

the candidates or persons for whom the votes shall then have been given, and he shall also then publicly declare the person or persons having the greatest number of votes in his and their favour to be duly elected as such Councillors or Assessors, and return the number of votes given for each Candidate for the office of Mayor to the Town Clerk, who shall upon the receipt of the returns from all the Wards declare the candidate having the greatest number of votes to be duly elected; and the officer or person so presiding, whether otherwise qualified or not, shall give a casting vote in cases where such casting vote may be necessary to determine the election of Councillor or Assessor.

17. The officer or person holding any such election shall not be bound to keep the Poll open until five o'clock in the afternoon in any case where no more candidates have been proposed than may be necessary to be then elected, but in any such case the presiding officer may immediately after ten o'clock in the forenoon close the Poll and declare such candidate or candidates to be duly elected; and provided also, that if no vote shall be polled or offered during any one hour at one time after twelve o'clock, then and in such case the presiding officer shall close the Poll as aforesaid at the expiration of such hour, and proceed to ascertain and examine the votes given, and declare the persons elected in the manner hereinbefore directed.

18. The officer or person holding any election for Mayor, Councillors, or Assessors as aforesaid, shall immediately after the close thereof make a return to the Clerk of the names of the persons having the greatest number of votes, and declared by him duly elected at such election for Councillors or Assessors, and the number of votes given for each candidate for the office of Mayor.

19. The Poll List kept at every such election, and the receipts delivered in by the electors hereinafter mentioned, shall on the next day after the conclusion of such election, (unless such day be Sunday, Christmas Day, or Good Friday, and then on the day next thereafter,) be delivered by the officer or person holding the same to the Clerk, to remain in his office where they shall be open for inspection to any elector on the payment of one shilling.

20. Any person duly elected to the office of Mayor, and accepting the same by taking the prescribed oath as by this Act directed, shall be and remain in office as such Mayor, with all the powers and responsibilities incident to such office, until he die or become disqualified as hereinbefore provided, or until another person be sworn into office in his stead; and if any person holding the office of Mayor be at any annual election re-elected to the said office, it shall not be necessary for him to be again sworn into office as such Mayor.

21. If any vacancy shall happen by the death or disqualification of the Mayor, or of a Councillor or an Assessor, the Mayor, or in case of his absence, or if there be no Mayor, 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 or vacancies, and such election shall be held in the manner provided in and by this Act.

22. 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. 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. 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. 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 any 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 anywise disturb the peace and order at such election in any manner whatever, or in anywise 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 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 is hereby required forthwith to obey, under a penalty not exceeding ten pounds for disobedience thereto; provided that such imprisonment or restraint shall not continue more than forty eight hours after