

payment exclusive of such day, and in all the cases in which by the next five preceding sections of this Act, a further time is allowed beyond the fourteen days therein and thereby limited for presenting and bringing up Election Petitions not containing any such charge of bribery or corruption as aforesaid, a like further time shall be allowed beyond the said twenty-eight days herein and hereby limited for presenting and bringing up Election Petitions containing any such charge of bribery or corruption as aforesaid; and all the provisions hereinbefore contained for such purpose in the second, third, fourth and fifth sections of this Act, shall apply as if the same had been here repeated *mutatis mutandis*, in respect of Election Petitions containing any such charge of bribery or corruption as aforesaid, and the said twenty-eight days hereby allowed for the presenting and bringing up of the same as aforesaid.

VIII. And be it enacted, That no Petition, although otherwise within the description of an Election Petition contained in the first section of this Act, shall be deemed to be an Election Petition within the meaning of the same, unless it shall have been presented to the said Commons House of Legislative Assembly within the time for that purpose limited, with respect to such Petition, by the provisions contained in the six next preceding sections of this Act.

IX. And be it enacted, That the Petitioner may at any time after the presentation of every such Election Petition, withdraw the same upon giving notice in writing under his hand or under the hand of his agent to the Speaker, and also to the sitting Member or his agent, and also to the party who may have been admitted to oppose the prayer of such Petition, that it is not intended to proceed with the Petition, and in such case the Petitioner shall be liable to the payment of such costs and expenses as may have been incurred by the sitting Member or other party complained of in such Petition, and also by any party admitted to oppose the prayer of such Petition, to be taxed as hereinafter provided.

No petition to be deemed an Election Petition unless presented in due time.

On what conditions a petition may be withdrawn.

2. RECOGNIZANCES.

X. And be it enacted, That before any Election Petition shall be presented to the House, a Recognizance shall be entered into by one, two, three or four persons, as sureties for the person subscribing such Petition, for the sum of Two Hundred Pounds in one sum, or in several sums of not less than Fifty Pounds each, for the payment of all costs and expenses which under the provisions herein contained shall become payable by the person subscribing the Petition to any witness summoned in his behalf, or to the sitting Member, or other the party complained of in such Petition, or to any party who may be admitted to defend such Petition as hereinafter provided, or to any person who on the application of such Petitioner for the issue of a Commission to take evidence on such trial, may be appointed a Commissioner for that purpose, or to any Clerk, Bailiff or other Officer employed by such Commissioner in or about, or in any way relating to the execution of the Commission issued to him in that behalf; and such Recognizance may be in the form or to the like effect as is set forth in the Schedule to this Act annexed marked A (1.) with such alteration as may be necessary to adapt such form to the circumstances of the case.

Security for costs, to be given before the petition is presented; amount and form of recognizance, &c.

XI. And be it enacted, That before any application shall be made to any Select Election Committee appointed under this Act, on the part of any sitting Member interested or concerned in any such Election Petition, for the issuing of a Commission to take evidence upon the trial thereof, a Recognizance shall be entered into by one, two, three or four persons, as sureties for such sitting Member, for the sum of One Hundred Pounds in one sum, or in several sums of not less than Twenty-five Pounds each, for the payment of all costs and expenses which under the provisions herein contained shall become payable by such sitting Member to any Commissioner who may be appointed for taking such evidence for such trial, or to any Clerk, Bailiff or other Officer employed by such Commissioner in or about, or in any way relating to the execution of such Commission, which Recognizance shall be entered into before the Speaker or a Justice of the Peace, as is herein provided with respect to other

Security for costs, to be given by sitting Member demanding a commission; amount and form of recognizance, &c.

Recognizances