

the Clerk of the Crown in Chancery for the issue of a new writ for the election of a Member to fill such vacancy, and such writ shall issue accordingly.

Warrants to the Clerk of the Crown under this Act to be notice under the Union Act, s. 24.

XIII. The notice of any vacancy in the Legislative Council or Legislative Assembly, which shall be given to the Clerk of the Crown in Chancery, in and by any warrant of the Speaker or of two Members of the proper House, in the manner hereinbefore provided, shall be held to be the notice of such vacancy mentioned in the twenty-fourth section of the Act of Imperial Parliament passed in the Session held in the third and fourth years of Her Majesty's Reign, and intituled, *An Act to re-unite the Provinces of Upper and Lower Canada, and for the Government of Canada.*

New Writs may issue in certain cases before first meeting of Parliament after a general election.

Proviso: this shall not affect the rights of any person entitled to contest the first election.

XIV. A warrant may issue to the Clerk of the Crown in Chancery for the issue of a new writ for the election of a Member of the Legislative Assembly to fill up any vacancy arising subsequently to a general election and before the first meeting of Parliament thereafter, by reason of the death or acceptance of office of any Member, and such writ may issue at any time after such death or acceptance of office: Provided always, that the election to be held under such writ, shall not in any manner affect the rights of any person who may be entitled to contest the previous election; and the report of any Election Committee appointed to try such previous election, shall determine whether the Member who shall so have died or accepted office, or any other person, was duly returned or elected thereat, which determination, if adverse to the return of such Member and in favor of any other Candidate, shall avoid the election held under this section, and the Candidate declared duly elected at the previous election shall be entitled to take his seat as if no such subsequent election had been held.

Act not to interfere with section 24 of 19, 20 V. c. 140.

Proviso: appointment as Speaker of L. C. not to vacate seat.

XV. Provided always, that the foregoing enactments shall be subject to the provision in the twenty-fourth section of the Act of 1856 for changing the constitution of the Legislative Council; and an accidental vacancy of the seat in the said Council for any electoral division, happening within the three months next before the regular periodical vacancy of such seat, shall not be filled until the time appointed for filling such periodical vacancy; And provided also, that nothing herein contained shall repeal or affect the provisions of the twenty-second section of the said Act, and the acceptance of the Office of Speaker of the Legislative Council by an elected Member thereof, shall not vacate his seat.