

Returning Officer wilfully forswearing himself, subject to the penalties of Perjury.

Poll Book to be received in evidence.

IV. *And be it further enacted by the authority aforesaid,* That any Returning Officer who shall wilfully and corruptly forswear himself in taking the said oath shall be subject to the penalties of wilful and corrupt perjury; and that such Poll Book proved as aforesaid shall be received and taken as *prima facie* evidence on the trial of any contested Election.

CHAP. XIII.

AN ACT to dispense with the necessity of taking certain Oaths, and making certain Declarations in the cases therein mentioned; and also to render it unnecessary to receive the Sacrament of the Lords Supper as a qualification for Offices, or for other temporal purposes.

[Passed 13th Feb. 1833.]

Preamble.

WHEREAS it is inexpedient to impose upon persons admitted to Offices in this Province, or persons called to the Bar, or admitted as Attornies, or becoming Officers or Members of any Corporation, the necessity of taking certain Oaths and making certain Declarations which have been heretofore usually required in such cases:—*Be it therefore enacted* by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Assembly of the Province of Upper Canada, constituted and assembled by virtue of and under the authority of an Act passed in the Parliament of Great Britain, entitled "An Act to repeal certain parts of an Act passed in the fourteenth year of His Majesty's Reign, entitled 'An Act for making more effectual provision for the Government of the Province of Quebec, in North America,' and to make further provision for the Government of the said Province," and by the authority of the same, That from and after the passing of this Act it shall not be necessary for any person appointed or to be appointed to any office in this Province, Civil or Military, or who is or may be a Mayor, or other Officer or Member of any Corporation therein, or for any person admitted, called or received, or hereafter to be admitted, called or received, as a Barrister or Attorney, to make any declaration or subscription, or to take or subscribe any other oath than the oath following, that is to say:—

Persons appointed to Office not required to take or subscribe any other Oath or declaration than that hereinafter set forth.

Form of Oath.

"I, A. B. do sincerely promise and swear that I will be faithful and bear true Allegiance to His Majesty King William, (or the Reigning Sovereign for the time being,) as lawful Sovereign of the United Kingdom of Great Britain and Ireland, and of this Province dependant on, and

belonging to the said Kingdom, and that I will defend Him to the utmost of my power against all traitorous conspiracies or attempts whatsoever which shall be made against His Person, Crown or Dignity; and that I will do my utmost endeavour to disclose and make known to His Majesty, His Heirs or Successors, all treasons or traitorous conspiracies and attempts which I shall know to be against Him or any of them; and all this I do swear without any equivocation, mental evasion or secret reservation, and renouncing all pardons and dispensations from any person or power whatsoever to the contrary.—So help me God.”

And also, such oath for the faithful performance of the duties of his office, or for the due exercise of his profession or calling as hath been heretofore required, or shall be hereafter required in any Act to be passed in that behalf.

II. *And be it further enacted by the authority aforesaid*, That the Oath of Allegiance herein prescribed and set forth shall, in case of a Queen succeeding to the Crown of the United Kingdom of Great Britain and Ireland, be taken in the following words, that is to say:—

“I, A. B., do sincerely promise and swear, that I will be faithful, and bear true Allegiance to Her Majesty Queen ——— (the Queen who shall be then Reigning), as Lawful Sovereign of the United Kingdom of Great Britain and Ireland, and of this Province dependant on, and belonging to the said Kingdom; and that I will defend Her to the utmost of my power against all Traitorous Conspiracies or attempts whatsoever which shall be made against Her Person, Crown and Dignity; and that I will do my utmost endeavor to disclose and make known to Her Majesty, Her Heirs and Successors, all Treasons and Traitorous Conspiracies and attempts which I shall know to be against Her, or any of them: and all this I do swear without any equivocation, mental evasion or secret reservation, and renouncing all pardons and dispensations from any Person or Power whatsoever to the contrary—So help me God.”

Form of Oath when a Queen shall succeed to the Throne.

III. *And be it further enacted by the authority aforesaid*, That the Oath of Allegiance herein prescribed and set forth, together with the Oath of Office, or Oath for the due exercise of any profession or calling respectively, shall be, and is hereby required to be taken within the same period, and in the same manner, and subject to the like disabilities and penalties for the omission thereof, as is now by Law provided with respect to the Oaths heretofore required to be taken in any case respectively.

Period within which Oath required to be taken.

No person to be required to take the Sacrament for the purpose of qualifying such person for any Office.

IV. *And whereas* it is expedient to dispense with the necessity of taking the Sacrament of the Lord's Supper, according to the Rites or Usage of the Church of England, for the purpose of qualifying any person to hold Office in this Province, or for any other temporal purpose, privilege or advantage whatsoever: *Be it therefore further enacted by the authority aforesaid*, That notwithstanding any thing contained in any Law or Statute to the contrary, it shall not be necessary, from and after the passing of this Act, for any person within this Province, for any such purpose as aforesaid, to take or receive the Sacrament of the Lord's Supper according to the Rites or Usage of the Church of England, or to deliver a Certificate, or make proof of his having received the said Sacrament in manner aforesaid; and that no person shall hereafter, within this Province, be subject to any penalty, forfeiture, incapacity or disability whatsoever, for or by reason of any neglect or omission to take or receive the said Sacrament.

CHAP. XIV.

AN ACT to continue an Act passed in the Eleventh year of the Reign of His late Majesty King George the Fourth, entitled "An Act to revive and continue, with certain modifications, an Act passed in the Fifty-ninth year of His late Majesty's Reign, entitled 'An Act to alter the Laws now in force for granting Licences to Inn-Keepers, and to give to the Justices of the Peace in General Quarter Sessions assembled for their respective Districts, authority to regulate the Duties hereafter to be paid on such Licences.'"

[Passed 13th February, 1833.]

Preamble.

WHEREAS an Act passed in the Eleventh year of the Reign of His late Majesty King George the Fourth, entitled "An Act to revive and continue, with certain modifications, an Act passed in the Fifty-ninth year of His late Majesty's Reign, entitled 'An Act to alter the Laws now in force for granting Licences to Inn-Keepers, and to give to the Justices of the Peace in General Quarter Sessions assembled for their respective Districts, authority to regulate the Duties hereafter to be paid on such Licences,'" will expire at the close of the present Session of Parliament, if not continued: and it is expedient to continue the same: *Be it therefore enacted*, by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Assembly