

# *The Queen's Counsel Act*

*Repealed*

by Chapter 29 of *The Statutes of Saskatchewan, 2023*  
(effective May 17, 2023).

*Formerly*

[Chapter Q-2](#) of *The Revised Statutes of Saskatchewan, 1978*  
(effective February 26, 1979) as amended by the *Statutes  
of Saskatchewan, 1990-91, c.L-10.1*; and [2022, c.41](#).

## **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 Q-2

### An Act respecting Queen's Counsel and Precedence at the Bar

#### Short title

1 This Act may be cited as *The Queen's Counsel Act*.

#### Appointment

2 The Lieutenant Governor in Council may by letters patent under the Great Seal appoint from the members of the bar of Saskatchewan residing in the province such persons as he deems fit to be during pleasure provincial officers under the name of Her Majesty's counsel learned in the law for the Province of Saskatchewan.

R.S.S. 1978, c.Q-2, s.2.

#### Limitations on appointments

3 Except a person who holds or has held the office of Attorney General or Solicitor General of Canada or Attorney General or Deputy Attorney General for Saskatchewan, no person shall be appointed who has not been entitled during ten years to practise in the superior courts of the United Kingdom of Great Britain and Ireland or of any province of Canada or of the Northwest Territories or for a portion of such period in one and for the remaining portion of such period in another or others of the said courts.

R.S.S. 1978, c.Q-2, s.3.

#### Precedence of certain officials at the bar

4 The following members of the bar of Saskatchewan shall have precedence in the courts of the province in the following order:

- 1 the Attorney General for Saskatchewan for the time being;
- 2 members of the bar of Saskatchewan who have filled the office of Attorney General of Canada or of Attorney General for the Northwest Territories or of Attorney General for Saskatchewan according to seniority of appointment as such Attorney General;
- 3 the members of the bar of Saskatchewan who have filled the office of Solicitor General of Canada.

R.S.S. 1978, c.Q-2, s.4.

#### Precedence of Queen's Counsel at the bar

5 Members of the bar of Saskatchewan from time to time appointed by the Lieutenant Governor in Council to be Her Majesty's counsel learned in the law for Saskatchewan shall severally have such precedence in the courts as is assigned to them by the Lieutenant Governor in Council under the Great Seal.

R.S.S. 1978, c.Q-2, s.5.

**Precedence of barristers**

**6** The remaining members of the bar shall as between themselves have precedence in the courts in the order of their enrolment.

R.S.S. 1978, c.Q-2, s.6.

**Crown counsel**

**7** Nothing in this Act shall affect or alter any rights of precedence that may appertain to a member of the bar when acting as counsel for Her Majesty or for any Attorney General of Her Majesty in any matter depending in the name of Her Majesty or of the Attorney General before the courts, but such right and precedence shall remain as if this Act had not been passed.

R.S.S. 1978, c.Q-2, s.7.

**Revocation of appointment**

**8** If a person who has been appointed to be one of Her Majesty's counsel learned in the law for Saskatchewan is disbarred pursuant to *The Legal Profession Act, 1990*, for any cause other than non-payment of fees payable by that person to the law society, then:

- (a) the appointment is, on disbarment, automatically revoked and that person shall promptly forward the person's letters patent to the Attorney General; and
- (b) if the person fails to forward the letters patent pursuant to clause (a), the person is guilty of an offence and liable on summary conviction to a fine not exceeding \$50.

2022, c 41, s.14.