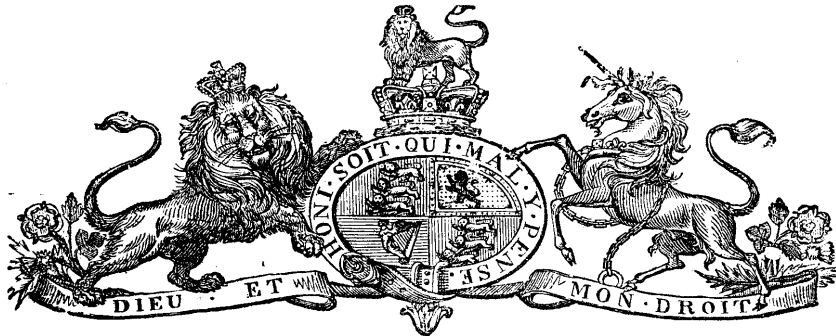


NEW ZEALAND.



ANNO VICESIMO PRIMO ET VICESIMO SECUNDO

VICTORIÆ REGINÆ.

No. 11.

ANALYSIS:

- | | |
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| <p>Title.
Preamble.</p> | <p>2. Governor may delay execution of Writ, or issue supersedeas.</p> |
| <p>1. Supplying vacancies during the recess; Provision in case there be no Speaker.</p> | <p>3. Privilege of the House of Representatives saved.</p> |
| | <p>4. Short Title.</p> |

AN ACT to provide for the issue of Writs for supplying vacancies, in the House of Representatives during the recess.
[3rd June, 1858.]

Title:

WHEREAS it is expedient that provision be made for supplying vacancies in the House of Representatives when the General Assembly is not in Session:

Preamble.

BE IT THEREFORE ENACTED, by the General Assembly of New Zealand, in Parliament assembled, and by the authority of the same as follows :

I. Whenever it shall be established to the satisfaction of the Speaker of the House of Representatives, at any time when the General Assembly is not in Session, that the seat of any Member of the said House has become vacant, by death, resignation, or otherwise, the Speaker shall address the Governor, stating the existence of such vacancy, and the cause thereof,

Supplying vacancies during the recess; Provision in case there be no Speaker.

Election Writs.

and the Governor shall forthwith cause a Writ to be issued for supplying such vacancy: Provided always that if, when any such vacancy shall occur or exist, there be no Speaker, or he be absent from the Colony, a Committee, consisting of the Chairman of Committees (if any) of the said House, such Members of the Executive Council as may be Members of the said House, and any two other Members of the said House, to be nominated from time to time by the Speaker for that purpose, or any two or more of such Committee, upon being satisfied of the existence of such vacancy, may in lieu of the Speaker address the Governor as aforesaid, who shall forthwith cause a Writ to be issued as aforesaid: Provided also that the resignation of seats in the said House shall be addressed to the Speaker, notwithstanding there may be at the time a vacancy in the office of Speaker.

Governor may delay execution of Writ, or issue supersedeas.

II. Whenever it shall appear to the Governor that any doubt exists as to whether a Writ issued under this Act for the election of a Member of the House of Representatives has been duly issued, it shall be lawful for His Excellency to direct that the execution of such Writ shall be delayed; and whenever it shall appear to the Governor that any such Writ has been unduly issued, it shall be lawful for His Excellency to issue a supersedeas to the said Writ.

Privilege of the House of Representatives saved.

III. Nothing in this Act contained shall in anywise abridge the right and privilege of the House of Representatives to be Judges without appeal of the validity of the election of each Member thereof.

Short Title.

IV. The Short Title of this Act shall be "The Elections Writs Act, 1858."