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No. 6.

2nd Session, 6th Parliament, 22 Victoria, 1859.

BILL.

An Act to amend the Independence of Parliament Act.

Received and read, first time, Wednesday, 16th
Feb., 1859.

Second reading, Wednesday, 23rd Feb., 1859,

MR. GOWAN.

TORONTO:

PRINTED BY JOHN LOVELL, YONGE STREET.

An Act to amend the Independence of Parliament Act.

WHEREAS by an Act passed in the 20th year of Her Majesty's reign, intituled "*An Act further to secure the Independence of Parliament,*" it is amongst other things enacted, "That whenever any person holding the office of Receiver General, Inspector General, Secretary of the Province, Commissioner of Crown Lands, Attorney General, Solicitor General, Commissioner of Public Works, Speaker of the Legislative Council, President of Committees of the Executive Council, Minister of Agriculture, or Postmaster General, and being at the same time a Member of the Legislative Assembly, or an elected Member of the Legislative Council, shall resign his office, and within one month after his resignation accept any other of the said offices, he shall not thereby vacate his seat in the said Assembly or Council," And whereas it is not desirable that power should be given to any Member of the Legislative Assembly, or to any elected Member of the Legislative Council, to take or accept of a seat in the Executive Council of this Province without re-election by the people; Therefore Her Majesty, &c. enacts as follows:

Preamble.

20 V., c. 22,
cited.

I. The seventh Section of the above-recited Act shall be, and the same is, hereby repealed.

Section seven
repealed.

II. No Member of the Legislative Assembly, nor any elected Member of the Legislative Council, shall hereafter be appointed to and accept a seat in the Executive Council of this Province, nor shall he (if he is at the time a member of the said Executive Council) change whatever office he may at the time hold in the said Executive Council for any other office in the said Executive Council,—without thereby vacating his seat as a Member of the said Legislative Assembly, or Legislative Council, as the case may be

Members ac-
cepting office,
in any case, to
vacate their
seats.

III. Provided always, that every such Member so accepting a seat in the Executive Council, or so changing his office, post, or place with any other Member of the said Executive Council as aforesaid, shall not thereby be rendered ineligible or disqualified for re-election to the said Legislative Assembly, or to the said Legislative Council, as the case may be.

But they may
be re-elected.