

all books and vouchers he may deem necessary, for elucidating any account laid before him ; no accounts shall be allowed or passed by the County Council until the same is audited and reported upon by the County Auditor ; and all audited accounts shall be open at all reasonable times to the inspection of any elector of the County.

Duty of the
Secretary
Treasurer.

42. The Secretary Treasurer of the Council shall keep a book in which shall be entered the minutes of proceedings of the Council, and the bye laws, rules and regulations made by the same ; and shall also receive for the said Council from the Parish Councillors or officers or other person or persons whomsoever having charge thereof, all money, property, books, documents, plans, maps, manuscripts or records of whatsoever kind pertaining to the said Parish within the Municipality ; and he shall cause the provisions of this Act in respect of such Municipality, and the rules and regulations established by the Council thereof, and every matter or thing required to be done or performed under the authority of this Act, to be enforced against and executed by the parties subject thereto ; and the said Councillors and officers of the County appointed under the provisions of this Act, and of the respective Parishes within such County having charge of the same, shall, and are hereby required to deliver up to the same on demand to the Secretary Treasurer of the Council of the County or Municipality constituted under this Act, under the penalty of forty shillings for each and every refusal so to do ; and shall also keep a register of all papers and documents on which any action shall have been taken by the Council, and such minutes and registers shall be signed at each sitting by the Warden or temporary Chairman of the Council and countersigned by the Secretary Treasurer, and copies of such documents so signed as aforesaid, shall be received in evidence in all Courts of Justice in this Province.

Affirmation may be
made instead of an
oath taken, in
certain cases.

43. Every person authorized by law to make affirmation, instead of taking an oath, may make affirmation in every case where an oath is required by this Act ; and any person who shall wilfully swear or affirm falsely in any matter where an oath or affirmation is required by this Act, shall be deemed guilty of wilful and corrupt perjury and be punished accordingly.

Lieutenant Gover-
nor in Council to
appoint Councillors
when the Parish
neglects to do so.

44. If any Parish shall refuse or neglect to elect Councillors in the manner hereinbefore provided, the Lieutenant Governor in Council shall appoint them or so many of them as ought to have been elected, upon a statement made on oath before some Justice of the Peace, by any two electors, that no election of such Councillors has been had within the time limited by this Act, and the Councillors appointed by the Lieutenant Governor in Council, shall be sworn into office, and have the same powers and privileges, and be subject to the same duties and penalties, as if they had been elected at a general meeting of the Rate Payers of the Parish, and shall go out of office and may be re-elected as directed by this Act.

Cities of Saint John
and Fredericton
exempted from the
operation of this
Act.

The remaining
Parishes in the
Counties of Saint
John and York
may become
incorporated.

45. The Cities of Saint John and Fredericton shall be exempt from the operation of this Act, which shall in no way extend to or affect the said Cities, or either of them ; but the remaining Parishes in the Counties of York and Saint John, in which the said Cities of Fredericton and Saint John are respectively situated, may, if the Rate Payers in those Parishes shall so decide, according to the provisions of this Act, be incorporated by Charter as County Municipalities, distinct and apart from the said Cities of Fredericton and Saint John respectively, and enjoy all the rights, powers and privileges to which other County Corporations may be entitled under this Act.

Actions by or
against County
Councils to be
brought in the
corporate name,
and service to be
made on the Secre-
tary Treasurer.

Council during its
sitting to be deemed
a Court.

46. Every action brought by or against any County Council shall be brought by or against the same by its corporate name ; and in all such actions, service of process on the Secretary Treasurer for the time being, shall be good and valid service of such process.

Interpretation
clause.
Lieut. Governor.

47. That the Council shall during its sittings be deemed and considered a Court for the transaction of business, and for such purpose shall have all the rights, powers, privileges and immunities incident thereto.

Number and
gender.

48. Wheresoever the words "Lieutenant Governor" occur in this Act, they shall be understood as comprehending the Lieutenant Governor or the person administering the Government of the Province for the time being ; and throughout this Act wheresoever words are used importing the singular number, or the masculine gender only, yet they may be understood to include several matters as well as one matter, and several persons as well as one person, and females as well as males ; and wheresoever words are used denoting the plural number, yet they may be understood to apply to one matter or one person as well as more than one, unless it be otherwise specially provided, or there be something in the subject or context repugnant to such construction ; and all the sections and