

in certain cases. office be one which would not disqualify him to be elected as a Member of the Legislative Assembly.

Members of one House not eligible as Members of the other. XI. No person being then a Member of the Legislative Assembly of the said Province, shall be elected a Member of the Legislative Council thereof, and no person being then a Member of the Legislative Council shall be elected a Member of the Legislative Assembly.

Members may resign, and how. XII. Any Member of the Legislative Council shall have power to resign and vacate his seat at any time, either during a Session of the Provincial Parliament or in the recess between two Sessions, in the manner and subject to the provisions in and under which Members of the Legislative Assembly may vacate their seats; and the laws then in force relative to the resignation and vacation of the Seats of Members of the Legislative Assembly, and matters thereunto relating or therewith connected, shall extend and apply to the resignation and vacation of the Seats of Members of the Legislative Council, and shall be construed as having been enacted with respect thereto, except only in so far as may be inconsistent with the provisions of this Act, or as may be otherwise provided by Act of the Legislature of the said Province; Provided always, that no Member of the Legislative Council shall resign his seat therein while his election is controverted, or while it remains liable to be controverted for any other cause than bribery or corruption.

Certain laws to apply.

Proviso.

As to Writs of Election. XIII. The Elections of Members of the Legislative Council shall be held under Writs of Election to be prepared by the Clerk of the Crown in Chancery for the said Province, which shall be in the same general form as Writs for the Election of Members of the Legislative Assembly, with such changes in the wording thereof as the circumstances shall require; and the Speaker of the Legislative Council shall with respect to such Writs and the issuing thereof, have the like duties and powers as the Speaker of the Legislative Assembly shall have with regard to Writs of Election for Members of the Legislative Assembly, and the said Clerk of the Crown in Chancery shall be deemed an Officer of the Legislative Council with regard to such Writs, to the same extent as he is with regard to Writs for the Election of Members of the Legislative Assembly, by law deemed the Officer of that House.

Powers and duties of Speaker.

Returning Officers to be appointed by the Governor until otherwise provided. Qualification. XIV. Until it shall be otherwise provided by Act of the Legislature of the said Province, the Returning Officer for the Election of a Member of the Legislative Council for any Electoral District shall be appointed by the Governor of the said Province, the person so appointed being an Elector duly qualified to vote at the Election and not disqualified by law from acting as a Returning Officer at an Election of a Member of the Legislative Assembly, or being a person who is by law the Returning Officer for some place represented by a Member in the Legisla-