

Laws of Her Majesty's Province of United Canada, passed in the year 1846. Montreal:
Stewart Derbishire & George Desbarats, 1846.

9 Victoria – Chapter 101

An Act to indemnify Anthony Leslie, Inspector of Licenses, for having, in ignorance of the Law, voted at the late Election for the County of Lanark. 18th May, 1846.

Whereas by an Act passed in the seventh year of Her Majesty's Reign and intituled, *An Act for better securing the Independence of the Legislative Assembly of this Province*, it is among other things in effect enacted, that all Officers employed in the collection of any duties payable to Her Majesty in the nature of Duties of Excise, shall be incapable and incompetent to vote at any election of a Member or Members to serve in the Legislative Assembly of this Province, under a penalty of five hundred pounds, current money of this Province, to be recovered by such person as shall sue for the same by action of debt, bill, plaint or information in and before any Court of competent civil jurisdiction in this Province; And whereas, by reason of the insufficient promulgation of the said Act, it was found expedient, by an Act passed in the last Session of the Provincial Parliament, to indemnify persons who voted at the last General Election in ignorance of the Act first above cited, but such indemnity was not extended to any subsequent election; And whereas Anthony Leslie, of Perth, in the District of Bathurst, Inspector of Licenses in and for the said District of Bathurst, hath by his Petition represented that he voted at the now last election for the County of Lanark, in ignorance of the provision of the Act first above cited, and hath prayed to be indemnified for so voting; and by reason of the short period which elapsed between the said General Election and the said election for the County of Lanark, it is just that the indemnity afforded by the Act secondly above cited should be extended to the said Anthony Leslie, subject to the provisions hereinafter made: Be it therefore enacted, by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and of the Legislative Assembly of the Province of Canada, constituted and assembled by virtue of and under the authority of an Act passed in the Parliament of the United Kingdom of Great Britain and Ireland, intituled, *An Act to re-unite the Provinces of Upper and Lower Canada, and for the Government of Canada*, and it is hereby enacted by the authority of the same, That from and after the passing of this Act no action of debt, bill, plaint or information shall be brought under the Act first cited in the Preamble to this Act, against the said Anthony Leslie for having so voted at the now last election of a Member to represent the said County of Lanark in the Legislative Assembly; and if before the passing of this Act any such action of debt, bill, plaint or information shall have been brought against the said Anthony Leslie, for having so voted, he may apply for and obtain from the Court in which the same shall be pending an Order to stay all proceedings in the case, on condition that he shall pay to the Plaintiff or his Attorney all the costs then incurred by such Plaintiff within sixty days after he shall have caused the same to be duly taxed; and if the said Anthony Leslie shall so pay such costs, then the said Order shall be absolute, and no further proceedings of any kind shall be had in the case; but if he shall fail so to pay such costs, then further proceedings shall be had, as if this Act had not been passed.