

X. MISCELLANEOUS PROVISIONS.

treated as a case wholly the purview of this Act, there would be a manifest failure of justice, without any error, fault or neglect of any of the parties interested, then such case shall not be held to be omitted, but it shall
 5 be lawful for the House, Speaker, General Election Committee, Chairmen's Panel, Select Committee, or Commissioner, as the case may be, to adopt such proceeding as they or he shall deem most consonant to the express provisions, spirit and intent of this Act, and
 10 when such proceeding shall not be taken by the House, to report the same to the House, for the information thereof only, and such proceeding shall not be held illegal unless it be inconsistent with some express provision of this Act, or some other existing provision of
 15 law.

As to cases where no express provision is made by this Act.

CLXI. And be it enacted, That the several Acts of the Parliaments of the late Provinces of Lower and Upper Canada, set forth in the Schedule to this Act annexed marked C, and containing a description of the
 20 Acts repealed by this Act, so far as the same shall be in force at the commencement of this Act, and all Acts containing or making permanent any of the said Acts, or continued or made permanent by any of them, shall be and the same are hereby repealed: Provided always
 25 nevertheless, firstly, that no Act or part of an Act repealed by any of the Acts hereby repealed, shall be revived by the passing of this Act; and no Act or part of an Act perpetuated or continued by any of the Acts hereby repealed, (except such as are hereby expressly
 30 repealed,) shall be repealed by the passing of this Act: And provided also, secondly, that this repeal of the said Scheduled Acts, shall not extend or be construed to extend to any act done, or to be done, or to any proceeding had or to be had, as growing out of or as incident to
 35 any Election Petition presented during the present Session of Parliament, under the said Scheduled Acts, or any of them, all which acts and proceedings shall have effect, and shall and may be had, continued and completed as if this Act had not been passed, and the recognizances entered into in respect of such Petitions shall
 40 be taken to be and remain in force, and shall take effect in all respects as if this Act had not been passed.

Repeal of acts inconsistent with this Act.

Provido.

Provido.

CLXII. And be it enacted, That in citing this Act, it shall be sufficient in all cases to use the expression,
 45 "The Election Petitions Act, 1851."

Short title.