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

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BILL.

An Act to amend the Act intituled, "An Act containing special Provisions concerning both Houses of the Provincial Parliament."

Received and read first time Thursday, 19th
February, 1863.
Second Reading, Tuesday, 24th February,
1863.

Hon. Mr. FERGOUSON BLAIR.

QUEBEC:

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BILL.

An Act to amend the Act intituled "An Act containing special Provisions concerning both Houses of the Provincial Parliament."

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

1. After the second sub-section of the seventh section of the Act intituled, "An Act containing special Provisions concerning both Houses of the Provincial Parliament," being the section thereof relating to penalties on disqualified persons sitting or voting in the Provincial Parliament, shall be added the following as a third sub-section to the said section, that is to say—

Additional sub-section to sec. 7 of Con. Stat., Can. cap. 3.

3. In case any such action, suit, or information be brought, and due notice thereof be given to the defendant, no proceedings shall be had in any other such action, suit, or information against the same person, for any such offence committed before the time of giving such notice ; and the Court, wherein any such other action, suit, or information is brought and pending, shall and may, upon the defendant's motion, stay the proceedings therein, if such first mentioned action, suit, or information be prosecuted without fraud, and with effect ; but no action, suit, or information shall be deemed an action, suit, or information within this Act, unless so prosecuted. And if any two, or more, of such actions, suits, or informations shall happen to be commenced simultaneously, the Court, or Courts, in which they, or any of them, are brought, shall and may order them to be consolidated into a single action, suit, or information, in such manner and form as such Court, or Courts, may determine, so as that in such case only a single penalty of two thousand dollars shall be recoverable, which penalty, in such case, if recovered, shall be divided equally among the plaintiffs in such actions, suits, or informations, so to be consolidated as aforesaid.

Action, &c., for recovery of penalty not to proceed if previous action, &c., be prosecuted without fraud and with effect.

Action, &c., simultaneously commenced to be consolidated, and penalty to be divided equally among plaintiffs.