

**1992 SUPPLEMENT
TO
REVISED STATUTES
OF
NOVA SCOTIA
1989**

**BEING A
CONSOLIDATION AND REVISION OF
THE HOUSE OF ASSEMBLY ACT
PRINTED AND PUBLISHED PURSUANT TO
CHAPTER 443 OF THE REVISED STATUTES, 1989,
THE STATUTE REVISION ACT, AND
REPRESENTING THE LAW AS OF JUNE 30, 1992, AND
IN FORCE ON A DAY TO BE FIXED BY
THE GOVERNOR IN COUNCIL BY PROCLAMATION**



CHAPTER 1 (1992 SUPPLEMENT)
OF THE REVISED STATUTES, 1989

**An Act Respecting the Constitution,
Powers and Privileges of the
House of Assembly**

Short title

1 This Act may be cited as the *House of Assembly Act*. R.S., c. 210, s. 1.

INTERPRETATION

Interpretation

2 (1) In this Act,

(a) "committee" means any standing, special or select committee of the House;

(b) "House" means the House of Assembly;

(c) "leader of a recognized party" means the leader in the House of a party represented by two or more members, other than the Premier or the Leader of the Opposition, whose party was a recognized party in accordance with the *Elections Act* and had candidates standing for election for three quarters of the seats of members in the House and whose party received ten per cent or more of the votes officially recorded in the latest general election of members of the House;

(d) "municipal district" means a polling district as defined in the *Municipal Act*;

(e) "outside member" means a member of the House who is ordinarily resident within the meaning of the *Elections Act* more than twenty-five miles distant from the place where the House ordinarily sits;

(f) "Speaker" means the Speaker of the House.

Interpretation of descriptions

(2) In this Act, description references to streets, roads, rights-of-way, water features or railways signifies the centre line of the streets, roads, rights-of-way, water features or railways unless otherwise described or stated. R.S., c. 210, ss. 2, 56; 1992, c. 21, s. 1.

Division of Act

3 It is expressly declared that the division of this Act into Parts is for convenience only. R.S., c. 210, s. 3.

PART I

CONSTITUTION OF THE HOUSE OF ASSEMBLY

Composition of House of Assembly

4 The House shall be composed of fifty-two members, of whom one shall be elected from each of the fifty-two electoral districts named and described as follows:

(a) **Annapolis**, consisting of, in the County of Annapolis,

(i) the Towns of Annapolis Royal, Bridgetown and Middleton,

(ii) in the Municipality of the County of Annapolis, Municipal Districts 1, 2, 3, 4, 5, 9, 10, 11 and 12, and

(iii) in the Municipality of the County of Annapolis, that part of Municipal District 8 lying north and east of a line described as follows: starting at the point where Allains Creek meets the northern boundary of Municipal District 8; then southeast and south along Allains Creek and Allains River to the point due west of the intersection of Highway 8 and Highway 101; then due east in a straight line to the intersection of Highway 8 and Highway 101; then southeast in a straight line to the point where South

Brook flows out of Keenan Lake; then east in a straight line to the point where Ten Mile Brook flows out of Dargie Lake; then east along the southern shore of Dargie Lake to the eastern boundary of Municipal District 8;

(b) Antigonish, consisting of

the County of Antigonish, including Pomquet and Afton Reserve (23);

(c) Argyle, consisting of, in the County of Yarmouth,

the Municipality of the District of Argyle;

(d) Bedford-Fall River, consisting of, in the County of Halifax,

(i) that part of the Town of Bedford lying southeast of Highway 102 (Bicentennial Drive),

(ii) in the Municipality of the County of Halifax, that part of Municipal District 14 lying west of Highway 102,

(iii) in the Municipality of the County of Halifax, that part of Municipal District 17 lying southeast of a line described as follows: starting at the point where Mill Brook flows into Beaver Pond at the western boundary of Municipal District 17; then southeast in a straight line to the point where the northeastern property line of property 40014268 meets the eastern shore of Beaver Pond; then southeast along the northeastern property line of property 40014268 to the eastern corner of property 40014268; then southwest along the southeastern property line of property 40014268 and its southwesterly projection to the northeastern corner of property 40352098; then southwest along the southeastern property line of property 40352098 and its southwesterly projection to the western boundary of Municipal District 17, and

(iv) Shubenacadie Reserve (13);

(e) **Cape Breton Centre**, consisting of, in the County of Cape Breton,

(i) the Towns of Dominion and New Waterford, and

(ii) in the Municipality of the County of Cape Breton, Municipal Districts 5 and 18;

(f) **Cape Breton East**, consisting of, in the County of Cape Breton,

the Town of Glace Bay;

(g) **Cape Breton North**, consisting of, in the County of Cape Breton,

(i) the Towns of North Sydney and Sydney Mines,

(ii) in the Municipality of the County of Cape Breton, that part of Municipal District 2 lying east of a line described as follows: starting at the point where Sullivan Creek flows into Little Pond at the eastern boundary of Municipal District 2; then southwest in a straight line to the point where a power transmission line crosses the Canadian National Railway line (approximately 340 m northwest of Highway 305 (Bras D'Or/Florence Road)); then southeast along the power transmission line to the eastern boundary of Municipal District 2,

(iii) in the Municipality of the County of Cape Breton, that part of Municipal District 3 lying east of a line described as follows: starting at the point where Peppett Street crosses the eastern boundary of Municipal District 3; then northwest along Peppett Street to Highway 125; then north and northeast along Highway 125 and Halfway Road to the northern boundary of Municipal District 3, and

(iv) in the Municipality of the County of Cape Breton, that part of Municipal District 20 lying north of a line described as follows: starting at the point where a power transmission line crosses the

eastern boundary of Municipal District 20 (approximately 700 m northeast of Highway 105 (Trans-Canada Highway)); then northwest along the power transmission line to the western boundary of Municipal District 20;

(h) Cape Breton Nova, consisting of, in the County of Cape Breton,

(i) that part of the City of Sydney lying northeast of a line described as follows: starting at the point where Muggah Creek flows into the South Arm of Sydney Harbour; then southeast along Muggah Creek to Prince Street; then east along Prince Street to Ashby Road; then south and southeast along Ashby Road to Acadia Drive; then northeast along Acadia Drive to the northwesterly projection of the rear property lines of the properties on the southwestern side of Loyola Crescent; then southeast along the northwesterly projection and the rear property lines of the properties on the southwestern side of Loyola Crescent and their southeasterly projection to the southeastern boundary of the City of Sydney,

(ii) in the Municipality of the County of Cape Breton, Municipal Districts 4 and 19, and

(iii) Sydney Reserve (28A);

(i) Cape Breton South, consisting of, in the County of Cape Breton,

(i) that part of the City of Sydney lying southwest of a line described as follows: starting at the point where Muggah Creek flows into the South Arm of Sydney Harbour; then southeast along Muggah Creek to Prince Street; then east along Prince Street to Ashby Road; then south and southeast along Ashby Road to Acadia Drive; then northeast along Acadia Drive to the northwesterly projection of the rear property lines of the properties on the southwestern side of Loyola Crescent; then southeast along the northwesterly projection and the rear property lines of the properties on the south-

western side of Loyola Crescent and their southeasterly projection to the southeastern boundary of the City of Sydney,

(ii) in the Municipality of the County of Cape Breton, that part of Municipal District 17 lying northwest of a line described as follows: starting at the point where the southeastern property line of property 15109820 crosses the northwestern boundary of Municipal District 17; then southwest along the southeastern property line of property 15109820 to the southeastern corner of property 15109820; then southwest in a straight line to the eastern corner of property 15287477; then southwest along the southeastern property line of property 15287477 to the northeastern property line of property 15287469; then southeast along the northeastern property line of property 15287469 to the eastern corner of property 15287469; then southwest along the southeastern property line of property 15287469 and its southwesterly projection to the point where the southeastern property line of property 15176688 crosses the northwestern boundary of Municipal District 17, and

(iii) Membertou Reserve (28B);

(j) Cape Breton The Lakes, consisting of, in the County of Cape Breton,

(i) in the Municipality of the County of Cape Breton, Municipal Districts 1, 6, 7, 8 and 9,

(ii) in the Municipality of the County of Cape Breton, that part of Municipal District 2 lying west of a line described as follows: starting at the point where Sullivan Creek flows into Little Pond at the eastern boundary of Municipal District 2; then southwest in a straight line to the point where a power transmission line crosses the Canadian National Railway line (approximately 340 m northwest of Highway 305 (Bras D'Or/Florence Road)); then southeast along the power transmission line to the eastern boundary of Municipal District 2,

(iii) in the Municipality of the County of Cape Breton, that part of Municipal District 3 lying west of a line described as follows: starting at the point where Peppett Street crosses the eastern boundary of Municipal District 3; then northwest along Peppett Street to Highway 125; then north and northeast along Highway 125 and Halfway Road to the northern boundary of Municipal District 3,

(iv) in the Municipality of the County of Cape Breton, that part of Municipal District 20 lying south of a line described as follows: starting at the point where a power transmission line crosses the eastern boundary of Municipal District 20 (approximately 700 m northeast of Highway 105 (Trans-Canada Highway)); then northwest along the power transmission line to the western boundary of Municipal District 20, and

(v) Eskasoni Reserves (3, 3A);

(k) Cape Breton West, consisting of, in the County of Cape Breton,

(i) the Town of Louisbourg,

(ii) in the Municipality of the County of Cape Breton, Municipal Districts 10, 11, 12, 13, 14, 15 and 16,

(iii) in the Municipality of the County of Cape Breton, that part of Municipal District 17 lying southeast of a line described as follows: starting at the point where the southeastern property line of property 15109820 crosses the northwestern boundary of Municipal District 17; then southwest along the southeastern property line of property 15109820 to the southeastern corner of property 15109820; then southwest in a straight line to the eastern corner of property 15287477; then southwest along the southeastern property line of property 15287477 to the northeastern property line of property 15287469; then southeast along the northeastern property line of property 15287469 to the eastern corner of property 15287469; then southwest along

the southeastern property line of property 15287469 and its southwesterly projection to the point where the southeastern property line of property 15176688 crosses the northwestern boundary of Municipal District 17, and

(iv) Caribou Marsh Reserve (29);

(l) **Chester-St. Margaret's**, consisting of, in the County of Lunenburg,

(i) the Municipality of the District of Chester, including Gold River Reserve (21), New Ross Reserve (20) and Pennal Reserve (19), and

(ii) in the Municipality of the District of Lunenburg, Municipal District 10,

and, in the County of Halifax,

(iii) in the Municipality of the County of Halifax, Municipal District 1, and

(iv) in the Municipality of the County of Halifax, that part of Municipal District 3 lying west of a line described as follows: starting at the northern most point of Municipal District 3; then southeast in a straight line to the point where a power transmission line crosses Highway 103 (approximately 1 km west of Highway 213); then south in a straight line to the point where the East River crosses Highway 3; then south in a straight line to the point where Highway 333 crosses the southeastern boundary of Municipal District 3 at the Peggy's Cove Soi;

(m) **Clare**, consisting of, in the County of Digby,

the Municipality of the District of Clare;

(n) **Colchester-Musquodoboit Valley**, consisting of, in the County of Colchester,

(i) the Town of Stewiacke,

(ii) in the Municipality of the County of Colchester, Municipal Districts 2, 3, 4 and 14, and

(iii) in the Municipality of the County of Colchester, that part of Municipal District 15 lying south of the Salmon River,

and, in the County of Halifax,

(iv) in the Municipality of the County of Halifax, Municipal Districts 12 and 13,

(v) in the Municipality of the County of Halifax, that part of Municipal District 14 lying east of Highway 102, and

(vi) Beaver Lake Reserve (17);

(o) **Colchester North**, consisting of, in the County of Colchester,

(i) in the Municipality of the County of Colchester, Municipal Districts 6, 7, 8, 9, 10, 11, 12 and 16, and

(ii) in the Municipality of the County of Colchester, that part of Municipal District 15 lying north of the Salmon River;

(p) **Cole Harbour-Eastern Passage**, consisting of, in the County of Halifax,

(i) that part of the City of Dartmouth south of a line described as follows: starting at the point where the easterly projection of the rear property lines of the properties on the southern side of Diana Grace Avenue intersects the eastern boundary of the City of Dartmouth; then west along the easterly projection and the rear property lines of the properties on the southern side of Diana Grace Avenue and their westerly projection to the northeastern property line of property 40513806; then northwest along the northeastern property lines of properties 40513806 and 259143 and their northwesterly projection to Highway 111

(Circumferential Highway); then southwest along Highway 111 (Circumferential Highway) to Pleasant Street; then south along Pleasant Street to Irving Street; then southwest along Irving Street and its southwesterly projection to Halifax Harbour,

(ii) that part of the City of Dartmouth south and east of a line described as follows: starting at the point where Portland Street crosses the eastern boundary of the City of Dartmouth; then west along Portland Street to the northerly projection of the rear property lines of the properties on the western side of Donegal Drive; then south along the northerly projection and the rear property lines of the properties on the western side of Donegal Drive to the eastern boundary of the City of Dartmouth,

(iii) in the Municipality of the County of Halifax, Municipal Districts 6 and 24,

(iv) in the Municipality of the County of Halifax, that part of Municipal District 23 lying south of Cole Harbour Road,

(v) in the Municipality of the County of Halifax, that part of Municipal District 25 lying south of a line described as follows: starting at the point where Cole Harbour Road crosses the western boundary of Municipal District 25; then east along Cole Harbour Road to an unnamed brook flowing south from Broom Lake (approximately 200 m southwest of Coleridge Court); then south along the unnamed brook to Cole Harbour; then southeast along Cole Harbour to the eastern boundary of Municipal District 25, and

(vi) Cole Harbour Reserve (30);

(q) **Cumberland North**, consisting of, in the County of Cumberland,

(i) the Town of Amherst, and

(ii) in the Municipality of the County of Cumberland, Municipal Districts 1, 3, 7 and 8;

(r) **Cumberland South**, consisting of, in the County of Cumberland,

(i) the Towns of Oxford, Parrsboro and Springhill,

(ii) in the Municipality of the County of Cumberland, Municipal Districts 2, 4, 5, 6, 9, 10 and 11, and

(iii) Franklin Manor Reserve (22);

(s) **Dartmouth-Cole Harbour**, consisting of, in the County of Halifax,

(i) that part of the City of Dartmouth bounded by a line described as follows: starting at the intersection of Portland Street and Spring Avenue; then northeast and north along Spring Avenue to Mount Edward Road; then east along Mount Edward Road to the southerly projection of the rear property lines of the properties on the eastern side of Erin Drive; then north along the southerly projection and the rear property lines of the properties on the eastern side of Erin Drive and their northerly projection to Main Street; then east along Main Street to the Eastern Boundary of the City of Dartmouth; then south, west and south along the eastern boundary of the City of Dartmouth to Portland Street; then west along Portland Street to Spring Avenue,

(ii) in the Municipality of the County of Halifax, that part of Municipal District 7 lying south of a line described as follows: starting at the point where Main Street crosses the western boundary of Municipal District 7; then east along Main Street to the point where a power transmission line crosses Main Street (approximately 190 m east of Riley Road); then south and east along the power transmission line to the eastern boundary of Municipal District 7,

(iii) in the Municipality of the County of Halifax, that part of Municipal District 23 lying north of Cole Harbour Road, and

(iv) in the Municipality of the County of Halifax, that part of Municipal District 25 lying north and east of a line described as follows: starting at the point where Cole Harbour Road crosses the western boundary of Municipal District 25; then east along Cole Harbour Road to an unnamed brook flowing south from Broom Lake (approximately 200 m southwest of Coleridge Court); then south along the unnamed brook to Cole Harbour; then southeast along Cole Harbour to the eastern boundary of Municipal District 25;

(t) **Dartmouth East**, consisting of, in the County of Halifax,

that part of the City of Dartmouth bounded by a line described as follows: starting at the point where Lake Charles meets the northern boundary of the City of Dartmouth; then south along Lake Charles to the Shubenacadie Canal; then south along the Shubenacadie Canal to Lake Micmac; then south along Lake Micmac to Highway 111 (Circumferential Highway); then southeast and south along Highway 111 (Circumferential Highway) to Portland Street; then east along Portland Street to Spring Avenue; then northeast and north along Spring Avenue to Mount Edward Road; then east along Mount Edward Road to the southerly projection of the rear property lines of the properties on the eastern side of Erin Drive; then north along the southerly projection and the rear property lines of the properties on the eastern side of Erin Drive and their northerly projection to Main Street; then east along Main Street to the eastern boundary of the City of Dartmouth; then northwest, west and south along the eastern and northern boundaries of the City of Dartmouth to the point where Lake Charles meets the northern boundary of the City of Dartmouth;

(u) **Dartmouth North**, consisting of, in the County of Halifax,

that part of the City of Dartmouth lying northwest of a line described as follows: starting at the point where Lake Charles meets the northern boundary of the City of Dartmouth; then south along Lake Charles to the Shubenacadie Canal; then south along the Shubenacadie Canal to Lake Micmac; then south along Lake Micmac to Highway 111 (Circumferential Highway); then northwest along Highway 111 (Circumferential Highway) to Micmac Boulevard; then southwest along Micmac Boulevard to Glen Manor Drive; then southwest along Glen Manor Drive to Crichton Avenue; then southwest along Crichton Avenue to Crichton Park Road; then northwest along Crichton Park Road to Thistle Street; then southwest along Thistle Street to Victoria Road; then northwest along Victoria Road to Nantuckett Avenue; then southwest along Nantuckett Avenue and the Angus L. Macdonald Bridge to Halifax Harbour;

(v) **Dartmouth South**, consisting of, in the County of Halifax,

that part of the City of Dartmouth bounded by a line described as follows: starting at the point where the Angus L. Macdonald Bridge meets Halifax Harbour; then northeast along the Angus L. Macdonald Bridge and Nantuckett Avenue to Victoria Road; then southeast along Victoria Road to Thistle Street; then northeast along Thistle Street to Crichton Park Road; then southeast along Crichton Park Road to Crichton Avenue; then northeast along Crichton Avenue to Glen Manor Drive; then northeast along Glen Manor Drive to Micmac Boulevard; then northeast along Micmac Boulevard to Highway 111 (Circumferential Highway); then southeast and south along Highway 111 (Circumferential Highway) to Portland Street; then east along Portland Street to the northerly projection of the rear property lines of the properties on the western side of Donegal Drive; then south along the northerly projection and the rear property lines of the

properties on the western side of Donegal Drive to the eastern boundary of the City of Dartmouth; then southwest and southeast along the eastern boundary of the City of Dartmouth to the easterly projection of the rear property lines of the properties on the southern side of Diana Grace Avenue; then west along the easterly projection and the rear property lines of the properties on the southern side of Diana Grace Avenue and their westerly projection to the northeastern property line of property 40513806; then northwest along the northeastern property lines of properties 40513806 and 259143 and their northwesterly projection to Highway 111 (Circumferential Highway); then southwest along Highway 111 (Circumferential Highway) to Pleasant Street; then south along Pleasant Street to Irving Street; then southwest along Irving Street and its southwesterly projection to Halifax Harbour; then north and northwest along Halifax Harbour to the point where the Angus L. Macdonald Bridge meets Halifax Harbour;

(w) **Digby-Annapolis**, consisting of, in the County of Digby,

(i) the Town of Digby,

(ii) the Municipality of the District of Digby, and

(iii) Bear River Reserve (6) (western part),

and, in the County of Annapolis,

(iv) in the Municipality of the County of Annapolis, Municipal Districts 6 and 7,

(v) that part of Municipal District 8 lying south and west of a line described as follows: starting at the point where Allains Creek meets the northern boundary of Municipal District 8; then southeast and south along Allains Creek and Allains River to the point due west of the intersection of Highway 8 and Highway 101; then due east in a straight line to the intersection to Highway 8 and Highway 101; then

southeast in a straight line to the point where South Brook flows out of Keenan Lake; then east in a straight line to the point where Ten Mile Brook flows out of Dargie Lake; then east along the southern shore of Dargie Lake to the eastern boundary of Municipal District 8, and

(vi) Bear River Reserves (6 (eastern part), 6A, 6B);

(x) **Eastern Shore**, consisting of, in the County of Halifax,

(i) in the Municipality of the County of Halifax, Municipal Districts 9, 10 and 11, and

(ii) Sheet Harbour Reserve (36);

(y) **Guysborough-Port Hawkesbury**, consisting of

(i) the County of Guysborough,

and, in the County of Inverness,

(ii) the Town of Port Hawkesbury, and

(iii) in the Municipality of the County of Inverness, that part of Municipal District 1 lying south of a line described as follows: starting at the northern most point of the boundary between Municipal District 1 and the Town of Port Hawkesbury; then due north in a straight line to Pleasant Hill Road; then northwest in a straight line to the intersection of Highway 105 (Trans-Canada Highway) and Long Stretch Road; then northwest in a straight line to the point where Mill Brook flows out of Horton Lake; then west along Mill Brook to Long Pond; then northwest along the northern shore of Long Pond to the northern most point of Long Pond; then due west in a straight line to the Strait of Canso;

(z) **Halifax Atlantic**, consisting of, in the County of Halifax,

(i) that part of the City of Halifax lying south and west of a line described as follows: starting at the point where the Northwest Arm meets Halifax Harbour; then northwest along the Northwest Arm to the northwestern most point of the Northwest Arm; then northwest in a straight line to the centre of the Armdale Rotary; then south in a straight line to Herring Cove Road; then south along Herring Cove Road to the southerly projection of the rear property lines of the properties on the western side of Punchbowl Drive; then north along the southerly projection and the rear property lines of the properties on the western side of Punchbowl Drive to the rear property lines of the properties on the northern side of Punchbowl Drive; then west along the westerly projection of the rear property lines of the properties on the northern side of Punchbowl Drive to Northwest Arm Drive; then southeast along Northwest Arm Drive to Old Sambro Road; then due west in a straight line to Long Lake; then west, south and west along the southern shore of Long Lake to the western boundary of the City of Halifax, and

(ii) in the Municipality of the County of Halifax, Municipal District 5;

(aa) Halifax Bedford Basin, consisting of, in the County of Halifax,

that part of the City of Halifax lying north of a line described as follows: starting at the point where the Canadian National Railway line crosses the western boundary of the City of Halifax; then east and southeast along the Canadian National Railway line to Highway 103; then northeast along Highway 103 to Highway 102 (Bicentennial Drive); then east along Highway 102 (Bicentennial Drive) to Northwest Arm Drive; then northwest and north along Northwest Arm Drive and Dunbrack Street to Willett Street; then southeast along Willett Street to the westerly projection of the rear property lines of the properties on the northern side of Sybil Court; then east along the westerly projection and the rear property lines of the properties on the northern side

of Sybyl Court and their easterly projection to Lacewood Drive; then southeast along Lacewood Drive to Vimy Avenue; then east along Vimy Avenue and its easterly projection to the Canadian National Railway line; then northeast in a straight line to the southern most point of Bedford Basin (Fairview Cove);

(ab) Halifax Chebucto, consisting of, in the County of Halifax,

that part of the City of Halifax bounded by a line described as follows: starting at the point where Kempt Road crosses the Canadian National Railway line; then south along the Canadian National Railway line to Chebucto Road; then southwest along Chebucto Road and its southwesterly projection to the centre of the Armdale Rotary; then southeast in a straight line to Quinpool Road; then southeast and east along Quinpool Road to Oxford Street; then south along Oxford Street to Jubilee Road; then east along Jubilee Road to Robie Street; then north along Robie Street to Quinpool Road; then west along Quinpool Road to Windsor Street; then northwest along Windsor Street to Kempt Road; then west along Kempt Road to the Canadian National Railway line;

(ac) Halifax Citadel, consisting of, in the County of Halifax,

(i) that part of the City of Halifax lying south and east of a line described as follows: starting at the point where the Northwest Arm meets Halifax Harbour; then northwest along the Northwest Arm to the northwestern most point of the Northwest Arm; then northwest in a straight line to the centre of the Armdale Rotary; then southeast in a straight line to Quinpool Road; then southeast and east along Quinpool Road to Oxford Street; then south along Oxford Street to Jubilee Road; then east along Jubilee Road to Robie Street; then north along Robie Street to Quinpool Road; then east along Quinpool Road and Cogswell Street to Brunswick Street; then east along the westbound lane of Cogswell Street to

Barrington Street; then due northeast in a straight line to Halifax Harbour,

(ii) together with Sable Island;

(ad) **Halifax Fairview**, consisting of, in the County of Halifax,

that part of the City of Halifax bounded by a line described as follows: starting at the point where the Canadian National Railway line crosses Highway 103; then northeast along Highway 103 to Highway 102 (Bicentennial Drive); then east along Highway 102 (Bicentennial Drive) to Northwest Arm Drive; then northwest and north along Northwest Arm Drive and Dunbrack Street to Willett Street; then southeast along Willett Street to the westerly projection of the rear property lines of the properties on the northern side of Sybyl Court; then east along the westerly projection and the rear property lines of the properties on the northern side of Sybyl Court and their easterly projection to Lacewood Drive; then southeast along Lacewood Drive to Vimy Avenue; then east along Vimy Avenue and its easterly projection to the Canadian National Railway line; then south along the Canadian National Railway line to Chebucto Road; then southwest along Chebucto Road and its southwesterly projection to the centre of the Armdale Rotary; then south in a straight line to Herring Cove Road; then south along Herring Cove Road to the southerly projection of the rear property lines of the properties on the western side of Punchbowl Drive; then north along the southerly projection and the rear property lines of the properties on the western side of Punchbowl Drive to the rear property lines of the properties on the northern side of Punchbowl Drive; then west along the westerly projection of the rear property lines of the properties on the northern side of Punchbowl Drive to Northwest Arm Drive; then southeast along Northwest Arm Drive to Old Sambro Road; then due west in a straight line to Long Lake; then west, south and west along the southern shore of Long Lake to the western boundary of the City of Halifax; then

northwest along the western boundary of the City of Halifax to the intersection of the boundaries of the City of Halifax and Municipal District 4 and Municipal District 5 of the Municipality of the County of Halifax, then north in a straight line to the point where the Canadian National Railway line crosses Highway 103;

(ae) **Halifax Needham**, consisting of, in the County of Halifax,

that part of the City of Halifax lying north and east of a line described as follows: starting at the southern most point of Bedford Basin (Fairview Cove); then southwest in a straight line to the point where the easterly projection of Vimy Avenue intersects the Canadian National Railway line; then south along the Canadian National Railway line to Kempt Road; then east along Kempt Road to Windsor Street; then southeast along Windsor Street to Quinpool Road; then east along Quinpool Road and Cogswell Street to Brunswick Street; then east along the westbound lane of Cogswell Street to Barrington Street; then due northeast in a straight line to Halifax Harbour;

(af) **Hants East**, consisting of, in the County of Hants,

the Municipality of the District of East Hants, including Indian Brook Reserve (14);

(ag) **Hants West**, consisting of, in the County of Hants,

the Town of Hantsport, the Town of Windsor and the Municipality of the District of West Hants, including St. Croix Reserve (34);

(ah) **Inverness**, consisting of, in the County of Inverness,

(i) in the Municipality of the County of Inverness, Municipal Districts 2, 3, 4, 5, 6, 7, 8, 9, 10, 12, 13 and 14,

(ii) in the Municipality of the County of Inverness, that part of Municipal District 1 lying north of a line described as follows: starting at the northern most point of the boundary between Municipal District 1 and the Town of Port Hawkesbury; then due north in a straight line to Pleasant Hill Road; then northwest in a straight line to the intersection of Highway 105 (Trans-Canada Highway) and Long Stretch Road; then northwest in a straight line to the point where Mill Brook flows out of Horton Lake; then west along Mill Brook to Long Pond; then northwest along the northern shore of Long Pond to the northern most point of Long Pond; then due west in a straight line to the Strait of Canso,

(iii) in the Municipality of the County of Inverness, that part of Municipal District 11 lying south of the southern boundary of Cape Breton Highlands National Park, and

(iv) Malagawatch Reserve (4), Margaree Reserve (25) and Whycocomagh Reserve (2);

(ai) Kings North, consisting of, in the County of Kings,

(i) the Town of Kentville,

(ii) in the Municipality of the County of Kings, Municipal Districts 1, 2 and 3, and

(iii) in the Municipality of the County of Kings, that part of Municipal District 4 lying east of a line described as follows: starting at the point where Canada Creek flows into the Minas Channel; then south along Canada Creek to Black Rock Road; then southeast and south along Black Rock Road to the southern boundary of Municipal District 4;

(aj) Kings South, consisting of, in the County of Kings,

(i) the Town of Wolfville,

(ii) in the Municipality of the County of Kings, Municipal Districts 11 and 12,

(iii) in the Municipality of the County of Kings, that part of Municipal District 9 lying east of a line described as follows: starting at the point where the northerly projection of Joudrey Mountain Road (Miller Lane) meets the northern boundary of Municipal District 9, then south along the northerly projection and Joudrey Mountain Road (Miller Lane) to the southern end of Joudrey Mountain Road (Miller Lane) (approximately 200 m north of Waterville Airfield); then southeast in a straight line to the point where a power transmission line crosses Sharpe Brook (approximately 200 m north of Randolph Road); then south along Sharpe Brook to Prospect Road; then southwest in a straight line to the point where Arenburgs Meadows Brook crosses the southern boundary of Municipal District 9,

(iv) in the Municipality of the County of Kings, that part of Municipal District 10 lying east of a line described as follows: starting at the point where Arenburgs Meadows Brook crosses the northern boundary of Municipal District 10; then southeast along Arenburgs Meadows Brook to North River Road; then south in a straight line to the point where the western shore of Four Mile Lake crosses the western boundary of Municipal District 10, and

(v) Cambridge Reserve (32) and Horton Reserve (35);

(ak) Kings West, consisting of, in the County of Kings,

(i) the Town of Berwick,

(ii) in the Municipality of the County of Kings, Municipal Districts 5, 6, 7 and 8,

(iii) in the Municipality of the County of Kings, that part of Municipal District 4 lying west of a line described as follows: starting at the point where Canada Creek flows into the Minas Channel;

then south along Canada Creek to Black Rock Road; then southeast and south along Black Rock Road to the southern boundary of Municipal District 4,

(iv) in the Municipality of the County of Kings, that part of Municipal District 9 lying west of a line described as follows: starting at the point where the northerly projection of Joudrey Mountain Road (Miller Lane) meets the northern boundary of Municipal District 9; then south along the northerly projection and Joudrey Mountain Road (Miller Lane) to the southern end of Joudrey Mountain Road (Miller Lane) (approximately 200 m north of Waterville Airfield); then southeast in a straight line to the point where a power transmission line crosses Sharpe Brook (approximately 200 m north of Randolph Road); then south along Sharpe Brook to Prospect Road; then southwest in a straight line to the point where Arenburgs Meadows Brook crosses the southern boundary of Municipal District 9, and

(v) in the Municipality of the County of Kings, that part of Municipal District 10 lying west of a line described as follows: starting at the point where Arenburgs Meadows Brook crosses the northern boundary of Municipal District 10; then southeast along Arenburgs Meadows Brook to North River Road; then south in a straight line to the point where the western shore of Four Mile Lake crosses the western boundary of Municipal District 10;

(al) **Lunenburg**, consisting of, in the County of Lunenburg,

(i) the Towns of Lunenburg and Mahone Bay,

(ii) in the Municipality of the District of Lunenburg, Municipal Districts 1, 2, 3 and 4, and

(iii) in the Municipality of the District of Lunenburg, that part of Municipal District 5 lying east of a line described as follows: starting at the point where the Canadian National Railway line crosses the northern boundary of Municipal District

5 (approximately 2.25 km west of the LaHave River); then southeast along the Canadian National Railway line to the LaHave River; then southeast along the LaHave River to New Germany Lake; then south along the western shore of New Germany Lake to the West River; then southwest along the West River to Varner Brook; then southeast in a straight line to the point where Manning Brook crosses Lower Branch Road; then southeast in a straight line to the point on Veinot Road 300 m southwest of the intersection of Veinot Road and Osborne Road; then northeast along Veinot Road to the LaHave River; then southeast along the LaHave River to Wentzells Lake; then south along Wentzells Lake to the LaHave River; then southeast along the LaHave River to the southern boundary of Municipal District 5;

(am) **Lunenburg West**, consisting of, in the County of Lunenburg,

(i) the Town of Bridgewater,

(ii) in the Municipality of the District of Lunenburg, Municipal Districts 8, 9, 13 and 15, and

(iii) in the Municipality of the District of Lunenburg, that part of Municipal District 5 lying west of a line described as follows: starting at the point where the Canadian National Railway line crosses the northern boundary of Municipal District 5 (approximately 2.25 km west of the LaHave River); then southeast along the Canadian National Railway line to the LaHave River; then southeast along the LaHave River to New Germany Lake; then south along the western shore of New Germany Lake to the West River; then southwest along the West River to Varner Brook; then southeast in a straight line to the point where Manning Brook crosses Lower Branch Road; then southeast in a straight line to the point on Veinot Road 300 m southwest of the intersection of Veinot Road and Osborne Road; then northeast along Veinot Road to the LaHave River; then southeast along the LaHave River to Wentzells Lake; then south along Wentzells Lake to the

LaHave River; then southeast along the LaHave River to the southern boundary of Municipal District 5;

(an) Pictou Centre, consisting of, in the County of Pictou,

the Towns of New Glasgow, Stellarton and Trenton;

(ao) Pictou East, consisting of, in the County of Pictou,

(i) the Town of Westville,

(ii) in the Municipality of the County of Pictou, Municipal Districts 10, 11, 12, 13, 14, 15, 16 and 17,

(iii) in the Municipality of the County of Pictou, that part of Municipal District 1 excluding Pictou Island, and

(iv) Boat Harbour West Reserve (37), Fishers Grant Reserves (24, 24G) and Merigomish Harbour Reserve (31);

(ap) Pictou West, consisting of, in the County of Pictou,

(i) the Town of Pictou,

(ii) in the Municipality of the County of Pictou, Municipal Districts 2, 3, 4, 5, 6, 7, 8 and 9, and

(iii) in the Municipality of the County of Pictou, that part of Municipal District 1 contained in Pictou Island;

(aq) Preston, consisting of, in the County of Halifax,

(i) in the Municipality of the County of Halifax, Municipal District 8, and

(ii) in the Municipality of the County of Halifax, that part of Municipal District 7 lying north of a line described as follows: starting at the point where Main Street crosses the western boundary of Municipal District 7; then east along Main Street to the point where a power transmission line crosses Main Street (approximately 190 m east of Riley Road); then south and east along the power transmission line to the eastern boundary of Municipal District 7;

(ar) Queens, consisting of

the County of Queens, including Medway River Reserve (11), Ponhook Lake Reserve (10) and Wildcat Reserve (12);

(as) Richmond, consisting of

the County of Richmond, including Chapel Island Reserve (5);

**(at) Sackville-Beaverbank, consisting of,
in the County of Halifax,**

(i) that part of the Town of Bedford lying northwest of Highway 102 (Bicentennial Drive),

(ii) in the Municipality of the County of Halifax, Municipal Districts 15 and 19,

(iii) in the Municipality of the County of Halifax, that part of Municipal District 17 lying northwest of a line described as follows: starting at the point where Mill Brook flows into Beaver Pond at the western boundary of Municipal District 17; then southeast in a straight line to the point where the northeastern property line of property 40014268 meets the eastern shore of Beaver Pond; then southeast along the northeastern property line of property 40014268 to the eastern corner of property 40014268; then southwest along the southeastern property line of property 40014268 and its southwesterly projection to the northeastern corner of property 40352098; then southwest along the

southeastern property line of property 40352098 and its southwesterly projection to the western boundary of Municipal District 17,

(iv) in the Municipality of the County of Halifax, that part of Municipal District 18 lying north of a line described as follows: starting at the western most point of the boundary between Municipal District 18 and the City of Halifax; then northwest in a straight line to the point where Highway 213 intersects an unnamed road (approximately 400 m west of Pockwock Road and approximately 620 m east of Yankeetown Road); then west in a straight line to the western most point of Municipal District 18,

(v) in the Municipality of the County of Halifax, that part of Municipal District 21 lying north of a line described as follows: starting at the point where the Beaverbank Connector crosses the eastern boundary of Municipal District 21; then southwest along the Beaverbank Connector to Highway 101; then due southwest in a straight line to the western boundary of Municipal District 21, and

(vi) in the Municipality of the County of Halifax, that part of Municipal District 22 lying north of Beaverbank Road;

(au) **Sackville-Cobequid**, consisting of, in the County of Halifax,

(i) in the Municipality of the County of Halifax, Municipal Districts 16 and 20,

(ii) in the Municipality of the County of Halifax, that part of Municipal District 21 lying south of a line described as follows: starting at the point where the Beaverbank Connector crosses the eastern boundary of Municipal District 21; then southwest along the Beaverbank Connector to Highway 101; then due southwest in a straight line to the western boundary of Municipal District 21, and

(iii) in the Municipality of the County of Halifax, that part of Municipal District 22 lying south of Beaverbank Road;

(av) **Shelburne**, consisting of

the County of Shelburne;

(aw) **Timberlea-Prospect**, consisting of, in the County of Halifax,

(i) that part of the City of Halifax lying west of a line described as follows: starting at the point where the Canadian National Railway line crosses the western boundary of the City of Halifax; then east and southeast along the Canadian National Railway line to Highway 103; then south in a straight line to the intersection of the boundaries of the City of Halifax and Municipal District 4 and Municipal District 5 of the Municipality of the County of Halifax,

(ii) in the Municipality of the County of Halifax, Municipal Districts 2 and 4,

(iii) in the Municipality of the County of Halifax, that part of Municipal District 3 lying east of a line described as follows: starting at the northern most point of Municipal District 3; then southeast in a straight line to the point where a power transmission line crosses Highway 103 (approximately 1 km west of Highway 213); then south in a straight line to the point where the East River crosses Highway 3; then south in a straight line to the point where Highway 333 crosses the southeastern boundary of Municipal District 3 at the Peggy's Cove Soi, and

(iv) in the Municipality of the County of Halifax, that part of Municipal District 18 lying south of a line described as follows: starting at the western most point of the boundary between Municipal District 18 and the City of Halifax; then northwest in a straight line to the point where Highway 213 intersects an unnamed road (approxi-

mately 400 m west of Pockwock Road and approximately 620 m east of Yankeetown Road); then west in a straight line to the western most point of Municipal District 18;

(ax) **Truro-Bible Hill**, consisting of, in the County of Colchester,

(i) the Town of Truro,

(ii) in the Municipality of the County of Colchester, Municipal Districts 1, 5 and 13, and

(iii) Millbrook Reserve (27) and Truro Reserves (27A, 27B, 27C);

(ay) **Victoria**, consisting of

(i) the County of Victoria, including Wagmatcook Reserve (1),

and, in the County of Inverness,

(ii) in the Municipality of the County of Inverness, that part of Municipal District 11 lying north of the southern boundary of Cape Breton Highlands National Park;

(az) **Yarmouth**, consisting of, in the County of Yarmouth,

the Town of Yarmouth and the Municipality of the District of Yarmouth, including Yarmouth Reserve (33). 1992, c. 21, s. 2.

"commission" defined

5 (1) In this Section, "commission" means the independent electoral boundaries commission appointed pursuant to this Section.

Duration of electoral districts

(2) The electoral districts described in Section 4 have effect until new electoral districts are approved pursuant to this Section.

Independent electoral boundaries commission

(3) No later than the thirty-first day of March, 2002, and, thereafter, within ten years after the last change in electoral districts made pursuant to this Section, and at least once in every ten years from the thirty-first day of March, 2002, an independent electoral boundaries commission shall be appointed and issued terms of reference by a select committee of the House constituted to appoint the members of the commission.

Report

(4) The commission shall prepare, for approval by the House, a report recommending the boundaries and names for the electoral districts comprising the House.

Terms of reference

(5) The terms of reference of the commission shall provide that

(a) the commission is broadly representative of the population of the Province;

(b) the commission prepare a preliminary report and hold public hearings prior to preparing the preliminary report; and

(c) following the preparation of the preliminary report the commission hold further public hearings prior to preparing its final report.

Tabling report

(6) The final report of the commission shall be laid before the House, if the House is then sitting, and the Premier, or the Premier's designate, shall table the report in the House on the next sitting day.

Filing report

(7) If the House is not sitting when the final report of the commission is completed, the final report of the commission shall be filed with the Clerk of the House and the Premier, or the Premier's designate, shall table the final report in the House within ten days after the House next sits.

Duty to introduce legislation

(8) Within ten sitting days after the final report of the commission is tabled in the House pursuant to subsection (6) or (7), the Government shall introduce legislation to implement the recommendations contained in the final report of the commission. 1992, c. 21, s. 2.

Mi'kmaq representative

6 (1) The House hereby declares its intention to include as an additional member a person who represents the Mi'kmaq people, such member to be chosen and to sit in a manner and upon terms agreed to and approved by representatives of the Mi'kmaq people.

Meeting with representatives of Mi'kmaq

(2) Until the additional member referred to in subsection (1) is included, the Premier, the Leader of the Official Opposition and the leader of a recognized party shall meet at least annually with representatives of the Mi'kmaq people concerning the nature of Mi'kmaq representation in accordance with the wishes of the Mi'kmaq people, and the Premier shall report annually to the House on the status of the consultations. 1992, c. 21, s. 2.

"municipal boundary" defined

7 (1) In this Section, "municipal boundary" means a boundary of

- (a) a city;
- (b) an incorporated town;
- (c) a municipality of a county;
- (d) a municipality of a district;
- (e) a village service commission;
- (f) a municipal district.

Alteration of electoral boundaries

(2) The boundaries of an electoral district set out in this Act shall be altered only by amendment to this Act.

Reference to county or municipal boundary

(3) Where the description of the boundaries of an electoral district refers to or incorporates a county boundary or a municipal boundary, the county boundary or municipal boundary is the boundary as it existed on the first day of January, 1992. R.S., c. 210, s. 17; 1992, c. 21, s. 3.

Duration of House

8 The House shall continue for five years from the expiration of forty days next after the issuing of writs for any general election unless sooner dissolved, and no longer. R.S., c. 210, s. 18.

Demise of Crown

9 No House shall determine or be dissolved by the demise of the Crown. R.S., c. 210, s. 19.

By-election

10 (1) Where a seat in the House becomes vacant, a writ for an election to fill the vacancy shall be issued within six months after the vacancy occurs and such election shall be held within twelve months after the vacancy occurs.

Section does not apply

(2) This Section does not apply where a vacancy occurs within twelve months before the expiry of the time limited for the duration of the House by Section 8.

Writ deemed superseded

(3) If the House is dissolved after the issue of a writ pursuant to this Section, such writ shall thereupon be deemed to have been superseded and withdrawn. R.S., c. 210, s. 20.

PART II

MEMBERS OF THE HOUSE

A - QUALIFICATIONS

Qualifications

11 A person eligible as a member of the House shall be a British subject by birth or naturalization of not less than nineteen years of age. R.S., c. 210, s. 21.

Commencement of membership

12 A person shall be a member of the House when that person has been declared elected and returned as such by the returning officer. R.S., c. 210, s. 22.

B - RESIGNATIONS

Vacation of seat by member

13 Any member of the House may vacate that member's seat by written notice to the Speaker, if the House is in session, or to the Provincial Secretary, if the House is not in session. R.S., c. 210, s. 23.

Vacation of seat by Speaker

14 (1) The Speaker may vacate the Speaker's seat by a declaration to that effect in the House, if in session, or by written notice to the Provincial Secretary, if the House is not in session.

Resignation from office by Speaker

(2) The Speaker may resign office as Speaker by a declaration to that effect in the House, if in session, or by written notice to the Provincial Secretary, if the House is not in session.

Vacancy in office of Speaker

(3) In case of a vacancy happening in the office of Speaker by death, resignation or otherwise, the House shall, with all practicable speed, proceed to elect another of its members to be Speaker and, until the election of a Speaker as aforesaid, the Deputy Speaker shall perform all

the duties and exercise all the authority of Speaker. R.S., c. 210, s. 24.

Duration of occupation of office of Speaker

15 Subject to Section 14, the Speaker shall be considered to have occupied that position from the date of the Speaker's election as a member of the House or from the date the previous Speaker vacated office, whichever last occurs, until the date of the next following general election or a new Speaker is elected, whichever first occurs. R.S., c. 210, s. 25.

Duration of occupation of office of Deputy Speaker

16 Unless the Deputy Speaker's seat is vacated or the Deputy Speaker resigns or dies, the Deputy Speaker shall be considered to have occupied that position from the date of the Deputy Speaker's election as a member of the House or from the date the previous Deputy Speaker vacated office, whichever last occurs, until the date of the next following general election or a new Deputy Speaker is elected, whichever first occurs. R.S., c. 210, s. 26.

PART III

DISQUALIFICATIONS AND INDEPENDENCE

Disqualification as member

17 (1) Except as hereinafter specially provided, no person who

- (a) is a member of the Senate;
- (b) is a member of the House of Commons of Canada;
- (c) causes, suffers or permits himself to be nominated as a candidate for the representation of any electoral district in the House of Commons of Canada; or
- (d) accepts or holds any office in the service of the Government of Canada, or the

Government of Nova Scotia to which any salary or wage of any kind is attached,

shall be eligible as a member of the House unless that person has resigned such office before nomination for election as such member, and given notice of such resignation to the Provincial Secretary, or shall sit or vote in the House during the time that person holds such office.

Interpretation of clause (d)

(2) Clause (d) of subsection (1) does not include the office of a member of the Executive Council or any office that is held by a member of the Executive Council as such a member. R.S., c. 210, s. 27.

Conflict of interest

18 Except as otherwise provided in this Act, no person holding or enjoying, undertaking or executing, directly or indirectly, alone or with another, personally or by the interposition of a trustee or third person, any contract or agreement with the Government of Nova Scotia or with any minister or department thereof for which any public money of Nova Scotia is to be paid for any service, work, matter or thing, shall be eligible as a member of the House or shall sit or vote therein. R.S., c. 210, s. 28.

Vacation of seat required

19 (1) Except as otherwise provided in this Act, if a member of the House

(a) becomes a member of the Senate;

(b) causes, suffers or permits himself to be nominated as a candidate for the representation of any electoral district in the House of Commons of Canada; or

(c) accepts or holds any office in the service of the Government of Canada, or the Government of Nova Scotia to which any salary or wage of any kind is attached,

that member's seat in the House shall thereupon become vacant.

Interpretation of clause 19(1)(c)

(2) Clause (c) of subsection (1) does not include the office of a member of the Executive Council or any office that is held by a member of the Executive Council as such a member. R.S., c. 210, s. 29.

Exceptions

20 (1) Unless otherwise disqualified, nothing in Section 17, 18 or 19 shall render any person ineligible or disqualify that person from sitting or voting in the House by reason of that person being

(a) a member of Her Majesty's Army, Navy or Air Force while on active service in wartime or an officer in the militia or a militiaman;

(b) in receipt of a pension or disability allowance for a disability incurred in active service in wartime;

(c) a justice of the peace, notary public, commissioner for administering oaths or coroner;

(d) interested as an executor, administrator or trustee only having otherwise no beneficial interest in any contract or agreement, as aforesaid, or being a person on whom the completion of any contract or agreement, express or implied devolves by descent or limitation or by marriage or as devisee or legatee, until twelve months have elapsed after the same has so devolved upon that person;

(e) a shareholder of an incorporated company having any such contract or agreement, unless such contract or agreement is for the building of a public work for the Province and such work has not been let by tender to the lowest bidder;

(f) a contractor for the loan of money or for securities for money to the Government of

Nova Scotia, under the authority of the Legislature after public competition, or respecting the purchase or payment of the bonds, public stock or debentures of Nova Scotia on terms common to all persons;

(g) the proprietor of or otherwise interested in any newspaper in which official advertisements are inserted or that is subscribed for by the Government of Nova Scotia or any minister, department or institution thereof;

(h) a surety or contractor or otherwise liable for the payment of money for or on account of any person in any Government institution;

(i) a surety for a public officer or other person required by law to furnish security to the Crown;

(j) a member of any medical board or commission of any hospital;

(k) in receipt of, or agreeing to receive, compensation in respect of any property taken or purchased by the Crown or any department or commission of the Government of Nova Scotia where the amount of such compensation has been fixed by an award made pursuant to the *Expropriation Act* or other Act of the Province, or where the judge of the county court for the county in which the property is situated has certified in writing that the amount of compensation is fair and reasonable;

(l) a party to any contract or agreement of a casual nature for the supplying of any service, work, matter or thing where such contract or agreement is not made in the course of continued and successive transactions of like character;

(m) in the temporary or part-time employment or service of the Dominion of Canada or of the Province of Nova Scotia where such employ-

ment requires special qualifications or professional skill;

(n) a member of any commission, committee or other body appointed under the authority of any Act of the Legislature and declared by such Act to be entitled to remuneration or allowance while a member of the Assembly;

(o) a person holding a permanent, interim or temporary certificate or a permit as a teacher pursuant to the *Education Act*, including a principal, vice-principal or department head, and employed in the public service of the Province in a vocational school or community college.

Application of Civil Service Act

(2) Sections 35, 36 and 38 to 40 of the *Civil Service Act* do not apply to a person referred to in clause (o) of subsection (1).

Absence of teacher from school or college

(3) Where a person referred to in clause (o) of subsection (1) is absent from duties at a vocational school or community college to attend to duties as a member of the House or do anything as a consequence of being a member of the House, that person

(a) shall not suffer a loss of salary or benefits in respect of employment at the vocational school or community college for the first twenty-one days so absent in an instructional year; and

(b) shall not thereafter be paid in respect of such employment while so absent in that instructional year,

and, without limiting the generality of the foregoing, every day during which the House, or a committee thereof of which the person is a member, is sitting and every day during which that person is so absent for any part thereof to attend to duties as a member of the House or do anything as a consequence of being a member of the House that person is deemed to be so absent. R.S., c. 210, c. 30; 1990, c. 21, s. 16.

Disqualification for election

21 No person who is disqualified by the judgment of a court of competent jurisdiction from being elected to or sitting in the House of Commons of Canada, by reason of any violation of any Act of the Parliament of Canada relating to elections or to the trial of controverted elections of members of the House of Commons of Canada, shall be eligible for election as a member of the House so long as such disqualification continues. R.S., c. 210, c. 31.

Disqualification on account of conviction

22 (1) A person who stands convicted of an indictable offence that is punishable by imprisonment for a maximum of more than five years is not eligible to be

(a) nominated as a candidate for election as a member of the House; or

(b) elected as a member of the House,

for a period of five years from the date of conviction and, if the sentence imposed for the offence or substituted by a competent authority has not been fully served at the end of that period, for the further time remaining to be served in that sentence.

Conviction set aside

(2) Where a conviction is set aside by a competent authority, any disability imposed by this Section is removed. R.S., c. 210, s. 32.

Conviction of member

23 Where a person who is a member of the House is convicted of an indictable offence that is punishable by imprisonment for a maximum of more than five years, that member forthwith ceases to be a member, and the seat of that member is and is deemed to be vacant until an election is held in that electoral district according to law. R.S., c. 210, s. 33.

Promotion of bill or other matter

24 (1) No member of the House, and no barrister or solicitor who in the practice of the profession of law is a partner of any member of the House, shall accept or receive, either directly or indirectly, any fee, compensation or reward for or in respect of the promoting of any bill, resolution, matter or thing submitted or intended to be submitted to the consideration of the House, or any committee.

Penalty

(2) Any person violating this Section shall be liable to a penalty of three hundred dollars, in addition to the amount or value of the fee, compensation or reward accepted or received by that person.

Recovery of penalty

(3) Such penalty and such amount or value may be recovered in the Trial Division of the Supreme Court by any person who sues for the same.

Disposition of penalty

(4) One half of the amount recovered shall belong to the Crown and one half to the person who sues, unless that person was a party to or implicated in the violation of this Act in respect of which the action was brought, or was a witness at the trial of the action in which cases the whole shall belong to the Crown. R.S., c. 210, s. 34.

Ineligible person not to sit or vote

25 (1) No person declared by this Act or by any other law ineligible as a member of the House shall sit or vote in the House while under such disability.

Penalty

(2) If any such person sits or votes in the House, that person shall forfeit the sum of one thousand dollars for every day that that person sits or votes, and such sum may be recovered by an action against that person in the Trial Division of the Supreme Court at the suit of any person. R.S., c. 210, s. 35.

PART IV
POWERS AND PRIVILEGES
A - THE HOUSE OF ASSEMBLY

Privileges, immunities and powers

26 (1) In all matters and cases not specially provided for by an enactment of this Province, the House and the committees and members thereof respectively shall hold, enjoy and exercise such and the like privileges, immunities and powers as are from time to time held, enjoyed and exercised by the House of Commons of Canada, and by the committees and members thereof respectively.

Judicial notice

(2) Such privileges, immunities and powers shall be part of the general and public law of the Province, and it shall not be necessary to plead the same, but the same shall in all courts of justice in this Province, and by and before all justices, be taken notice of judicially. R.S., c. 210, s. 36.

Liability of member

27 No member of the House shall be liable to any civil action or to prosecution, arrest, imprisonment or damages by reason of any matter or thing brought by the member by petition, bill, resolution, motion or otherwise, or said by the member, before the House. R.S., c. 210, s. 37.

No arrest of member during session

28 Except for any violation of this Act, no member of the House shall be liable to arrest, detention or molestation for any debt or cause whatever of a civil nature, during any session of the Legislature, or during the fifteen days preceding or the fifteen days following such session. R.S., c. 210, s. 38.

Exemption from jury duty

29 During the periods mentioned in Section 28, all officers and servants of the House, or any committee, shall be exempt from serving or attending as jurors before any court of justice. R.S., c. 210, s. 39.

Power to compel attendance and production

30 (1) The House may at all times command and compel the attendance before the House, or before any committee, of such persons and the production of such papers and things as the House or committee deems necessary for any of its proceedings or deliberations.

Warrant for attendance and production

(2) Whenever the House requires the attendance of any person before the House or before any committee, the Speaker may issue a warrant, directed to the person named in the order of the House, requiring the attendance of such person before the House or committee, and the production of such papers and things as are ordered. R.S., c. 210, s. 40.

No liability for act done on direction of House

31 (1) No person shall be liable to damages or otherwise for any act done under the authority and within the legal power of the House, or under or by virtue of any warrant issued under such authority.

Assistance

(2) All persons to whom such warrants are directed may command the aid and assistance of all sheriffs, bailiffs, constables and others, and every refusal or failure to give such aid or assistance when required shall be a violation of this Act.

Protection of Speaker and officer of House

(3) No action shall be brought against the Speaker or any officer of the House, or any person assisting the Speaker or such officer, for any act or thing done by authority of the House. R.S., c. 210, s. 41.

Rules

32 (1) The House may establish rules for its government and the attendance and conduct of its members, and alter, amend and repeal the same, and may punish members for disorderly conduct or breach of the rules of the House.

Existing rules

(2) The rules and orders of the House existing on the fourth day of April, 1876, continue in force until altered, amended or repealed.

Force and effect of law

(3) All rules of the House not inconsistent with this Act have the force and effect of law until altered, amended or repealed. R.S., c. 210, s. 42.

House to be court of record

33 (1) The House is a court of record, and has all the rights and privileges of a court of record for the purpose of summarily inquiring into and punishing the acts, matters and things herein declared to be violations of this Act.

Powers and jurisdiction of House

(2) For the purposes of this Act, the House is hereby declared to possess all such powers and jurisdiction as is necessary for inquiring into, judging and pronouncing upon the commission or doing of any such acts, matters or things, and awarding and carrying into execution the punishment therefor provided by this Act.

Warrant of commitment

(3) Every warrant of commitment under this Section shall succinctly and clearly state and set forth on its face the nature of the offence in respect of which it is issued.

Rules

(4) The House has power to make such rules as are deemed necessary or proper for its procedure as such court as aforesaid. R.S., c. 210, s. 43.

B - COMMITTEES OF THE HOUSE**Oral examination of witness by committee**

34 Any committee may require that facts, matters and things relating to the subject of inquiry before such committee be verified, or otherwise ascertained by the oral examination of witnesses, and may examine such witnesses, upon oath, and for that purpose the chair or any member of

such committee may administer an oath in the form following or to the like effect, to any such witness:

The evidence you shall give to the committee, touching (*stating here the matter then before the committee*), shall be the truth, the whole truth, and nothing but the truth. So help you God.

R.S., c. 210, s. 44.

Taking of affidavit

35 Where witnesses are not required to be orally examined before such committee, any oath, affirmation, declaration or affidavit in writing, that is required to be made or taken by or according to any rule or order of the House, or by direction of any such committee, and in respect of any matter or thing pending or proceeding before such committee, may be made and taken before any clerk of the House, any commissioner for taking affidavits in the Supreme Court or any notary public. R.S., c. 210, s. 45.

Continuation of committee after House prorogues

36 (1) The House may declare that a committee is not dissolved by prorogation of the House and may authorize it to continue its inquiries after the House is prorogued.

Powers of committee after House prorogues

(2) The committee has and may exercise the same powers after the House is prorogued as it had or could have exercised before the House prorogued.

New committee required

(3) The House at the next session shall appoint a new committee consisting of the same or other members to inquire into the same matter as the committee that was authorized to continue its inquiries pursuant to subsection (1) and the last mentioned committee is thereupon dissolved and shall deliver to the new committee all material considered, evidence taken by it and its findings thereon, if any.

Function and power of new committee

(4) The new committee may consider all material, evidence and findings delivered to it pursuant to subsection (3) and may continue to inquire into the matter. R.S., c. 210, s. 46.

PART V

OFFENCES AND PENALTIES

Offence

37 The following acts, matters and things are prohibited and shall be deemed violations of this Act:

(a) insults to or assaults or libels upon members of the House during the session of the Legislature;

(b) obstructing, threatening or attempting to force or intimidate members of the House;

(c) the refusal or failure of any member or officer of the House, or other person, to obey any rule, order or resolution of the House;

(d) the offering to or acceptance by any member of the House of a bribe to influence the member in the member's proceedings as such member, or the offering to or acceptance by any such member of any fee, compensation or reward for or in respect of the promotion of any bill, resolution, matter or thing submitted to or intended to be submitted to the House or any committee;

(e) assaults upon or interference with officers of the House while in the execution of their duty;

(f) tampering with any witness in regard to evidence to be given by the witness before the House or any committee;

(g) giving false witness or prevaricating, or otherwise misbehaving in giving or refusing to give evidence or to produce papers before the House or any committee;

(h) disobedience to a warrant issued under the authority of this Act requiring the attendance of witnesses before the House or any committee;

(i) presenting to the House or to any committee any forged or falsified document, with intent to deceive the House or committee;

(j) forging, falsifying or unlawfully altering any of the records of the House or of any committee, or any document or petition presented or filed, or intended to be presented or filed, before the House or committee, or the setting or subscribing by any person of the name of any other person to any such document or petition with intent to deceive;

(k) the bringing of any civil action or prosecution against, or the causing or effecting of any arrest or imprisonment of any member of the House in any civil proceeding for or by reason of any matter or thing brought by the member by petition, bill, resolution, motion or otherwise, or said by the member before the House;

(l) the causing or effecting the arrest, detention or molestation of a member of the House for any debt or cause whatever of a civil nature, during a session of the Legislature, or during the fifteen days preceding or the fifteen days following such session;

(m) the bringing of any civil action against the Sergeant-at-Arms, the Chief Messenger, official or servant of the House for removing on the direction of the Speaker of the House, chair of a committee of the House, or any member of the House, any person from the House lobbies, corridors, or halls of the building who is creating a disturbance, using violent or insulting language or otherwise disturbing the peace within the said House, committee rooms, corridors or lobbies thereof. R.S., c. 210, s. 47.

Penalty

38 (1) Every person who is guilty of a violation of this Act shall be liable, in addition to any other penalty or

punishment to which that person is by law liable, to imprisonment for such time during the session of the Legislature then being held as is determined by the House.

Determination of House to be final

(2) The determination of the House, upon any proceeding pursuant to this Act, is final and conclusive. R.S., c. 210, s. 48.

PART VI

INDEMNITY OF MEMBERS

Annual indemnity and allowance

39 (1) Each member of the House shall be paid out of the Consolidated Fund of the Province an annual indemnity and allowance for expenses in the amounts determined pursuant to Section 45.

Maximum indemnity and allowance

(2) Notwithstanding subsection (1), no member of the House is entitled to receive a total indemnity and allowance for expenses exceeding the amount referred to in subsection (1) in any calendar year regardless of the number of sittings or sessions of the House or the number of Houses constituted in that calendar year.

Adjustment of indemnity and allowance

(3) Notwithstanding subsection (1), if during a calendar year a person becomes a member or ceases to be a member, then the maximum indemnity and allowance for expenses to which that member is entitled in the calendar year is the total amount of the indemnity and allowance for expenses referred to in subsection (1) divided by twelve and multiplied by the number of months in the calendar year that the member is a member.

Duration of membership in House

(4) For the purpose of this Section,

(a) a member is and is deemed to be a member from the ordinary polling day on which the member is elected;

(b) a member is and is deemed to continue to be a member until

(i) the member dies,

(ii) the member resigns, or

(iii) when the House of which the member is a member is dissolved, the day preceding the polling day fixed in the writ issued immediately following the dissolution,

whichever occurs first; and

(c) a person who is a member for any part of a month is and is deemed to be a member for the whole of that month.

Travelling and accommodation expenses

(5) Each outside member, except a member of the Executive Council holding the recognized position of Premier or a member of the Executive Council having charge of a department or departments or a member occupying the recognized position of Leader of the Opposition or a member occupying the recognized position of leader of a recognized party, shall be paid out of the Consolidated Fund of the Province an amount to reimburse the member for reasonable travelling expenses incurred for fifty-two trips each year between the City of Halifax and the member's constituency and for reasonable expenses incurred for accommodation and other reasonable expenses incurred as a result of being in the City of Halifax as a member, as determined by the Legislature Internal Economy Board. R.S., c. 210, s. 49.

Severance allowance

40 (1) A person who

(a) is a member of the House immediately before the House is dissolved or is ended by the passage of time and does not become a member of the next following House; or

(b) is a member of the House and resigns as a member of the House,

shall be paid a severance allowance equal to the product of

(c) the person's number of years of service as a member of the House;

(d) 0.067; and

(e) the annual indemnity and allowance for a member at the rate in force immediately before the person ceased to be a member,

but in any case not less than twenty-five per cent nor greater than one hundred per cent of the annual indemnity and allowance referred to in clause (e).

Instalments

(2) The severance allowance referred to in subsection (1) shall be paid in twelve equal instalments commencing thirty days after the person ceases to be a member.

Members' Retiring Allowances Act

(3) If a person receiving a severance allowance pursuant to subsection (1) begins to receive payments pursuant to the *Members' Retiring Allowances Act*, the severance allowance payments shall cease forthwith. R.S., c. 210, s. 50.

Constituency expenses

41 (1) Each member of the House is entitled to recover such sum as is determined by regulation by the Legislature Internal Economy Board for expenses actually incurred by the member as a member of the House while serving in the member's electoral district for the provision of office space, equipment, meeting places, secretarial service and travel within the electoral district.

Subsection (1) does not apply

(2) Subsection (1) does not apply after the House is dissolved and before the polling day next immediately following dissolution.

Approval of reimbursement

(3) No reimbursement shall be made to a member pursuant to subsection (1) except upon such approval as has been determined by the Legislature Internal Economy Board. R.S., c. 210, s. 51.

Salary of Speaker and Deputy Speaker

42 (1) In addition to the amounts payable pursuant to Section 39, there shall be paid out of the Consolidated Fund of the Province an annual salary, in the amount determined pursuant to Section 45, to

- (a) the Speaker; and
- (b) the Deputy Speaker.

Expenses

(2) The Speaker and the Deputy Speaker shall be paid from the Consolidated Fund of the Province such sums of money as are necessary to indemnify them for reasonable expenses of travel, accommodation or otherwise incurred while absent from their ordinary place of residence in connection with the business of the House, or as a representative of the House or of the Province, whether the House is in session or not.

Salary of Leader of Opposition

(3) In addition to the amounts payable pursuant to Section 39, there shall be paid out of the Consolidated Fund of the Province to the member occupying the recognized position of Leader of the Opposition an annual salary, in the amount determined pursuant to Section 45, payable in monthly instalments, and the salary shall commence as of the month in which the member commences to hold the position and shall be discontinued as of the last day of the month in which the member ceases to hold the position.

Salary of leader of recognized party

(4) In addition to the amounts payable pursuant to Section 39, there shall be paid out of the Consolidated Fund of the Province to the member occupying the recognized position of leader of a recognized party other than the Premier and the Leader of the Opposition, an annual

salary, in the amount determined pursuant to Section 45, payable in monthly instalments, and the salary shall commence as of the month in which the member commences to hold the position and shall be discontinued as of the last day of the month in which the member ceases to hold the position.

Expenses

(5) Every leader of a party, except the Premier, who is an outside member as defined by this Act shall be paid out of the Consolidated Fund of the Province in addition to the amounts to which the leader is entitled pursuant to this Act an amount to reimburse the leader for travelling expenses for fifty-two trips each year between the City of Halifax and the leader's constituency and for actual expenses for accommodation and other reasonable expenses incurred as a result of being in the City of Halifax while the House is in session and such other expenses as are authorized by regulation of the Legislature Internal Economy Board for an assistant travelling with the leader. R.S., c. 210, s. 52.

Offices for Leader of Opposition

43 (1) The Leader of the Opposition shall be provided with office facilities consisting of a private office for the Leader, a private office for a senior assistant or senior secretary, a private office for a director of research and a research assistant, a reception area for the Leader's secretary and a working area for a secretary for the director of research and the research assistant and necessary equipment for the office and the cost of the office facilities and the necessary equipment shall be paid out of the Consolidated Fund of the Province.

Employees of Leader of Opposition

(2) The salaries, as determined pursuant to subsection (5), of

- (a) two secretaries;
- (b) a director of research;
- (c) a research assistant; and

- (d) a senior assistant or senior secretary,

employed by the Leader of the Opposition shall be paid out of the Consolidated Fund of the Province.

Offices for leader of recognized party

(3) The leader of a recognized party, other than the Premier and the Leader of the Opposition, shall be provided with the office facilities consisting of a private office for the leader, a senior assistant or senior secretary, and a private office for the leader's research assistant and a reception area for the leader's secretary and necessary equipment for the office and the cost of the office facilities and the necessary equipment shall be paid out of the Consolidated Fund of the Province.

Employees of leader of recognized party

(4) The salaries, as determined pursuant to subsection (5), of

- (a) a secretary;
- (b) a research assistant; and
- (c) a senior assistant or senior secretary,

employed by the leader of a recognized party pursuant to subsection (3) shall be paid out of the Consolidated Fund of the Province.

Schedule of compensation

(5) The Civil Service Commission from time to time shall fix and determine schedules of compensation for the senior assistant or senior secretary, for the director of research, the secretaries and the research assistants in the same manner as it fixes and determines schedules of compensation for civil servants, provided that the initial salary of the research assistants shall not exceed fifteen thousand dollars *per annum*.

Deemed employees of Province

(6) The senior assistant or senior secretary, director of research, the secretaries and the research assistants are deemed to be employees of the Province for the purposes of the *Public Service Superannuation Act*, vacation

and sick leave pursuant to the *Civil Service Act*, group life insurance and other forms of insurance or benefits to which civil servants are entitled from time to time.

Expenses

(7) The Leader of the Opposition and the leader of a recognized party, other than the Premier, shall be paid from the Consolidated Fund of the Province such sum as is determined by the Legislature Internal Economy Board to indemnify them for reasonable expenses incurred for travelling or otherwise in the discharge of their official duties. R.S., c. 210, s. 53.

Regulations

44 (1) The Legislature Internal Economy Board may make regulations

(a) respecting postage and stationery required by members when the House is in session, both for general correspondence and for legislative and constituency matters but not including householder or constituency wide mailings or other general dissemination of circulars;

(b) respecting appropriate supply of copies of Hansard and other House documents and records for distribution by members;

(c) to provide for offices for the use of private members;

(d) providing for secretarial assistance to private members;

(e) respecting the amount of the living allowance for a member, or, in lieu of that living allowance, reimbursement for actual expenses incurred in respect of accommodation, travel and other reasonable expenses pertaining to attendance by a member at the House or at a committee of the House while the House is in session;

(f) respecting remuneration or allowances paid to a member for services as a member or as chair of a committee of the House;

(g) respecting reimbursement of reasonable expenses of a member of the House incurred in respect of travel for fifty-two trips each year between the City of Halifax and the member's constituency and reasonable expenses incurred for accommodation and other reasonable expenses incurred as a result of being in the City of Halifax as a member;

(h) respecting reimbursement of reasonable expenses of a member of the House incurred on account of travel in furtherance of legislative or constituency business;

(i) respecting reimbursement for reasonable expenses incurred by a member of the House while serving in the member's electoral district in respect of office space, equipment, meeting places, secretarial service and travel within the constituency;

(j) respecting reimbursement for reasonable expenses for an assistant travelling with the leader of a party;

(k) respecting the reimbursement for long distance telephone charges incurred by members for calls within their constituencies or between their constituency and Halifax;

(l) respecting remuneration or payment in lieu of any of the matters referred to in clauses (a) to (k) above or in addition thereto;

(m) for the purposes of determining the basis of reimbursement, the form of the reimbursement account and the manner of its certification and approval of it for payment in respect of any payment that is authorized by this Act;

(n) defining any expression used in this Act and not herein defined;

(o) generally for any matter or thing that is necessary to be done to more effectively carry out the intent and purpose of this Act.

Regulations on penalty for non-attendance

(2) The House may by resolution adopt regulations fixing penalties for non-attendance of members and any monetary penalty so fixed and assessed is a charge against any money that the member is entitled to under this Act.

Salary of certain officers

(3) Notwithstanding Sections 48, 50 and 53, the Legislature Internal Economy Board may determine the salary of the Chief Clerk, the Assistant Clerk and the Sergeant-at-Arms after review by that Board. R.S., c. 210, s. 54.

Inquiry into salaries and allowances

45 (1) The Speaker, after appropriate consultation, shall on or before the first day of October in each year appoint persons to make an inquiry and a report respecting the indemnities, allowances and salaries to be paid pursuant to this Act, the *Executive Council Act* and the *Members' Retiring Allowances Act*.

Powers, privileges, immunities

(2) The persons appointed pursuant to subsection (1) have all the powers and privileges and immunities of a commissioner pursuant to the *Public Inquiries Act* and shall complete their inquiry and deliver their report containing recommendations to the Speaker on or before the first day of December in the year in which they are appointed.

Implementation of recommendations

(3) The Speaker, upon receipt of the report containing the recommendations of the persons appointed pursuant to subsection (1), shall cause the recommendations to be implemented and they have the same force and effect as if enacted by the Legislature and are in substitution for pro-

visions of this Act, the *Executive Council Act* and the *Members' Retiring Allowances Act*, as the case may be.

Application of recommendations

(4) The recommendations apply, from the first day of January immediately following the year in which the persons are appointed to make the report, until subsequently changed. R.S., c. 210, s. 55.

PART VII

OFFICERS

A - CLERK OF THE ASSEMBLY

Chief Clerk

46 The Governor in Council may appoint a suitable person to be Chief Clerk of the House, who shall perform all the duties performed by the Chief Clerk of the House prior to the seventeenth day of April, 1937, in addition to the further duties prescribed after that date. R.S., c. 210, s. 57.

Duty of Chief Clerk

47 (1) The Chief Clerk has the care and custody of all bills, journals, records, parchments and documents of every kind relating to or connected with the House.

Further duty

(2) The Chief Clerk shall on the first day of the opening of a new Assembly for the despatch of business attend the House until a Speaker has been elected, and shall, previous to the meeting of the House, attend and swear in the members elect. R.S., c. 210, s. 58.

Salary and term of office of Chief Clerk

48 The Chief Clerk shall be paid a salary of thirty thousand dollars a year, and holds office during good behaviour. R.S., c. 210, s. 59.

B - ASSISTANT CLERK OF THE HOUSE OF ASSEMBLY

Assistant Clerk

49 The Governor in Council may appoint a suitable person to be Assistant Clerk of the House, who shall perform all the duties performed by the Assistant Clerk of the House prior to the seventeenth day of April, 1937, and all such other duties as are from time to time prescribed by the Governor in Council. R.S., c. 210, s. 60.

Salary and term of office

50 The Assistant Clerk shall be paid a salary of twenty-five thousand dollars a year and holds office during good behaviour. R.S., c. 210, s. 61.

Duties

51 The Assistant Clerk shall, in the absence of the Chief Clerk, perform all the duties and exercise all the authority of the Chief Clerk. R.S., c. 210, s. 62.

C - LEGISLATIVE COUNSEL

Legislative Counsel

52 (1) The Governor in Council may appoint a person to be Legislative Counsel who shall perform all the duties performed by the Law Clerk prior to the fifth day of April, 1941, and in addition the Legislative Counsel shall

(a) prepare such legislation as may be from time to time entrusted to the Legislative Counsel;

(b) prepare such consolidation and revision of, and other matters relating to, the statutes or any statute as is from time to time directed by the Attorney General or the Governor in Council;

(c) perform such other duties as are from time to time prescribed by the Attorney General or the Governor in Council.

Salary and term of office

(2) The Legislative Counsel shall be paid such salary as the Governor in Council from time to time determines and holds office during good behaviour. R.S., c. 210, s. 63.

D - SERGEANT-AT-ARMS

Salary of Sergeant-at-arms

53 The Sergeant-at-arms of the House shall be paid a salary of sixteen thousand dollars a year. R.S., c. 210, s. 64.

Expenses of officers and staff

54 There shall be paid out of the Consolidated Fund of the Province to the officers and staff of the House such sums of money as are authorized from time to time by the Speaker or other member of the Legislature Internal Economy Board to indemnify them for reasonable expenses of travel, accommodation or otherwise incurred while absent from their ordinary place of residence in connection with the business of the House, or as a representative of the House or of the Province, whether the House is in session or not. R.S., c. 210, s. 65.

PART VIII

GENERAL

Copy of journal prima facie evidence

55 Upon any inquiry touching the privileges, immunities or powers of the House, or of any committee or member thereof, any copy of the journals of the House printed or purporting to be printed by the order of the House, shall be admitted as *prima facie* evidence of such journals by all courts, justices and others, without further proof that such copy was so printed. R.S., c. 210, s. 66.

No action on correct publication of proceedings

56 In any civil proceeding against any person for or on account or in respect of the publication of any copy of any report, paper, vote or proceedings of the House, the defen-

dant at any stage of the proceedings may lay before the court or judge such report, paper, vote or proceedings, and such copy, with an affidavit verifying such report, paper, vote or proceedings, and the correctness of such copy, and the court or judge shall immediately stay such civil proceeding, and the same, and every originating notice or process issued therein, shall be finally put an end to, determined and superseded. R.S., c. 210, s. 67.

Bona fide publication is defence

57 It is lawful in any civil proceeding against any person for printing any extract from or abstract of any such report, paper, vote or proceedings, to give in evidence such report, paper, vote or proceedings, and to show that such extract or abstract was published *bona fide*, and without malice, and if in the opinion of the court, or if in the opinion of the jury, if there is a jury, such publication was *bona fide* and without malice, judgment shall be rendered or a verdict shall be entered for the defendant. R.S., c. 210, s. 68.

Copy of journal prima facie evidence

58 A copy of the journals of the House, printed or purporting to be printed by order of the House, shall be admitted as *prima facie* evidence of such journals by all courts and justices without further proof that such copies were so printed. R.S., c. 210, s. 69.

PART IX

TRANSITIONAL

Effective date of Act

59 This Act has effect on, from and after, but not before, the dissolution or the determination by the effluxion of time of the fifty-fifth General Assembly and has effect from that day notwithstanding any provision in the *Elections Act* to the contrary.

Establishment of constituency organizations

60 (1) Notwithstanding Section 59, on, from and after the thirtieth day of June, 1992, all necessary steps may be taken to establish constituency organizations based on the electoral districts contained in this Act including, for greater certainty, the appointment of officials and committees and the transfer of assets from the constituency organizations which existed prior to that date.

Chief Electoral Officer

(2) When a constituency organization is established in accordance with subsection (1), the Chief Electoral Officer shall, notwithstanding Section 59, recognize and deal with the new constituency organization for the purpose of performing the functions of the Chief Electoral Officer.

Effective date of actions

(3) All actions taken pursuant to subsection (1) are and are deemed to be effective on, from and after the date they are done.

Schedule to 1992 Supplement to Revised Statutes, 1989 of Acts Repealed

**Enactments embodied in the 1992 Supplement to the
Revised Statutes of Nova Scotia, 1989, and repealed upon
the effective date of the Supplement**

R.S. 1989 c. 210

**together with all amendments to the foregoing chapter that were
in force on June 30, 1992,**

1992 c. 21 ss. 4, 5