



PLEASE NOTE

This document, prepared by the [Legislative Counsel Office](#), is an office consolidation of this regulation, current to February 01, 2004. It is intended for information and reference purposes only.

This document is *not* the official version of these regulations. The regulations and the amendments printed in the [Royal Gazette](#) should be consulted to determine the authoritative text of these regulations.

For more information concerning the history of these regulations, please see the [Table of Regulations](#).

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

Legislative Counsel Office
Tel: (902) 368-4291
Email: legislation@gov.pe.ca

CHAPTER P-25
PROVINCIAL COURT ACT
REGULATIONS

Made by the Lieutenant Governor in Council under the *Provincial Court Act* R.S.P.E.I. 1988, Cap. P-25

1. In all summary prosecutions for the enforcement of any statute or regulation or bylaw of the Province, or for the recovery or imposing of any fine, imprisonment, or other penalty thereby provided, notwithstanding any procedure prescribed therefor by any statute of the Province, the proceedings may be had and taken in all respects under the procedure laid down by Part XXVII of the *Criminal Code* (Canada) R.S.C. 1985, Chap. C-46. (EC946/76)

Procedure on
summary
prosecutions

2. (1) Any judge of the Provincial Court may appoint one or more Justices of the Peace as a clerk.

Clerks

(2) If the judge is unable to be present at the time and place fixed for hearing or determination of any case or matter, a clerk appointed under subsection (1) may adjourn the hearing or determination thereof to such later time and place and with the like effect as the judge could have adjourned the same if the judge had been present. (EC946/76; 666/03)

Function of clerk
where judge not
present