



Parliamentary Oaths Act 1866

1866 CHAPTER 19 29 and 30 Vict

5 Penalty for omission to take oath.

If any member of the House of Peers votes by himself or his proxy in the House of Peers, or sits as a peer during any debate in the said House without having made and subscribed the oath hereby appointed, he shall for every such offence be subject to a penalty of five hundred pounds, to be recovered by action in [^{F1}the High Court]; and if any member of the House of Commons votes as such in the said House, or sits during any debate after the Speaker has been chosen, without having made and subscribed the oath hereby appointed, he shall be subject to a like penalty for every such offence, and in addition to such penalty his seat shall be vacated in the same manner as if he were dead.

Textual Amendments

F1 Words substituted by virtue of [Supreme Court of Judicature \(Consolidation\) Act 1925 \(c. 49\), ss. 18, 224\(1\)](#)

Modifications etc. (not altering text)

C1 The “oath hereby appointed” means the oath of allegiance in the form provided by [Promissory Oaths Act 1868 \(c. 72\), s. 2](#): *ibid.*, s. 8

Changes to legislation:

There are currently no known outstanding effects for the Parliamentary Oaths Act 1866, Section 5.