

immediately order a new election to supply the vacancy occasioned by such expulsion, as in the case of other extraordinary vacancies; and provided also, that in case a fine shall be imposed, the same shall in no case be more than five pounds, to be recovered with costs in the name of the Treasurer, who is hereby authorized and required to sue for the same before any competent Court in a summary manner, in which a certificate of the Clerk shall be conclusive evidence of the defendant's liability, which certificate the said Clerk is hereby authorized and required to furnish without fee or reward.

37. Any meeting of the Council to be held under this Act may be adjourned from day to day, for three days in the whole, and no longer.

38. At the first meeting of the Council after every annual election, or at any subsequent meeting, the said Council, if they see fit, may nominate and appoint from time to time for the said Town, a Clerk, an Auditor, a City Treasurer, a Marshal, a Clerk of the Market, and so many Constables, Surveyors of Roads, Collectors of Rates, Pound Keepers, Harbour Masters, Wharfinger, or Overseers of the Poor, according to the true intent and meaning of this Act or any bye law, and to define the duties of such officers and their respective terms of office, which, except in cases of the Clerk and Treasurer, shall not be longer than one year unless they be re-appointed, and the Council may also remove or displace any of the said officers and appoint others in their stead, and to impose penalties for the non-performance of duties, or other misdoings of such officers, and to cause such penalties to be levied and recovered by distress or otherwise as such Council may direct, and shall grant and allow in any year by stated salary or otherwise, to the Clerk and other officers so to be appointed as aforesaid, such allowance or compensation for their services as the said Council may think fit; provided that no person shall be capable of acting in any office to which he may be appointed by the Council, until he shall have been sworn or have affirmed before the Mayor that he will diligently, faithfully, and impartially, and to the best of his ability, discharge the several duties appertaining to the office to which he has been appointed, so long as he shall hold the same.

39. No person shall be capable of acting as Clerk, Wharfinger, Collector of Rates, or in any other office or capacity accountable for the revenues or any part thereof, until he shall have entered into a Bond to the said Corporation, with two sufficient sureties to be approved by the Council, in such form and for such penal sum as the Mayor may approve or any bye law prescribe, conditioned to account for and pay over to the Treasurer all moneys received by him on behalf of the said Town; and provided also, that the Treasurer before entering upon the duties of his office, shall enter into a Bond to the said Corporation, with two or more sureties to be approved of by the Council, in the sum of two hundred pounds, conditioned for the faithful performance of the duties of his office.

40. The Treasurer of the said Town shall receive all rates, taxes, assessments, fines, penalties, imposts, or other moneys payable by the inhabitants of the said Town, or received for and on account of the revenues of the said Town, under and by virtue of this Act, or of any bye laws to be made by the Town Council by the authority of the same.

41. The said Treasurer shall not pay out any money as such Treasurer, otherwise than upon an order in writing of

the Council of the said Town, to be signed by the Mayor, or in his absence, by the Councillor presiding at any meeting of the Council when such moneys were ordered to be paid, and countersigned by the Clerk.

42. It shall be the duty of the Council to publish in one or more of the Newspapers published in the Town, one month before the annual election of Mayor and Councillors in each year, for the information of the citizens, a full and detailed statement of the receipts and expenditure of the Corporation during the past year, and in every such statement the different sources of revenue and the amount received from each, the several appropriations made by the Council, the objects for which the same were made and the amount of money expended under each, the moneys borrowed on the credit of the Corporation, the authority under which such loan was made and the terms on which the same was obtained, shall be clearly and particularly specified, together with the amount of assessments ordered and made, the several purposes of such assessments, the amount actually received under such assessments, and a detailed account of the application thereof, and such statements and accounts shall be made up to the thirty first day of December preceding such publication in each year, signed by the Mayor and Clerk of the Town for the time being.

43. All Boards, Commissioners, and officers appointed to act under the authority of the said Council, and intrusted with the collection or expenditure of any moneys belonging to the said Corporation, shall be accountable therefor to the said Council in such manner as may be ordained and directed by the bye laws and ordinances of the said Council; and the Books of Accounts of the said Corporation, shewing the amounts, particulars, state and circumstances, and also the receipts and expenditure of the property, funds, taxes, and effects, and fees belonging and accruing or payable to the said Corporation or any of its officers, and a full and particular account of the same shall be deposited and kept in the office of the Clerk, and shall be there exhibited for the inspection and examination of every elector of the Town who may within the usual office hours on any business day apply to inspect and see the same, on payment of one shilling for every such inspection or search.

44. The said Council in addition to the general powers of making bye laws for the good government of the said Town, and the other powers incident thereto, especially conferred in and by the provisions of this Act, shall in the manner hereinafter mentioned have the sole power and authority from time to time to make, ordain, enact, revise, alter, and amend such laws as they may deem proper for the several purposes following, within the said Town, that is to say:—

1st. The regulating weights and measures in the public markets and all other places within the said Town, according to the lawful standard, and to authorize the seizure and destruction of such as are not according to the standard, and to impose fines or penalties on the owner of or persons using such defective or fraudulent weights or measures, beams, scales, or other devices for weighing.

2nd. To regulate and manage the market or markets, and to establish and regulate market days and fairs, provided that the same shall not come into operation until sanctioned by the Municipal Council of the County.

3rd. To regulate the manner of selling, weighing, and measuring butcher's meat, fish, vegetables, grain, hay, straw,