



PRINCE EDWARD ISLAND
ÎLE-DU-PRINCE-ÉDOUARD

PROVINCIAL COURT ACT

PLEASE NOTE

This document, prepared by the *Legislative Counsel Office*, is an office consolidation of this Act, current to March 31, 2022. It is intended for information and reference purposes only.

This document is *not* the official version of the Act. The Act and the amendments as printed under the authority of the Queen's Printer for the province should be consulted to determine the authoritative statement of the law.

For more information concerning the history of this Act, please see the *Table of Public Acts* on the Prince Edward Island Government web site (www.princeedwardisland.ca).

If you find any errors or omissions in this consolidation, please contact:

Legislative Counsel Office
Tel: (902) 368-4292
Email: legislation@gov.pe.ca



PROVINCIAL COURT ACT CHAPTER P-25

Act repealed by 2021,c.15,s.63 except sections 14-16.

JUSTICE OF THE PEACE

14. Justices of the peace, appointment

- (1) The Lieutenant Governor in Council may appoint such and so many persons as justices of the peace as he or she may consider advisable for the better administration of justice in the province.

Municipal jurisdiction

- (1.1) The Minister in making an appointment under subsection (1) may limit the jurisdiction of a justice of the peace to matters related to the enforcement of municipal laws.

Designation for purposes of the *Marriage Act*

- (1.2) When making an appointment of a justice of the peace under subsection (1), the Lieutenant Governor in Council may designate the justice of the peace as a justice of the peace who may perform marriage ceremonies under the *Marriage Act*.

Term of office

- (2) A person appointed as a justice of the peace under subsection (1) holds office for a term prescribed by the Lieutenant Governor in Council not exceeding five years but upon the expiration of his or her term of office he or she may apply to the Lieutenant Governor in Council for reappointment.

Certificate of office

- (3) Where a person is appointed under subsection (1), the Lieutenant Governor in Council shall issue a certificate to the person specifying thereon the name, address and term of office of the justice of the peace, and whether the justice of the peace is designated as a justice of the peace who may solemnize marriages under the *Marriage Act*; a justice of the peace while exercising a jurisdiction vested in him or her shall prominently display his or her certificate. *R.S.P.E.I. 1974, Cap. P-24,s.14; 1992,c.55,s.1; 1996,c.32,s.6; 1997,c.2,s.5; 2005,c.12,s.10; 2010(2nd),c.24,s.3,5,7.*

15. Removal from office

Justices of the peace may be removed from office by the Lieutenant Governor in Council for cause or where in the opinion of the Lieutenant Governor in Council the province does not require a justice of the peace in the area in which the justice of the peace resides. *R.S.P.E.I. 1974, Cap. P-24,s.16; 1992,c.55,s.2; 1996,c.32,s.6.*

16. Jurisdiction

Notwithstanding any Act to the contrary, justices of the peace have jurisdiction to hear and accept guilty pleas and not guilty pleas for offences or violations or non-compliance under any Act of the province or any bylaw made under the authority of any such Act, and may impose such fines, penalties and terms of imprisonment as may be prescribed for committing such offences, and may collect and give receipts for payment of any fines or penalties paid.

1978,c.17,s.1; 1992,c.55,s.3.

