

(3.) If he gives notice to the court or judge in and at the prescribed manner and time, that he does not intend to oppose or further to oppose the petition;

(4.) If he is summoned to Parliament as a Member of the Senate,—

Notice.

New  
respondent.

Adjournment  
of trial.

Liability of  
new respon-  
dent.

Notice of such event having taken place shall be given in the Electoral District to which the petition relates, and within the prescribed time after the notice is given any person who might have been a petitioner in respect of the election to which the petition relates, may apply to the court or judge to be admitted as a respondent to oppose the petition or so much thereof as may remain undisposed of, and such person shall, on such application, be admitted accordingly to oppose such petition or such undisposed of portion thereof, either with the respondent, if there be one, or in place of the respondent; and any number of persons, not exceeding three, may be so admitted; and if either of such events happen during the trial the judge shall adjourn the same, in order to the giving of notice that such event has happened, as herein provided; and the person or persons so admitted shall have the same liability as the respondent with respect to any costs thereafter incurred.

Respondent  
not opposing  
petition.

58. A respondent who has given the prescribed notice that he does not intend to oppose or further oppose the petition, shall not be allowed to appear or act as a party against such petition in any proceedings thereon, and shall not sit or vote in the House of Commons until the House has been informed of the report on the petition; and the court or judge shall, in all cases in which such notice has been given in the prescribed time and manner, report the same to the Speaker.

Double return,  
and respon-  
dent not  
opposing.

59. When an election petition under this Act complains of a double return, and the respondent has given notice in the prescribed time and manner that it is not his intention to oppose the petition, and no party has been admitted, in pursuance of this Act, to oppose the petition, then the petitioner, if there be no petition complaining of the other member returned on such double return, may withdraw his petition, by notice addressed to the prescribed officer, and upon such withdrawal, the prescribed officer shall report the fact to the Speaker, and the House of Commons shall, thereupon, give the necessary directions for amending the said double return, in such manner as the case may require.

#### COSTS.

Costs of  
proceedings  
under this  
Act.

60. All costs, charges and expenses of and incidental to the presentation of an election petition under this Act, and to the proceedings consequent thereon, with the exception of such costs, charges and expenses as are by this Act otherwise provided for, shall be delayed by the parties to or those opposing the petition, in such manner