



No. 64.

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2nd Session, 7th Parliament, 26th Victoria, 1863.

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**BILL.**

An Act to amend the Election Law, and to provide for the holding of any General Election of members of the Legislative Assembly, on the same day throughout the Province.

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Received and read, first time, Friday, 27th  
February, 1863.

Second reading, Monday, 2nd March, 1863.

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Hon. Mr. DORION.

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QUEBEC:

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**An Act to amend the Law respecting Parliamentary Elections, and to provide for the holding of any General or periodical Election on the same day throughout the Province.**

Her Majesty, by and with the advice and consent of the Legislative Council and Assembly of Canada, enacts as follows: Preamble.

1. From and after the passing of this Act, the nomination of candidates and the taking and recording of the votes at any election of a Member of the Legislative Council or Assembly, shall take place on days to be fixed by the Speaker of the Legislative Council, if it be for the election of a Legislative Councillor, or by the Speaker of the Legislative Assembly, if it be for the election of a member of that House; and in the event of their absence or of vacancy in the offices, then by the Secretary of the Province: Speakers to fix the day of nomination and polling days.

2. The day fixed for the nomination of candidates, and the days fixed for the taking and the recording of the votes, shall be the same for all the electoral divisions which may then have to proceed to one of the periodical elections of members of the Legislative Council or to a general election of members of the Legislative Assembly: Days to be the same throughout the Province at any General Election.

3. The nomination of candidates shall take place within thirty days from the date of the writ of election, and the first day for the taking and recording of the votes shall be fixed within the ten days immediately following the nomination of the candidates: Periods within which such days must be.

4. The days fixed for the nomination of candidates and the taking and recording of the votes, shall be stated in the writ of election; and whenever the Returning Officer cannot proceed to the election on the days mentioned in the writ, he shall, without delay, make a special return (which he shall verify upon oath before a Justice of the Peace,) setting forth the reasons which have prevented him from proceeding to the election, and upon that return, which the Clerk of the Crown in Chancery shall communicate without delay to the Speaker of the Legislative Council or Assembly, as the case may be, or to the Secretary of the Province in their absence or in the case of vacancy, other days for the nomination of candidates and for the taking and recording of the votes shall be again fixed in the manner prescribed by the first section of this Act, and another writ of election shall be issued for the County or electoral division in which such election shall not have been had: Days to be mentioned in writs. New writ of the election cannot be had on such days.

5. Every Returning Officer who shall neglect or refuse to proceed to the election of a member of the Legislative Council or Assembly on the days stated in the writ of election addressed, shall be liable to a fine not exceeding \$500, Fine for non-compliance with this Act.

6. Such fine may be recovered in any Court of competent civil jurisdiction at the suit of the Attorney or Solicitor-General, or of any elector duly qualified to vote at such election: How recoverable.