

Member of the House in his place,--or by notice in writing under the hands and seals of any two Members of the House,--shall forthwith address his warrant to the Clerk of the Crown in Chancery for the issue of a new writ for the election of a Member to fill the vacancy, and a new writ shall issue accordingly :

New writ.

2. And if when such vacancy happens, or at any time thereafter before the Speaker's warrant for a new writ has issued, there be no Speaker of the House, or the Speaker be absent from Canada, or if the Member whose seat is vacated be himself the Speaker,--then, any two Members of the House may address their warrant under their hands and seals to the Clerk of the Crown in Chancery for the issue of a new writ for the election of a Member to fill such vacancy, and such writ shall issue accordingly.

If the speaker is absent from Canada, or there is no Speaker, or the member resigning is the Speaker.

12. A warrant may issue to the Clerk of the Crown in Chancery for the issue of a new writ for the election of a Member of the House of Commons to fill up any vacancy arising subsequently to a general election and before the first meeting of Parliament thereafter, by reason of the death or acceptance of office of any Member, and such writ may issue at any time after such death or acceptance of office :

Warrant for filling a vacancy before Parliament meets after a general Election.

2. But the election to be held under such writ, shall not in any manner affect the rights of any person entitled to contest the previous election ; and the report of any Election Committee appointed to try such previous election, shall determine whether the Member who has so died or accepted office, or any other person, was duly returned or elected thereat, which determination, if adverse to the return of such Member and in favor of any other Candidate, shall avoid the election held under this section, and the Candidate declared duly elected at the previous election shall be entitled to take his seat as if no such subsequent election had been held.

Proviso : saving right of any person to contest.

Election Committee to decide &c.

C A P . X X V I .

An Act to declare certain persons therein mentioned indemnified for having sat and voted as Members of the House of Commons, while holding certain offices under the Crown.

[Assented to 22nd May, 1868.]

WHEREAS by the forty-first section of the British North America Act, 1867, it is among other things in effect provided, that until Parliament of Canada otherwise provides, all laws in force in the several Provinces now forming the Dominion of Canada, relative to the qualifications and disqualifications of persons to be elected or to sit and vote as Members of

Preamble.

B. N. A. Act recited.