

then any three of the Councillors shall, by order in writing, and within ten days after the vacancy shall have happened, direct the Clerk to give public notice, as hereinbefore provided, of the time and place when and where an election will be held to supply the said vacancy and vacancies; and such election shall be held in the manner provided in and by this Act.

22. That no person shall be allowed to vote at any election for Mayor, Councillor, or Assessor, unless his name shall appear in the list of voters for the Ward in which he claims to vote, and before he be permitted to vote, shall deliver to the officer or person holding such election, a receipt from the collector of rates, as provided in and by the seventh Section of this Act, and also, if required by the officer or person holding such election, or by any one of the candidates, or by any person duly qualified to vote at such election, shall make oath, or being a Quaker, shall make affirmation before the officer or person holding such election, in the form following, that is to say:—

‘ I, A. B., do solemnly swear (or affirm) that I am of the full age of twenty one years, and that I am the person named in the receipt now exhibited by me, and the person named in the list of voters, and that the said receipt was given to me by the Collector of rates whose name is thereto subscribed, and that I have not before voted at any Ward at this election. So help me God.’

Which oath or affirmation the officer or person holding such election is hereby authorized to administer, and in every case where the elector shall have been sworn as aforesaid, the presiding officer shall note in his poll book that such elector had been sworn or had affirmed.

23. That if any person shall knowingly swear or affirm falsely in taking any or either of the oaths, or in making the affirmation prescribed in and by this Act, he shall be deemed guilty of wilful and corrupt perjury, and on conviction shall suffer the pains and penalties provided by law in the like cases.

24. That at any election for Mayor, Councillors, or Assessors, every elector shall vote in the Ward in which he resides, and not elsewhere, and non-residents shall vote in the Ward in which the property lies; but no person shall vote at any one election in more than one Ward. Non-residents having property in more than one Ward may notify the Clerk of the Ward in which he desires to vote, and the Clerk shall enter his name in the list for that Ward.

25. That every officer or person holding any such election for Mayor, Councillors, or Assessors as aforesaid, shall be and may be deemed a peace officer on that occasion, and shall have power and authority to maintain and enforce order and decorum, and preserve the peace at the election held by him, and to suppress all riotous and disorderly conduct thereat; and all peace officers, and all others Her Majesty's subjects, are hereby required and commanded to be aiding and assisting him therein; and every person neglecting or refusing to give such aid and assistance when thereunto required by such presiding officer, shall be taken and deemed guilty of a misdemeanor; and if any person or persons shall commit violence or be engaged in any affray or riot, or shall in any wise disturb the peace and order at such election in any manner whatever, or in any wise interrupt the poll or the business thereof, or wilfully obstruct or threaten any person coming to vote, the officer or person holding any such election shall have power and authority on view or on oath of one credible witness (which

oath the said officer or person holding such election is hereby empowered to administer) forthwith to order such person into custody, or to commit him to prison, should such officer deem it expedient, by warrant in writing directed to the Sheriff or his deputy, or to any constable within the Town, or to the keeper of the gaol or lock-up house, which warrant such Sheriff, Deputy Sheriff, Constable, or Gaoler, shall and may and he is hereby required forthwith to obey, under a penalty not exceeding ten pounds for disobedience thereto, provided that such restraint or imprisonment shall not continue more than forty eight hours after the adjournment or dissolution of such meeting; and provided also, that the person or persons so guilty of such disorderly or riotous conduct, or of disturbing or interrupting the poll in any way or manner whatever, as hereinbefore specified, shall be liable, notwithstanding such restraint and imprisonment, to be otherwise prosecuted and punished as if no such arrest had been made.

26. That the Mayor, Councillors, and Assessors, before entering upon the duties of their offices respectively, shall file with the Clerk the assessment receipts given to them severally by the collector of rates, as hereinbefore provided, and shall also severally be sworn, or in case of Quakers, shall make affirmation, by taking and subscribing the following oath of office before any Justice of the Peace, that is to say:—

‘ I, A. B. do solemnly swear (or affirm) that I am qualified, as by law required, in every respect for the office of (Mayor, Councillor, or Assessor, as the case may be,) to which I have been elected; and that I will diligently, faithfully, and impartially, and to the best of my ability, discharge the several duties which appertain to the said office of (Mayor, Councillor, or Assessor, as the case may be,) while I hold the same. So help me God.’

27. That if at any election any person shall be elected as Councillor for more than one Ward of the said Town, he shall within three days after receiving notice thereof, make his option and declare for which he shall serve, or in his default, the Mayor for the time being shall declare for which one of the said Wards such person shall serve as Councillor, and thereupon such person shall be held to have been elected in that Ward only, and another election shall thereupon be held in the Ward so left vacant, as in other cases of extraordinary vacancies.

28. That at the annual election to be held under this Act, all the officers whose term shall then expire shall be eligible for immediate re-election if duly qualified in other respects.

29. That the Councillors and Assessors to be elected under this Act shall severally go out of office on the day hereinbefore prescribed for holding the annual election.

30. That the said Town Council shall meet for the transaction of business at such time and place as the Mayor, or any four Councillors, may from time to time appoint, giving at least three days public notice of such meeting; provided always, that there shall be four quarterly meetings in each and every year, to be held at such time and place as the Council may by any bye law appoint.

31. That in all meetings of the Council to be held under this Act, three members with the Mayor or Chairman shall constitute a Court for the purpose or purposes for which they had been convened as aforesaid, and a majority of the members present shall determine the questions and matters submitted for consideration; and it shall be the duty of the Clerk at all meetings to keep a minute of the proceedings, in which he shall