

said ——— (or *the said* ——— and ———), to appear on," &c.

On which day, or as soon after as may be convenient, if no further postponement shall be in like manner granted, the case may be heard and disposed of in like manner as if the same had been determined and judgment given thereon, without granting a further day for appearance.

VIII. At any time before the hearing, any party may have copies of the affidavits filed, on paying for the same.

IX. At the hearing the relator shall not be allowed to object to the election of the party or parties complained against, or to support the election or elections of the person or persons alleged to have been duly elected on any ground not specified in the statement on which the summons was moved; but it shall nevertheless be in the discretion of the judge, if he shall think fit, to entertain upon his own view of the case any substantial ground of objection to or in support of the validity of the election of either or any of the parties which may appear in the evidence before him.

X. When the party or parties summoned has or have appeared, no more formal answer need be made by him or them to the relator's case than by affidavits filed in answer; but the judge before whom the case shall be pending may in his discretion require from either or any party further affidavits or the production of any such evidence as the law allows.

XI. In case of disclaimer under the statute 13 & 14 Vic., chap. 64, schedule A., No. 23, the provisions therein contained and in sub-proviso No. 6 are to be observed.

XII. In case a necessity shall appear for sending an issue to be tried by a jury, the writ for that purpose may be in the following form, and shall issue on the *fiat* of the judge directing the same, and bear date on the day of its issuing:

#### WRIT OF TRIAL.

[*£. S.*] VICTORIA, *by the Grace of God, of the United Kingdom of Great Britain and Ireland, Queen, Defender of the Faith.*

To the Judge of the County Court of the County of ———

#### GREETING :

Whereas, upon the trial of the validity of an election of ———, chosen upon the ——— day of ———, to