

of the Peace for the said City or County, or being after any such election or appointment commissioned thereto, nor shall the Town Council in their choice aforesaid be limited to or excluded from choosing any such person.

CHAIRMAN AND COUNCILLORS' QUALIFICATIONS, &c.

6. Neither the Chairman nor the Councillors of the said Town, nor any of them, shall receive any pay or remuneration for their services.

7. No person shall be qualified to be chosen Chairman unless he shall be resident in the said Town of Portland, of the full age of twenty one years, and shall have been assessed in the assessment next preceding such choice for real or personal estate, or both, within the said Town, to the value of four thousand dollars or upwards, and shall have paid, before the time of his being chosen to such office, all rates and taxes legally due by him in respect of such assessment or any previous assessment.

8. No person shall be qualified to be elected a Councillor unless he shall be resident in the Ward for which he may be elected, of the full age of twenty one years, and shall have been assessed in the assessment next preceding such election for real or personal estate, or both, within the said Town, to the value of one thousand dollars or upwards, and shall have paid, before the time of such election, all rates and taxes legally due by him in respect of such assessment or any previous assessment.

9. No person shall be qualified to be elected to serve in the office of Chairman or Councillor, or being elected shall serve in either of the said offices, so long as he shall hold the office of Police Magistrate or Sitting Magistrate of the said Town, or any office or place of profit in the gift or disposal of the Council, nor during such time as he shall by himself, his partner, or in any other way or manner, directly or indirectly, have any share or interest in any contract or employment with or on behalf of the said Town of Portland; nor shall any person accountable for the Town revenues, or any part thereof, nor any officer or person presiding at any election of Councillors, while so presiding, nor any Clerk or assistant employed by him at any such election, while so employed, be elected to the office of Councillor of the said Town; provided nevertheless, that no person shall be disqualified to serve as Chairman or Councillor as aforesaid, by reason of his being a proprietor or shareholder in any Company which shall or may contract with the Town Council for lighting or insuring against fire any part of the said Town, or which shall or may otherwise enter into any contract, business or engagement whatsoever with the said Town; and provided also, that neither the Chairman nor any Councillor shall receive into his hands any moneys for and on account of any contract, work or employment made, done or performed by or on behalf of the said Town, or by direction of the Town Council, but that all moneys due by the said Town on any such account shall be paid by the Treasurer of the said Town to the person or persons who shall have actually done such work and shall be entitled to such moneys by, under or for such contract, work, or employment, or to his or their order.

10. If any person holding the office of Chairman or Councillor shall be declared a bankrupt, or shall apply to take the benefit of any such Act for the relief of Insolvent Debtors, or shall compound with his creditors by deed or other writing, or shall remove his place of residence without the limits of the said Town, or shall be absent from the meeting of the Council for more than two months at any one time, except in case of illness, or by leave of the Council first obtained, and shall be declared disqualified by the Town Council for such cause, or for any other cause herein mentioned, then and in every such case such person shall be immediately deemed and taken to be disqualified, and shall cease to hold his office of Chairman or Councillor; and in every such case, or in case of the decease or resignation of any Chairman or Councillor, his place shall be filled up by a new appointment or election, in manner hereinafter directed for making such appointments or elections.

11. If any question shall arise to the qualification for office of any such Chairman or Councillor, the same shall be determined by the Town Council, and the person whose qualification shall be in dispute shall be excluded from vote on such question affecting himself; and the decision of the Town Council so constituted, or of a majority of those present at their meeting, shall be final and conclusive to all intents and purposes, and shall not be subject to appeal, and shall not be removed or removeable into any Court of Law, or restrainable by the injunction of any Court of Equity.

ELECTION OF COUNCILLORS.

12. The first election of Councillors under this Act shall be held by the Sheriff of the City and County of Saint John, who shall appoint for each Ward of the said Town a Commissioner to conduct the same, and in case of the death, illness, absence, resignation or refusal to act of any such Commissioner, may appoint another in his stead; and every subsequent election shall be conducted before a Commissioner for each Ward in which the same shall be held, not being a member of the Town Council, and such Commissioners shall be appointed by the Chairman of the Town Council at least six days before the day of election, and in case of the death, illness, absence, resignation, or refusal to act, of any such Commissioner, another or others may be appointed by the Chairman at any time previous to the election which such Commissioner may be appointed to hold, in his place and stead.

13. The first election of Councillors under this Act shall be held on the fifth Monday in May in the present year, and in every year thereafter there shall be held an annual election of Councillors of the said Town on the first Monday in April in each year; and all elections to supply vacancies in the Town Council occasioned by death, resignation or otherwise, shall be ordered by the Town Council, and held at such time as the said Council shall direct or appoint.

14. Each Ward of the said Town shall at every such election form a polling district for the purposes of election of Councillors or Councillor to represent the said Ward: and the poll shall be held at such convenient and central place therein as shall be appointed, for the first election of Councillors under this Act by the said Sheriff, and thereafter from time to time by the Chairman of the Town Council; and public notice of the time and place of holding every election, and of the names of the respective Commissioners or the Commissioner appointed for holding the same, shall be given by the said Sheriff, or by the said Chairman, or the Town Clerk, by hand-bills posted up in the Ward or the respective Wards in which such election shall be held, at least six days immediately preceding the day for holding such election.

15. Every male person of the age of twenty one years or upwards, being a British subject, not subject to any legal incapacity, who shall have been assessed for the year for which the Registry is made up, in respect of real estate to the amount of one hundred dollars, or personal property or personal and real amounting together to four hundred dollars, or four hundred dollars annual income, shall be qualified to vote in the election of Councillors for the Ward in which he shall be resident or shall be so assessed as hereinafter provided; provided that no such person shall be admitted to vote at any such election unless his taxes for the year next preceding such election shall have been paid, such payment to be evidenced as hereinafter provided.

16. Each resident elector shall vote at every such election in the Ward in which he shall be resident at the time the Registry of electors is made up, and non-resident electors shall vote respectively in the Wards in which the property shall be in respect of which they shall be assessed, provided that if any person qualified in other respects shall be assessed on real estate to the amount of one hundred dollars or upwards in some Ward other than that in which he shall reside, or whether resident or non-resident shall be assessed on real estate to the said amount in more Wards than one, every such person shall be entitled to vote in each Ward in which such real estate assessed to the said amount shall be situate; and if a resident elector not assessed on real estate to such