

1914

c 79 Judges' Orders Enforcement Act

Ontario

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CHAPTER 79.

An Act respecting the Enforcement of Judges' Orders in matters not in Court.

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 Judges' Orders Enforcement Act*. 9 Edw. VII. c. 46, s. 1.

2. Where jurisdiction is given to a Judge as *persona designata*, and no other mode of exercising it is prescribed, he shall have jurisdiction as a Judge of the Court to which he belongs, and the same jurisdiction for enforcing his orders, as to proceedings generally, as to costs and otherwise as in matters under his ordinary jurisdiction as a Judge of such Court. 9 Edw. VII. c. 46, s. 2.

3.—(1) Where made by a Judge of the Supreme Court the order may be filed in the Central Office of the Supreme Court, or with a local registrar, deputy registrar or deputy clerk of the Crown, and where made by a Judge of a County or District Court the order may be filed with the clerk of the court.

(2) Upon an order being so filed it shall become an order of the Supreme Court or of the County or District Court, as the case may be, and may be enforced in the same manner and by the like process as if the order had been made by such Court.

(3) The like fees shall be payable as are payable upon the issue of an order made by the Judge in the exercise of his ordinary jurisdiction.

(4) The order shall be entered in the same manner as a judgment of the Court in which the order is so filed.

4. There shall be no appeal from such order unless appeal is expressly authorized by the statute giving the jurisdiction or unless special leave is granted by the Judge making the order or by a Judge of the Supreme Court, in which case the appeal shall be to a Divisional Court whose decision shall be final. 9 Edw. VII. c. 46, s. 4.