

The Commissioners for Oaths Act

being

Chapter 46 of *The Revised Statutes of Saskatchewan, 1920*
(Assented to November 10, 1920).

NOTE:

This consolidation is not official. Amendments have been incorporated for convenience of reference and the original statutes and regulations should be consulted for all purposes of interpretation and application of the law. In order to preserve the integrity of the original statutes and regulations, errors that may have appeared are reproduced in this consolidation.

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CHAPTER 46

An Act respecting Commissioners to Adminster Oaths

Short title

1 This Act may be cited as *The Commissioners for Oaths Act*.

R.S.S. 1920, c.46, s.1.

Appointment: within Saskatchewan

2(1) The Lieutenant Governor in Council may, by commission under his hand and the seal of the province, appoint such and so many persons, being British subjects, as he thinks necessary to administer oaths and take and receive affidavits, declarations and affirmations within Saskatchewan.

(2) The commissioners so appointed shall be styled commissioners for oaths.

R.S.S. 1909, c.66, s.1; 1919-20, c.18, s.2; R.S.S. 1920, c.46, s.2.

Appointment: without Saskatchewan

3(1) The Lieutenant Governor in Council may, by commission under his hand and the seal of the province, appoint such and so many persons as he thinks necessary to administer oaths and take and receive affidavits, declarations and affirmations without Saskatchewan in or concerning any cause, matter or thing depending in any court of law in Saskatchewan or in any wise concerning any of the proceedings in any such court; and every oath, affidavit, declaration or affirmation taken or made as aforesaid shall be as valid and effectual, and shall be of the like force and effect to all intents and purposes as if such oath, affidavit, declaration or affirmation had been administered, taken, sworn, made or affirmed before a commissioner for taking affidavits within Saskatchewan or other competent authority of the like nature.

(2) The commissioners so appointed shall be styled commissioners for oaths without Saskatchewan.

R.S.S. 1909, c.66, s.2; R.S.S. 1920, c.46, s.3.

Solicitors are commissioners

4 All duly enrolled solicitors of Saskatchewan shall be commissioners for oaths and shall be so styled, and may exercise, either within or without Saskatchewan, the powers conferred by this Act.

R.S.S. 1909, c.66, s.3; 1915, c.43, s.13; R.S.S. 1920, c.46, s.4.

Existing appointments continued

5 All persons appointed before the twenty-sixth day of May, 1906, as commissioners for taking affidavits in the North-West Territories and who at that date were resident in Saskatchewan shall continue during pleasure to be commissioners for oaths and all persons appointed before that date commissioners without the Territories for taking affidavits in and for the Supreme Court of the North-West Territories shall continue during pleasure to be commissioners for oaths without Saskatchewan and shall be so styled.

R.S.S. 1909, c.66, s.4; R.S.S. 1920, c.46, s.5.

Duration of commission

6 All commissions existing on the tenth day of December, 1919, shall continue during pleasure.

1919-20, c.18, s.3 (redrawn); R.S.S. 1920, c.46, s.6.

Fee for commission

7 For every commission issued under this Act there shall be payable to the consolidated fund of the province such sum as may be fixed by the Lieutenant Governor in Council.

1912-13, c.22, s.1; R.S.S. 1920, c.46, s.7.

Commissioned officers are commissioners for oaths

8 Every person holding a commission as an officer in His Majesty's military or naval forces, is hereby empowered to administer oaths and take and receive affidavits, declarations and affirmations outside the province in or concerning any cause, matter or thing depending or in any wise concerning any of the proceedings in a court of law in the province; and every oath, affidavit, declaration or affirmation heretofore or hereafter taken or made and purporting to have been taken or made before such officer as aforesaid shall be as valid and effectual and shall be of the like force and effect to all intents and purposes as if such oath, affidavit, declaration or affirmation had been administered, taken, sworn, made or affirmed before a commissioner for taking affidavits within the province or other competent authority of the like nature, provided the officer states his name, rank, and the company, regiment, battalion or corps to which he is attached.

1917, c.34, s.14; R.S.S. 1920, c.46, s.8.