

or them, and the party or parties that shall willingly and knowingly procure the same, and every or any of them by the party aggrieved at his Election.

Sheriff and presiding Officer to be conservators of the Peace on the day of Election, and vested with powers of Justices of the Peace.

XXIX. And be it enacted, That the Sheriff, Deputy, Under Sheriff, or person presiding at the respective Polling places at every such Election after such Sheriffs, Deputies, Under Sheriffs, or persons presiding as aforesaid shall have taken and subscribed the oath required by this Act to be taken by such Sheriffs, Deputies, Under Sheriffs, or persons presiding shall be during the day and days on which the Election may be held, and they are hereby declared to be Conservators of the Peace, and severally vested with the same powers for the preservation of the Peace and apprehension and committal for trial, or holding to bail, or trying and convicting violators of the Law and good order as are vested in the Justices of the Peace of the Province; and that for the purpose of keeping the Peace and preserving good order at any Election, it shall and may be lawful for any such Sheriff, Deputy, Under Sheriff or person presiding as aforesaid, to require the assistance of all Justices of the Peace, Constables and other persons present at such Elections to aid and assist him in doing so; and it shall and may be lawful for any such Sheriff, Deputy, Under Sheriff or person presiding as aforesaid to commit any person for a breach of the Peace, molesting or threatening any Elector at coming to or returning from the said Election, or for any other violation of good order, to the custody and charge of any Constable or Constables, person or persons on view for such time as he in his discretion shall or may deem expedient, or by a writing under his hand to commit to prison for the like offence for any period not extending beyond the close of the Poll, and the day of holding the same; and when thereunto required all Justices of the Peace, Constables and others at the said Election are enjoined to aid and assist such person presiding, and Justice and Justices of the Peace in discharging such duties under pain of being deemed guilty of a misdemeanor and liable to punishment therefor; and all Justices of the Peace residing in the City, Town or Parish wherein the Election is held, shall upon being notified in writing by such person presiding attend at such Election for the purpose of aiding in preserving peace and order thereat; and such Justice or Justices or person presiding shall and may when they consider it necessary appoint and swear in any number of special Constables to act as Peace Officers, and assist in maintaining peace and order at such Election: Provided always, that upon the written application of any Candidate or the Agent of any Candidate or of any two or more Electors, any Sheriff or Deputy shall and he is hereby required to swear in such special Constables.

All Justices of the Peace and Constables to be aiding.

All Justices residing where Elections is held to attend on being notified.

Special Constables may be sworn in.

Special Constables to be sworn in by Sheriff, &c. on requisition.

Members of Assembly may vacate their seats.

XXX. And be it enacted, That from and after the passing of this Act, it shall and may be lawful for any Member of the Assembly of this Province, legally elected, or who shall hereafter be so, who shall wish to abstain from the performance of the duties imposed on him by his Election, to vacate his seat in the manner hereinafter provided.

After entry in Journal of notice of intention to resign, Speaker to issue his Warrant for the issue of a new Writ.

XXXI. And be it enacted, That such Member in his place in the Assembly may give notice in writing of his intention of resigning his seat, and immediately after such notice shall have been entered by the Clerk of the Assembly in the Journal, it shall be lawful for the Speaker, and he is hereby required to issue his Warrant to the Clerk of the Crown in Chancery, to cause a Writ to be issued for the election of a Member in the room of the Member who shall have so resigned, and that the said Clerk of the Crown shall, upon the receipt of such Warrant, issue out a Writ for that purpose, with as much expedition as the same may be done: Provided always, that the Member so tendering his resignation shall be, and be held and considered as being, to all intents and purposes, the Representative for the place for which he was elected, until the return of the election of such new Member to serve in his room shall have been duly made.

Resignation during recess may be effected by delivering to the Speaker the necessary declarations when after entry on the Journals of the next Session a Warrant for a new Writ may issue.

XXXII. And be it enacted, That if any Member shall wish so to resign in the interval between two Sessions of the General Assembly, it shall be lawful for him so to do, by addressing and causing to be delivered to the Speaker a declaration to that effect made under his hand and seal, before two witnesses, an entry of which declaration shall be made in the Journal of the proceeding on the first day of the Session of the General Assembly then next ensuing, and that it shall be lawful for the Speaker upon receiving such declaration, forthwith to issue his Warrant in like manner for the election of a Member in the room of the Member so tendering his resignation.

Seats not to be vacated during first

XXXIII. And be it enacted, That no Member shall ask for leave to vacate his seat in the first Session of any Assembly before the expiration of the first