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**BILL.**

An Act to amend the School Laws of  
Lower Canada,

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Received and Read a first time, Monday, 16th  
May, 1863.

Second Reading, Tuesday, 17th May, 1863.

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Mr. TESSIER.

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QUEBEC:

PRINTED BY JOHN LOVELL, MOUNTAIN STREET.

An Act to amend the School Laws of Lower Canada.

WHEREAS it is necessary to provide more effectually for re- Preamble. moving the difficulties which sometimes arise with respect to the election of School Commissioners in Lower Canada ; Be it therefore enacted, &c.,

5 That any School Commissioner whose election shall have been obtained by fraud or stratagem, or by the votes of persons not qualified as electors, contrary to the intention of the Acts 9 Victoria, chap. 27; and 12 Victoria, chap. 50, or any person usurping the functions of School Commissioners or illegally holding that office, shall be liable to be summarily prosecuted at the instance of any party interested or of several collectively interested, before one or more Judges of the Circuit Court or one of the Judges of the Superior Court for Lower Canada in the Circuit or District respectively in which such election, usurpation, or illegal detention of office, shall or may have taken place, for the purpose of declaring such election or such detention of office illegal and such seat vacant. Proceedings against persons illegally holding the office of School Commissioner.

10 II. For all the purposes of this Act, the procedure to be adopted shall be that prescribed by the Act passed in the twelfth year of Her Majesty's Reign, intituled, "An Act to define the mode of 20 "proceeding before the Courts of Justice in Lower Canada in "matters relating to the protection and regulation of corporate "rights and to Writs of Prerogative, and for other purposes "therein mentioned." Procedure to be that prescribed by 12 V. c. 41.

25 III. In case the office shall be declared vacant, or a legal election shall not have been had, thereby preventing the operation of the School Laws, it shall be lawful for the Superintendent of Education for Lower Canada to appoint School Commissioners to fill the vacant office, or to replace those who shall have been illegally elected. Proceeding if the office is declared vacant.