

UNEDITED

# *The Crown Suits (Costs) Act*

*being*

Chapter 80 of *The Revised Statutes of Saskatchewan, 1953*  
(effective February 1, 1954).

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FOR HISTORICAL REFERENCE ONLY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.

## CHAPTER 80

### An Act respecting Payment of Costs by and to the Crown in Certain Actions and other Civil Proceedings

#### Short title

1 This Act may be cited as *The Crown Suits (Costs) Act*.

R.S.S. 1953, c.80, s.1.

#### Order for payment of costs by or to Her Majesty

2 In an action or other civil proceeding instituted before any court in Saskatchewan by Her Majesty or by the Attorney General or any person on behalf of Her Majesty, or in any other action or civil proceeding to which Her Majesty or the Attorney General or any person on behalf of Her Majesty is a party, the costs of and incidental to the action or proceeding shall be in the discretion of the court, to be exercised in the same manner and on the same principles as between subject and subject, and the court may order payment of costs by or to Her Majesty accordingly.

R.S.S. 1940, c.74, s.2; R.S.S. 1953, c.80, s.2.

#### Recovery of costs by Her Majesty

3 When costs are awarded to Her Majesty, the same remedies as are authorized for enforcing payment of costs as between subject and subject shall be available for the recovery thereof.

R.S.S. 1940, c.74, s.3; R.S.S. 1953, c.80, s.3.

#### Recovery of costs from Her Majesty

4(1) When costs are awarded to any party against Her Majesty, such party shall obtain from the taxing officer and forward to the Provincial Treasurer a certificate of taxation stating the total amount of the costs as taxed.

(2) Upon receipt of the certificate the Provincial Treasurer shall pay out of moneys in his hands for the time being applicable thereto, or which may thereafter be voted by the Legislature for that purpose, the amount of the taxed costs.

R.S.S. 1910, c.74, s.4; R.S.S. 1953, c.80, s.4.

#### Application of Act

5 This Act does not apply to proceedings against the Crown under *The Proceedings against the Crown Act*.

R.S.S. 1940, c.74, s.5; 1952, c.36, s.1; R.S.S. 1953, c.80, s.5.