

(c.) That the offences mentioned were of a trivial, unimportant and limited character ; and—

(d.) That in all other respects, so far as disclosed by the evidence, the election was free from any corrupt practice on the part of such candidate and of his agents ;

Then the election of such candidate shall not, by reason of the offences mentioned, be void, nor shall the candidate be subject to any incapacity therefor.

1891, c. 20, s. 19.

10 **128.** If, on the trial of an election petition, a candidate or other person is found by the report of the judge, by himself or his agents with his actual knowledge and consent, to have aided, abetted, counselled or procured the commission at such election of the offence of personation by any person, his election, if he has been elected, shall be declared null and void ;
15 and such candidate or such other person shall be incapable of being elected or sitting in the House of Commons for any electoral district during the continuance of the Parliament for which the election is held, and during the then next Parliament.

Disqualification of candidate guilty of subornation of personation.

R.S.C., c. 8, s. 97.

129. Every person other than a candidate found guilty of any corrupt practice in any proceeding in which, after notice of the charge, he has had an opportunity of being heard,
25 shall, during the eight years next after the time at which he is found guilty, be incapable of being elected to and of sitting in the House of Commons, and of voting at any election of a member of the House of Commons, or of holding any office in the nomination of the Crown or of the Governor General in
30 Canada.

Disqualification of others than candidates for corrupt practices.

R.S.C., c. 8, s. 98.

130. If, at any time after a person has become disqualified under this Act, the witnesses, or any of them, on whose testimony such person has so become disqualified, are convicted
35 of perjury with respect to such testimony, such person may move the court before which such conviction takes place to order, and such court shall, upon being satisfied that such disqualification was procured by reason of such perjury, order that such disqualification shall thenceforth cease and determine ;
40 and it shall cease and determine accordingly.

Removal of disqualification procured by perjury.

R.S.C., c. 8, s. 99.

CRIMINAL AND CIVIL PROCEDURE.

131. All penalties and forfeitures (other than fines in cases of indictable offences) imposed by this Act shall be recoverable or enforceable with full costs of suit by any person who
45 therefor by action of debt or information, in any court of competent jurisdiction in the Province in which the cause of action arises, and in default of payment of the amount which the offender is condemned to pay, within the period fixed by the court, the offender shall be imprisoned in the common jail of
50 the county or district for any term less than two years, unless such penalty and costs are sooner paid ; but no action or infor-

Recovery of penalties and forfeitures.