



CANADA

CRIMINAL CODE
AND
SELECTED STATUTES
1955

CRIMINAL CODE

Chapter 51, 2-3 Elizabeth II,
1953-54

AND
SELECTED STATUTES

Prepared under the direction of
The Minister of Justice

Price: \$7.50

EDMOND CLOUTIER, G.M.G., O.A., D.S.P.
QUEEN'S PRINTER AND CONTROLLER OF STATIONERY
OTTAWA, 1954.

CONTENTS

	PAGE
Foreword.....	ii
→ 1. Table of Contents of Criminal Code.....	iv
2. Criminal Code (1953-54, ch. 51).....	1
3. Index to Criminal Code.....	291
4. Tables of Concordance.....	335
5. Table of Contents of Selected Statutes.....	356
6. Selected Statutes	
R.S.C. 1952	
Chapter	
307—Canada Evidence Act.....	357
Amended by c.2 of 1952-53 Statutes.....	375
Amended by s. 749 of Criminal Code	
322—Extradition Act.....	377
Amended by s. 751 of Criminal Code	
127—Fugitive Offenders Act.....	391
144—Identification of Criminals Act.....	399
158—Interpretation Act.....	401
Amended by R.S.C., 1952, c. 327.....	417
Amended by c. 9 of 1952- 53 Statutes.....	419
160—Juvenile Delinquents Act.....	421
171—Lord's Day Act.....	439
198—Official Secrets Act.....	445
201—Opium and Narcotic Drug Act.....	455
Amended by c. 38 of 1953-54 Statutes.....	469
Amended by s. 748 of Criminal Code	
206—Penitentiary Act.....	475
Amended by s. 54 of c. 53 of 1952-53 Statutes.....	503
217—Prisons and Reformatories Act.....	505
Amended by c. 7 of 1952-53 Statutes.....	557
Amended by R.S.C. 1952, c. 333.....	561
264—Ticket of Leave Act.....	563
7. Index to Selected Statutes.....	569
8. Proclamation bringing Criminal Code into force.....	581

CRIMINAL CODE

TABLE OF CONTENTS

SHORT TITLE. s.1.

INTERPRETATION. s.2.

PART I

General, ss. 3-20.
Parties to Offences, ss. 21-24.
Protection of persons administering and enforcing the law, ss. 25-31.
Suppression of riots, ss. 32, 33.
Defence of person, ss. 34-37.
Defence of property, ss. 38-42.
Protection of persons in authority, ss. 43-45.

PART II

OFFENCES AGAINST PUBLIC ORDER

Treason and other offences against the Queen's authority and person, ss. 46-48.
Prohibited acts, ss. 49-57.
Passports, ss. 58, 59.
Sedition, ss. 60-63.
Unlawful assemblies and riots, ss. 64-70.
Unlawful drilling, s. 71.
Duels, s. 72.
Forcible entry and detainer, ss. 73, 74.
Piracy, ss. 75, 76.
Dangerous substances, ss. 77-80.
Prize fights, s. 81.
Offensive weapons, ss. 82-98.

PART III

OFFENCES AGAINST THE ADMINISTRATION OF LAW AND JUSTICE

Interpretation, s. 99.
Corruption and disobedience, ss. 100-111.
Misleading justice, ss. 112-123.
Escapes and rescues, ss. 124-129.

PART IV

SEXUAL OFFENCES, PUBLIC MORALS AND DISORDERLY CONDUCT

Interpretation, s. 130.
Special provisions, ss. 131-134.
Sexual offences, ss. 135-149.
Offences tending to corrupt morals, ss. 150-157.
Disorderly conduct, ss. 158-164.
Nuisances, ss. 165-167.

PART V

DISORDERLY HOUSES, GAMING AND BETTING

Interpretation, s. 168.
Presumptions, ss. 169, 170.
Search, ss. 171-174.
Obstruction, s. 175.
Gaming and betting, ss. 176-181.
Bawdy-houses, ss. 182, 183.
Procuring, s. 184.

PART VI**OFFENCES AGAINST THE PERSON AND REPUTATION**

Interpretation, s. 185.
 Duties tending to preservation of life, ss. 186-190.
 Criminal negligence, ss. 191-193.
 Homicide, ss. 194-200.
 Murder, manslaughter and infanticide, ss. 201-211.
 Suicide, ss. 212, 213.
 Neglect in childbirth and concealing dead body, ss. 214, 215.
 Bodily harm and acts and omissions causing danger to the person, ss. 216-229.
 Assaults, ss. 230-232.
 Kidnapping and abduction, ss. 233-236.
 Abortion, ss. 237, 238.
 Venereal diseases, s. 239.
 Offences against conjugal rights, ss. 240-243.
 Unlawful solemnization of marriage, ss. 244, 245.
 Blasphemous libel, s. 246.
 Defamatory libel, ss. 247-266.
 Verdicts, s. 267.

PART VII**OFFENCES AGAINST RIGHTS OF PROPERTY**

Interpretation, s. 268.
 Theft, ss. 269-280.
 Offences resembling theft, ss. 281-287.
 Robbery and extortion, ss. 288-291.
 Breaking and entering, ss. 292-295.
 Having in possession, ss. 296-302.
 False pretences, ss. 303-308.
 Forgery and offences resembling forgery, ss. 309-321.

PART VIII**FRAUDULENT TRANSACTIONS RELATING TO CONTRACTS AND TRADE**

Interpretation, s. 322.
 Fraud, ss. 323-339.
 Falsification of books and documents, ss. 340-345.
 Personation, ss. 346-348.
 Forgery of trade marks and trade descriptions, ss. 349-357.
 Wreck, s. 358.
 Public stores, ss. 359-364.
 Breach of contract, intimidation and discrimination against trade unionists, ss. 365-367.
 Secret commissions, s. 368.
 Trading stamps, s. 369.

PART IX**WILFUL AND FORBIDDEN ACTS IN RESPECT OF CERTAIN PROPERTY**

Interpretation, ss. 370, 371.
 Mischief, ss. 372, 373.
 Arson and other fires, ss. 374-377.
 Other interference with property, ss. 378-384.
 Cattle and other animals, ss. 385, 386.
 Cruelty to animals, ss. 387-390.

PART X**OFFENCES RELATING TO CURRENCY**

Interpretation, s. 391.
 Making, s. 392.
 Possession, ss. 393, 394.
 Uttering, ss. 395-397.
 Defacing or impairing, ss. 398-400.
 Instruments or materials, ss. 401, 402.
 Advertising or trafficking in counterfeit money or counterfeit tokens of value, s. 403.
 Special provisions as to proof, s. 404.
 Forfeiture, s. 405.

PART XI**ATTEMPTS—CONSPIRACIES—ACCESSORIES**

Attempts, accessories, ss. 406, 407.
 Conspiracies, ss. 408-412.

PART XII**JURISDICTION**

General, ss. 413-418.
 Special jurisdiction, ss. 419-423.
 Rules of court, s. 424.

PART XIII**SPECIAL PROCEDURE AND POWERS**

General powers of certain officials, ss. 425-433.

PART XIV**COMPELLING APPEARANCE OF ACCUSED BEFORE A JUSTICE**

Arrest without warrant, ss. 434-438.
 Information, summons and warrant, ss. 439-445.
 Procedure to procure attendance of a prisoner, s. 446.
 Endorsement of warrant, s. 447.
 Coroner's warrant, s. 448.

PART XV**PROCEDURE ON PRELIMINARY INQUIRY**

Jurisdiction, ss. 449, 450.
 Powers of justice, ss. 451, 452.
 Taking evidence of witnesses, ss. 453-455.
 Remand where offence committed in another jurisdiction, s. 456.
 Procedure where witness refuses to testify, s. 457.
 Remedial provisions, ss. 458, 459.
 Adjudication and recognizances, ss. 460, 461.
 Transmission of record, s. 462.
 Bail, ss. 463-465.

PART XVI**INDICTABLE OFFENCES—TRIAL WITHOUT JURY**

Interpretation, s. 466.
 Jurisdiction of magistrate.
 Absolute jurisdiction, s. 467.
 Magistrate's jurisdiction with consent, ss. 468-471.
 Jurisdiction of judges, ss. 472, 473.
 Election, ss. 474-477.
 Trial, s. 478.
 General, ss. 479-484.

PART XVII**PROCEDURE BY INDICTMENT**

Preferring indictment, ss. 485-491.
 General provisions as to counts, ss. 492, 493.
 Special provisions as to counts, ss. 494-496.
 Particulars, s. 497.
 Ownership of property, s. 498.
 Joinder or severance of counts, ss. 499-501.
 Joinder of accused in certain cases, ss. 502, 503.
 Proceedings before grand jury, ss. 504-506.
 Proceedings when person indicted is at large, s. 507.
 Change of venue, ss. 508, 509.
 Amendment, ss. 510, 511.

PROCEDURE BY INDICTMENT—*Con.*

Inspection and copies of documents, ss. 512-514.
 Pleas, ss. 515-522.
 Defence of insanity, ss. 523-527.
 Corporations, ss. 528-531.
 Record of proceedings, ss. 532, 533.
 Juries, s. 534.
 Mixed juries, ss. 535, 536.
 Challenging the array, ss. 537-539.
 Empanelling jury, ss. 540-553.
 Trial, ss. 554-561.
 Evidence on trial, ss. 562-564.
 Children and young persons, s. 565.
 Corroboration, s. 566.
 Verdicts, ss. 567-570.
 Previous convictions, ss. 571-574.
 Sentence, ss. 575-577.
 Formal defects in jury process, ss. 578-580.

PART XVIII**APPEALS—INDICTABLE OFFENCES**

General provisions, ss. 581-585.
 Procedure on appeals, ss. 586-591.
 Powers of the Court of Appeal, ss. 592-595.
 Powers of Minister of Justice, s. 596.
 Appeals to the Supreme Court of Canada, ss. 597-600.
 Appeals by Attorney General of Canada, s. 601.

PART XIX**PROCURING ATTENDANCE OF WITNESSES**

Application, s. 602.
 Process, ss. 603-605.
 Execution or service of process, ss. 606-608.
 Defaulting or absconding witness, ss. 609-612.
 Evidence on commission, ss. 613-618.
 Evidence previously taken, s. 619.

PART XX**PUNISHMENTS, FINES, FORFEITURES, COSTS AND RESTITUTION OF PROPERTY**

Punishment generally, ss. 620-632.
 Imprisonment, ss. 633-635.
 Delivery of accused to keeper of prison, s. 636.
 Recognizances to keep the peace, s. 637.
 Suspended sentence and probation, ss. 638-640.
 Whipping, s. 641.
 Capital punishment, ss. 642-653.
 Disabilities, s. 654.
 Pardon, ss. 655-658.

PART XXI**PREVENTIVE DETENTION**

Interpretation, s. 659.
 Habitual criminals, s. 660.
 Criminal sexual psychopaths, s. 661.
 General, ss. 662-667.

PART XXII

EFFECT AND ENFORCEMENT OF RECOGNIZANCES
Effect and enforcement of recognizances, ss. 668-679.

PART XXIII

EXTRAORDINARY REMEDIES
Extraordinary remedies, ss. 680-691.

PART XXIV

SUMMARY CONVICTIONS

Interpretation, ss. 692, 693.
Punishment, s. 694.
Information, ss. 695-699.
Summons and warrant, s. 700.
Defects and objections, ss. 701-704.
Trial, ss. 705-710.
Adjudication, ss. 711-716.
Sureties to keep the peace, ss. 717, 718.
Appeal, ss. 719-723.
Security by appellant, ss. 724, 725.
Procedure on appeal, ss. 726-732.
Stated case, ss. 733-742.
Appeal to Court of Appeal, s. 743.
Fees and allowances, s. 744.

PART XXV

TRANSITIONAL AND CONSEQUENTIAL
Transitional and consequential, ss. 745-752.

PART XXVI

FORMS

Forms, s. 753.