

*Acts of the General Assembly of His Majesty's Province of New-Brunswick passed in the year 1843.* Fredericton, NB: John Simpson, Printer to the King's Most Excellent Majesty, 1843.

6 Victoria – Chapter 41 (1842)

**An Act to limit the duration of the Assembly, and for other purposes therein mentioned. Passed 29th March 1842.**

Whereas it is expedient to limit the duration of the General Assembly in this Province;

I. Be it enacted by the Lieutenant Governor, Legislative Council and Assembly, That the twenty third section of an Act made and passed in the thirty first year of the Reign of His Majesty King George the Third, intituled An Act for regulating Elections for Representatives in General Assembly, and for limiting the duration of Assemblies in this Province; and also so much of the third section of the same Act, as relates to the qualifications of candidates or persons to be chosen as Members of the Assembly; and also the first section of an Act made and passed in the ninth year of the Reign of His late Majesty King George the Fourth, intituled *An Act further to amend the Act for regulating Elections of Representatives in General Assembly*, be and the same are hereby repealed.

II. And be it enacted, That no person shall be capable of being elected a Member of the Assembly of this Province, who shall not be legally seized as of freehold for his own use and benefit of Lands or Tenements within the Province, of the value of three hundred pounds currency, over and above all Rents, Mortgages, Judgments, Executions or Extents, charged upon or due and payable out of or affecting the same, and shall have been seized of such Lands or Tenements six months previous to the teste of the Writ for such Election; and that every Candidate at any Election of Representatives in the General Assembly before he shall be capable of being elected, shall, if required by any other Candidate or any Elector, or by the Sheriff or Officer holding such Election, make before the said Sheriff or other Officer the following declaration:—

'I, A. B. do declare and testify that I am duly seized as of freehold for my own use and benefit of Lands or Tenements in the Province of New Brunswick, of the value of three hundred pounds currency, over and above all Rents, Mortgages, Judgments, Executions and Extents charged upon or due and payable out of or affecting the same, and that I have been seized of such Lands or Tenements for the period of six months previous to the teste of the Writ for this Election.'

III. And be it enacted, That if any person shall knowingly and wilfully make a false declaration respecting his qualification as a Candidate, at any Election as aforesaid, such person shall be deemed to be guilty of a misdemeanor, and being thereof lawfully convicted, shall suffer the like pains and penalties as by law are incurred by persons guilty of wilful and corrupt perjury, in the County in which such false declaration shall have been made.

IV. And be it enacted, That every General Assembly of this Province hereafter to be summoned and chosen, shall, notwithstanding any demise of the Crown, continue for four years from the day

of the return of the Writs for choosing the same, and no longer, subject nevertheless to be sooner prorogued or dissolved by the Lieutenant Governor or person administering the Government of the Province.

V. And be it enacted, That this Act shall not come into operation or be in force until Her Majesty's Royal approbation be thereunto had and declared.

*[This Act was specially confirmed, ratified, and finally enacted by an Order of the Queen in Council, dated the 11th day of August, 1842, and published and declared in the Province on the 7th day of September, 1842.]*