

at one time in the same place. tions, then such Deputy Returning Officer shall appoint a Poll Clerk for each place, and such Poll Clerk shall in the absence of the Deputy Returning Officer, act in his stead, as if such Deputy Returning Officer were incapacitated from acting,

Term for which Members shall serve. XVII. Each Member of the Legislative Council elected as aforesaid, shall (except in the case of dissolution as hereinafter mentioned,) be entitled to serve and sit therein during six years from the return of the Writ under which he shall have been elected, and if such period shall expire during any Session of the Legislature of the said Province then until the end of such Session, unless he shall sooner vacate his seat, by resignation, acceptance of office or otherwise: excepting always, that a Member elected to fill a vacancy occasioned otherwise than by a dissolution or the lapse of the time for which the Member vacating his seat was entitled to serve, shall hold his seat only until the time when the Member in whose place he is elected would have vacated such seat by lapse of time.

Either House may be dissolved separately from the other, and a new one called. XVIII. Neither the expiration of the period for which any Legislative Assembly is to continue, nor the dissolution of any Legislative Assembly, shall *ipso facto* affect the continuance of the Legislative Council for the time being; but it shall be lawful for the Governor of the said Province, to dissolve the Legislative Council and the Legislative Assembly, or either of them separately from the other, in like manner as he may now dissolve the Legislative Assembly; and after any such dissolution, it shall be lawful for the Governor of the said Province, by an instrument or instruments under the Great Seal thereof, to summon and call together a Legislative Council and a Legislative Assembly in and for the said Province, or a Legislative Council only or a Legislative Assembly only, as the case may require; but no session of the Parliament or Legislature of the said Province shall be held unless there be both a Legislative Council and a Legislative Assembly then legally summoned and called together: and any such dissolution of the Legislative Council shall vacate the Seat of every Member thereof whether elected under this Act or a Member thereof before the passing of this Act, and new Writs shall issue for the Election of Members of the Legislative Council for all the Electoral Districts, in like manner and under like provisions as after the dissolution of the Legislative Assembly new Writs are to issue for the Election of Members thereof: Provided always, that the Legislative Council shall not be so dissolved unless it shall, in two successive Sessions, (the last of which shall be the Session next preceding the dissolution,) and at an interval of at least six calendar months, have rejected or failed to pass, or so amended as to cause it to fail in the Legislative Assembly and therefore not to be presented for the Royal Assent, a Bill which shall have passed the Legislative Assembly in the said two successive Sessions, nor unless such Bill shall in the second of such two Sessions have passed the Legislative As-

But no Session to be held without both Houses. Effect of dissolution of Legislative Council.

Proviso: in what case only the Legislative Council shall be dissolved.