



# **BILL NO. 155**

*Government Bill*

---

*1st Session, 64th General Assembly  
Nova Scotia  
71 Elizabeth II, 2022*

---

## **An Act to Amend Chapter 21 of the Acts of 1990, the Public Prosecutions Act**

CHAPTER 25  
ACTS OF 2022

**AS ASSENTED TO BY THE LIEUTENANT GOVERNOR  
APRIL 22, 2022**

The Honourable Brad Johns  
*Attorney General and Minister of Justice*

---

*Halifax, Nova Scotia  
Printed by Authority of the Speaker of the House of Assembly*

This page is intentionally blank.

**An Act to Amend Chapter 21  
of the Acts of 1990,  
the Public Prosecutions Act**

Be it enacted by the Governor and Assembly as follows:

**1 (1) Clause 5(1)(a) of Chapter 21 of the Acts of 1990, the *Public Prosecutions Act*, is amended by adding “with a total” immediately after “barrister” in the first line.**

**(2) Clause 5(1)(b) of Chapter 21 is amended by**

**(a) adding “, on the recommendation of the Attorney General,” immediately after “Council” in the first line; and**

**(b) striking out “of the Trial Division” in the third and fourth lines.**

**(3) Subsection 5(1) of Chapter 21 is further amended by adding immediately after clause (b) the following clause:**

(ba) shall be appointed for a term of seven years and is not eligible to be re-appointed;

**2 Section 7 of Chapter 21 is repealed and the following Section substituted:**

7 (1) The Governor in Council may, on the recommendation of the Attorney General, appoint a barrister in the public service with a total of at least ten years standing at the Bar of Nova Scotia or of another province of Canada to be Deputy Director of Public Prosecutions for a term of five years.

(2) The person appointed under subsection (1) may be re-appointed for one additional term of up to five years by the Governor in Council on the recommendation of the Attorney General.

(3) The Deputy Director of Public Prosecutions is responsible to the Director of Public Prosecutions and may exercise all of the powers and authority of the Director of Public Prosecutions and, for that purpose, is a lawful deputy of the Attorney General.

(4) Notwithstanding subsections (1) and (2), the Deputy Director of Public Prosecutions in office when this Section comes into force continues in office until the Deputy Director resigns, retires or is terminated.

---