

UNEDITED

The Judges' Orders Enforcement Act

being

Chapter 77 of *The Revised Statutes of Saskatchewan, 1953*
(effective February 1, 1954).

FOR HISTORICAL REFERENCE ONLY

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 77

An Act respecting Judges' Orders in matters not in Court

Short title

1 This Act may be cited as *The Judges' Orders Enforcement Act*.

R.S.S. 1953, c.77, s.1.

Jurisdiction of judge

2(1) Unless otherwise provided by the statute under which he acts, where jurisdiction is given to a judge as *persona designata*, he shall, in addition to the powers conferred by such statute, have the same jurisdiction as to proceedings generally and as to costs and otherwise and for enforcing his orders as in matters under his ordinary jurisdiction as a judge of the court to which he belongs.

(2) A judge acting as *persona designata* shall have the same immunity from legal liability as he has when exercising his ordinary jurisdiction as a judge of the court.

(3) All orders made by a judge so acting may be issued as if they were made in matters in court, or they may simply be signed by the judge.

R.S.S. 1940, c.71, s.2; 1942, c.16, s.1; R.S.S. 1953, c.77, s.2.

Filing orders

3 Every order made by a judge of the Court of Queen's Bench acting as *persona designata* may be filed in the office of the local registrar of the court for the judicial district in which the matter is heard, and every order made by a judge of a district court acting as *persona designata* may be filed with the clerk of that court, and such order upon being so filed shall become an order of the Court of Queen's Bench or of the 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 either of the said courts respectively.

R.S.S. 1940, c.71, s.3; R.S.S. 1953, c.77, s.3.

Fees on filing

4 The like fees shall be payable on every such order as are payable upon the issue of an order made by the judge in the exercise of his ordinary jurisdiction.

R.S.S. 1940, c.71, s.4; R.S.S. 1953, c.77, s.4.

Entry of orders

5 Every order so filed shall be entered in the same manner as a judgment of the court in which the order is so filed.

R.S.S. 1940, c.71, s.5; R.S.S. 1953, c.77, s.5.

Appeal

6(1) No appeal lies from an order made by a judge acting as *persona designata* unless an appeal is expressly authorized by the Act giving the jurisdiction, or unless special leave is granted by the judge, or, where the judge is a judge of the district court, by such judge or, in the event of his refusal, by a judge of the Court of Appeal.

(2) Subject to the provisions of the Act authorizing the appeal, the procedure on such appeal shall be the same as is or may be provided on an appeal from a final order, judgment or decision in a civil action of the court to which the judge making the order belongs, given, pronounced or made at or after the trial of the action.

R.S.S. 1940, c.71, s.6; 1941, c.14, s.1; R.S.S.
1953, c.77, s.6.