he shall pay to the Treasurer of Ontario the following percentages:—

- (a) On the excess over \$2,500, up to \$3,000, ten per cent. thereof;
- (b) On the excess over \$3,000, up to \$3,500, twenty per cent. thereof;
- (c) On the excess over \$3,500, up to \$5,000, fifty per cent. thereof;
- (d) On the excess over \$5,000, ninety per cent. thereof.
10 Edw. VII. c. 5, s. 4.

SHERIFFS.

Sheriffs.

5. Every Sheriff shall be entitled to retain to his own use in each year his net income up to \$6,500, but shall pay to the Treasurer of Ontario 90 per cent. of the excess over that sum.
2 Geo. V. c. 17, s. 2.

Sheriffs in Provisional Judicial Districts.

6. The Lieutenant-Governor in Council may pay to the Sheriffs and other officers of every Provisional Judicial District by way of salary or otherwise out of any unappropriated moneys belonging to the Consolidated Revenue Fund, such several sums of money as he may think reasonable for the services performed by such officers. 3-4 Geo. V. c. 18, s. 6.

DIVISION COURT CLERKS.

Fees to be retained by Division Court Clerks.

7.—(1) Every Division Court Clerk shall be entitled to retain to his own use in each year all the fees and emoluments earned by him in that year up to \$2,000.

Percentage payable to Province.

(2) Of the fees and emoluments earned by any Division Court Clerk in each year he shall pay to the Treasurer of Ontario a percentage of 20 per cent. on the excess over \$2,000.

GENERAL PROVISIONS.

Returns to be made to Provincial Treasurer.

8. On or before the 15th day of January in each year every officer affected by this Act shall transmit to the Treasurer of Ontario a return under oath of all his fees and emoluments, including his salary, if any, whether received in cash or not, and also the disbursements incident to the business of the office or offices held by him, up to and including the 31st day of December of the next preceding year; and shall with such return transmit such portion of the fees and emoluments received by him during the next preceding year as he is required under this Act to pay to such Treasurer. 10 Edw. VII. c. 5, s. 6.

9. The money referred to in the next preceding section, when received, shall form part of the Consolidated Revenue Fund. 10 Edw. VII. c. 5, s. 7. Application of moneys received by the Province.

10.—(1) The Lieutenant-Governor in Council may make rules and regulations for the management of the offices of such officers, and may, thereby, confer on the inspectors thereof such powers as may be deemed necessary for carrying out the provisions of this and all other Acts relating to the duties of such officers. Rules and regulations for management of offices.

(2) Such rules and regulations shall be laid before the Assembly within the first ten days of the session next after the making thereof. 10 Edw. VII. c. 5, s. 8. To be laid before Assembly.

11. The disbursements of such officers shall be subject to the revision of the inspectors, and for the purposes of such revision an inspector shall have power to take evidence and examine witnesses under oath. 10 Edw. VII. c. 5, s. 9. Disbursements to be subject to revision of inspectors.
