

[or as the case may be] do hereby disclaim the seat, and all defence of any right I may have in virtue of the said election."

Dated the day of , 18

(Signed,)

A. B.

5 **12.** Such disclaimer, or the envelope containing the same, shall ^{Indorsement} moreover be endorsed on the outside thereof with the word "Disclaimer," ^{and trans-} and if not delivered personally, shall be registered at the post office ^{mission.} where mailed.

13. No costs shall be awarded against any person disclaiming as ^{Costs.} ^{Costs.} aforesaid.

14. In all cases not otherwise provided for, costs shall be in the ^{Costs.} discretion of the Judge.

15. The decision of the Judge shall be final, and the writ of sum- ^{Judge's de-} mons, petition and other proceedings had before him shall remain on ^{cision to be} record into the court from which the summons issued, and shall be en- ^{final.} forced by writs of execution for the costs awarded, as a judgment of the said court.

16. The Judges of the Superior Courts of Common Law in Upper ^{Judges may} Canada, and of the Superior Court in Lower Canada, or the majority ^{make rules of} of them respectively, may by rules to be made in term time, regulate ^{practice un-} the practice in regard to the hearing and determining the validity of ^{der this Act.} elections and all proceedings under this Act, in each section of the Province, for which they are such Judges, and respecting the costs to be allowed on such proceedings, and may from time to time rescind, ²⁵ alter or add to such rules; and until such rules are made, the Judge, before whom a contestation shall be tried shall regulate the proceedings in accordance with the practice in summary matters before the Court from which the writ issued, and shall tax the costs to be allowed on such proceedings.

30 SCHEDULE A.

(Referred to in the Fourth Section of this Act.)

UPPER (or Lower) CANADA, } Be it remembered that on the
To wit: } day of , in the year
of our Lord one thousand eight hundred and , before me,
35 the Honorable A. M., one of the Judges of the Court of Queen's Bench
for Upper Canada (or as the case may be,) at , in
Canada, came A. B., of , Esquire (as the case may be,) C. D.,
of , and E. F., of , &c., and acknowledged them-
selves to owe to our Sovereign Lady the Queen the said A. B. the sum
40 of eight hundred dollars, and the said C. D. and E. F. the sum of four
hundred dollars each, to be levied on their respective goods and
chattels, lands and tenements, to the use of our said Sovereign Lady the
Queen.

Now the condition of this recognizance is such, that if the said A. B.,
45 (if more than one petitioner, insert their names, adding the words,
"Or any of them,") shall well and truly pay all sums of money, costs and
expenses which shall become payable by him (or them) in respect of the
petition signed by him (or them) and presented to the (Court of Queen's
Bench for Upper Canada or as the case may be,) complaining of the
50 undue election of K. L., as a member of the Legislative Council (or
Assembly) of this Province, for the Electoral Division of