



CHAPTER 21.

An Act respecting the Department of the Attorney-General.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of British Columbia, enacts as follows:—

Short title.

1. This Act may be cited as the “Attorney-General Act.” R.S. 1936, c. 18, s. 1.

“Department of the Attorney-General.”

2. There shall be a Department of the Civil Service of British Columbia, to be called the “Department of the Attorney-General,” over which the Attorney-General of British Columbia for the time being, appointed by the Lieutenant-Governor by Commission under the Great Seal, shall preside; and the Attorney-General shall ex officio be His Majesty’s Attorney-General in and for the Province, and shall hold office during pleasure, and shall have the management and direction of the Department. R.S. 1936, c. 18, s. 2.

Duties and powers of Attorney-General.

3. The duties and powers of the Attorney-General shall be as follows:—

- (a) He shall be the official legal adviser of the Lieutenant-Governor and the legal member of the Executive Council:
- (b) He shall see that the administration of public affairs is in accordance with law:
- (c) He shall have the superintendence of all matters connected with the administration of justice in the Province not within the jurisdiction of the Government of Canada:
- (d) He shall advise upon the Legislative Acts and proceedings of the Legislature, and generally advise the Crown upon all matters of law referred to him by the Crown:

- (e) He shall be entrusted with the powers and charged with the duties which belong to the office of the Attorney-General and Solicitor-General of England by law or usage, so far as the same powers and duties are applicable to the Province, and also with the powers and duties which, by the laws of the Dominion and of the Province to be administered and carried into effect by the Government of the Province, belong to the office of the Attorney-General and Solicitor-General:
- (f) He shall advise the heads of the several departments of the Government upon all matters of law connected with such departments respectively:
- (g) He shall be charged with the settlement of all instruments issued under the Great Seal of the Province:
- (h) He shall have the superintendence of prisons and other places of confinement and houses of correction within the Province, except as otherwise provided in any other Act:
- (i) He shall have the regulation and conduct of all litigation for or against the Crown or any public department in respect of any subjects within the authority or jurisdiction of the Legislature:
- (j) He shall be charged generally with such duties as may be at any time assigned by law or by the Lieutenant-Governor in Council to the Attorney-General. R.S. 1936, c. 18, s. 3.

Appointment
of staff.

4. A Deputy Attorney-General and such other officers, clerks, and employees as are required for the proper conduct of the business of the Department may be appointed pursuant to the provisions of the "Civil Service Act," all of whom shall hold office during pleasure. R.S. 1936, c. 18, s. 4.

Annual report.

5. It shall be the duty of the Attorney-General to make a report to the Lieutenant-Governor of the conduct of the Department up to the thirty-first day of December in each year, which report shall be laid before the Legislative Assembly. R.S. 1936, c. 18, s. 5.

VICTORIA, B.C.:

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