

for the Divisions for which the former Members were serving, and for the term only for which they would have been entitled to serve.

That the persons qualified to be elected Members of the Legislative Council should be all subjects of Your Majesty, by birth or naturalization, of the full age of thirty years, and residing in this Province, who shall have been at any time previous to such Election, Members of either of the Legislative Councils of *Upper* or *Lower Canada*, or of the Legislative Council of this Province, or Members of either of the Legislative Assemblies of *Upper* or *Lower Canada*, or of the Legislative Assembly of this Province; and also all subjects of Your Majesty as aforesaid, qualified as above as to age and residence, who may be possessed for their own use and benefit of real property situated in this Province, held in free and common Soccage, or *en fief*, or *en roture*, or *en franc aleu*, of the value of one thousand pounds, currency, over and above all debts due and chargeable upon the same; no person who may be disqualified by law to be elected Member of the Legislative Assembly being eligible to the said Legislative Council.

That for the better working of Constitutional Government, the Crown ought to have power to dissolve both Houses of Parliament, or either of them; but that as respects the Legislative Council, such power ought not to be exercised except in the event of the rejection by the said Legislative Council in two successive Sessions, and at least at six months interval, of a measure which shall have passed the Legislative Assembly in the same two successive Sessions, nor unless the said measure shall have passed the Legislative Assembly in the second Session by the vote of an absolute majority of the Members of the said Legislative Assembly; the Parliament convened after a dissolution of either House, or of both, being reckoned as a new Parliament.

That Members of the Legislative Council ought to have power to vacate their seats, either in vacation or during the sitting of Parliament; but that no Member of either House, while being so, ought to be a Candidate for election to the other House.

That under the proposed change in the Constitution of the Legislative Council, it is inexpedient that any pecuniary qualification should be retained for being eligible to the Legislative Assembly.

That the Legislative Council so constituted ought to possess the exclusive power of adjudicating upon all Impeachments preferred by the Legislative Assembly against high Public Functionaries; and that in all other respects the peculiar powers and privileges now possessed and exercised by each of the two Houses of Parliament, should be maintained inviolate, in so far as they may not be repugnant to the foregoing Representations.

That when any Member of the Legislative Council shall accept any office, the holding of which would disqualify him from a seat in the Legislative Assembly, he shall vacate his seat; and when he accepts any office, the holding of which would cause him to return to the people for re-election if he held a seat in the Legislative Assembly, he shall only hold such seat with such office after being re-elected.

Wherefore Your Majesty's faithful Commons humbly pray that Your Majesty will be pleased to recommend to the two Branches of the Parliament of the United Kingdom, and finally to sanction, a measure calculated to give effect to the Representations thus humbly submitted for the consideration of Your Majesty.

The said Address, being read a second time, was agreed to.

*Ordered*, That the said Address be engrossed.

*Resolved*, That an humble Address be presented to His Excellency the Governor General, informing His Excellency that this House hath voted an humble Address to Her Majesty, on the subject of the Constitution of the Legislative Council of this Province; and praying that His Excellency would be pleased to transmit the same to Her Majesty's Principal Secretary of State for the Colonies, to be laid at the foot of the Throne.