

Laws of His Majesty's Province of Upper Canada, passed in the year 1822. York: R. C. Horne, 1822.

2 George IV – Chapter 4

An Act to render ineligible to a Seat in the Commons House of Assembly of this Province, certain descriptions of Persons therein mentioned. Passed 17th January, 1822.

Whereas, the Remote situation of this Infant Colony from the Mother Country, and its proximity to the United States of America, require that its House of Assembly should be free from a foreign influence, which might endanger the best interests of the Province, 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, no person or persons now resident within this Province or who shall or may at any time hereafter come into this Province to reside, who shall or may have taken the Oath of Abjuration against His Majesty's Government, or who shall have been a Member of the Senate or House of Representatives of the said United States, or any of the said United States respectively or who shall or may have held any Office in any of the Executive Departments of State of the said United States or State respectively, or who shall be or may have been convicted in any Foreign Country of Felony or of any offence which if committed in this Province would subject the offender to infamous punishment, shall be capable of being Elected to serve as a Member in the House of Assembly of this Province, any Law usage or custom to the contrary notwithstanding.

II. And be it further enacted by the authority aforesaid, That it shall and may be lawful for the Returning Officer at any Election hereafter to be had of Member to represent in the said House of Assembly, any County, Town or Riding within this Province, and he is herein required at the instance and request of any one Elector of the County, Town or Riding in which such Election shall be held, to tender to every Candidate for the said Election the following Oath:—

"I, A.B. do sincerely and solemnly swear, that during my residence in the United States of America, I have not taken or subscribed any Oath of Abjuration of Allegiance to the Crown of Great Britain, and further, that during my said residence I have not held the Office or appointment of Senator or Member of the House of Representatives of the United States, or of either of the said United States respectively, or held or enjoyed any Office in any of the Executive Departments of State in the said United States or State respectively, so help me God."

III. And be it further enacted by the authority aforesaid, That if any person shall wilfully forswear himself in the Oath taken by virtue of this Act, he shall be deemed guilty of willful and corrupt perjury, and may be punished accordingly.