

laws relating to the Commons House of Parliament of the United Kingdom and the members thereof shall, so far as applicable and subject to the provisions of that Act, extend to the House of Commons of Northern Ireland and the members thereof, and that His Majesty may, by Order in Council, make such provisions as may appear to Him necessary or proper for making any provisions of the election laws applicable to elections of members of the Senate and House of Commons of Northern Ireland:

And whereas the expression "election laws" and the expression "existing" are defined in section seventy-four of the said Act, and by virtue of the said section and of an Order in Council made under the said Act and dated the twenty-fourth day of March nineteen hundred and twenty-one the expression "existing election laws" means the election laws existing at the third day of May nineteen hundred and twenty-one:

Now, therefore, His Majesty is pleased, by and with the advice of His Privy Council, to order, and it is hereby ordered as follows:—

1.—(1) This order may be cited as the Election Laws Application (House of Commons, Northern Ireland) Order, 1921.

(2) In this order, unless the context otherwise requires—

The expression "the Act" means the Government of Ireland Act, 1920;

The expression "existing" means existing at the third day of May, 1921.

The expression "laws" includes any orders, rules and regulations made under any existing Act and in force in Northern Ireland at the said date.

(3) The Interpretation Act, 1889, applies for the purpose of the interpretation of this order in like manner as it applies for the interpretation of an Act of Parliament.

2. The existing election laws (other than those relating to the registration of electors, to the creation of polling districts or to commissions of inquiry under the Election Commissioners Act, 1852), save where inconsistent with the Act or the provisions in any other Order in Council made under the Act, shall in their application to electors and elections of members to serve in the House of Commons of Northern Ireland have effect, subject to the adaptations and modifications in this order.

3. In those laws:—

(a) references to Parliament shall be construed as references to the Parliament of Northern Ireland, and the expression "parliamentary" shall be construed accordingly;

(b) references to the House of Commons shall be construed as references to the House of Commons of Northern Ireland, and references to each, either, or both of the Houses of Parliament shall be construed as references to each, either, or both Houses of the Parliament of Northern Ireland;

(c) references to the Speaker or Deputy Speaker of the House of Commons shall be construed as references to the person holding the corresponding office, by whatever title designated, in the House of Commons of Northern Ireland, and references to the clerk or other officer of the House of Commons shall be construed as references to the person holding a corresponding office, by whatever title designated, in the House of Commons of Northern Ireland;

(d) provisions as to an election of members to serve in a new Parliament of the United

Kingdom shall apply to an election of members to serve in the first as well as to an election of members to serve in any new Parliament of Northern Ireland, and the expression "general election" shall be construed accordingly:

Provided that—

I. The foregoing provisions of this article shall not apply to references to Parliament or to the House of Commons, or to either or both of the Houses of Parliament where they occur in relation to the provision of money by Parliament under section twenty-eight of the Parliamentary Elections Act, 1868, or in relation to the laying of documents before Parliament and proceedings consequential thereon, or in the expressions "Act of Parliament," "Acts of Parliament," or "Common Law of Parliament."

II. In section one of the Election of Members during Recess Act, 1858, the expression "previous determination of the House of Commons" shall be construed as meaning a previous determination of the House of Commons of the United Kingdom and not of the House of Commons of Northern Ireland, and section four of the said Act shall not apply.

III. The provisions of paragraph (2) of section thirty-eight of the Parliamentary Elections Act, 1868, and of any other enactments as to proceedings consequential upon a member of the House of Commons becoming a peer of Great Britain shall not apply.

IV. In section six of the Ballot Act, 1872, the expression "moneys provided by Parliament" means moneys provided either by the Parliament of the United Kingdom or by the Parliament of Northern Ireland; and in paragraph (d) of section twenty of the Corrupt and Illegal Practices Prevention Act, 1883, the expression "parliamentary grant" shall be construed in a similar manner.

4.—(1) In those laws:—

(a) references to constituencies shall be construed as references to constituencies named in Part II. of the Fifth Schedule to the Act;

(b) references to parliamentary counties shall be construed as references to county constituencies named in Part II. of the said Schedule, whether consisting of one or more counties or of a county and a borough; and references to divisions of a parliamentary county shall not apply;

(c) references to parliamentary boroughs shall be construed as referring to the borough of Belfast; and references to divisions of a borough shall be construed as referring to the constituencies in the borough of Belfast which are named in Part II. of the said Schedule.

(2) For the purposes of an election of members to serve in the House of Commons of Northern Ireland for any county constituency named in Part II. of the Fifth Schedule to the Act:—

(a) if the constituency consists of a single county, the under sheriff of the county shall be the returning officer;

(b) if the constituency consists of two counties or of a county and a borough such one of the under sheriffs of the said counties or of the said county and borough as may be nominated by the Lord Lieutenant shall be