

ceding Section, and his seat shall thereby become vacant, and the Council shall declare the seat vacant and order a new election.

35. No Councillor shall act as such until he has taken and subscribed the oath (D) in the Schedule hereto, which oath may be administered by any Justice of the Peace for the County; and unless such Counsellor shall subscribe such oath within ten days after notice of his election, he shall be deemed to have refused to serve, and shall be liable to pay the Secretary-Treasurer such fine, not exceeding forty dollars, as the bye laws of the Council may prescribe; but no person elected to be Councillor shall be subject to the penalty for refusing to take the oath if he be not qualified, nor shall the provisions of this Section apply to *ex-officio* Councillors.

36. If the fine imposed upon the Councillor by the preceding Section be not paid within eight days after his refusal to serve, the same may be recovered before a Justice in the name of the Secretary-Treasurer or any elector of the Municipality, one third to be paid to the prosecutor, if not a public officer, and the remaining two thirds to the Corporation; if he be a public officer the whole shall be paid to the Corporation.

ELECTIONS WHERE SEVERAL POLLING DISTRICTS ARE ESTABLISHED.

37. The County Council may at the January meeting establish several polling places in each Parish for the election of County Councillors, and in such case the Council shall clearly define the several polling districts, and shall number the districts consecutively, beginning at number one, and cause a copy of the boundaries to be filed with the Secretary-Treasurer; the expenses incident to the establishment of the districts shall be borne by the Parish, and the Council shall have power to alter or abolish such districts.

38. On the establishment of any second or additional polling district the Council shall appoint a District Clerk for districts other than number one, and a collector of rates for each of the polling districts; and the assessors, in making up the assessment list, shall make up a separate assessment list of the ratepayers in each district, and the Collector shall furnish the Parish or District Clerk as the case may be, with a list of ratepayers upon property or income as aforesaid, in the manner provided for in the case of there being but one polling place; and the Collector and his deputy shall perform the same duties and be subject to the same liability as in such other case.

39. Where several polling districts are established, the nomination of candidates shall be made in the manner following, that is to say, the candidate shall subscribe a declaration of nomination, and the same, together with a declaration of qualification, shall be filed with the Parish Clerk on or before the Friday preceding the day of election; and the names of the candidates shall be by the Parish Clerk posted up in three of the most public places of each polling district to be prescribed by the Council, and shall, in event of an election, be posted up at the polling places during the election.

40. If no more or a less number of candidates than the number of candidates requisite to be returned at the election shall be duly nominated, it shall not be necessary to hold a poll for the election, but in lieu thereof the Parish Clerk shall in such case make return to the Secretary-Treasurer, certifying the name or names of the candidate or candidates so nominated, and every such return shall have the like effect as if the persons so nominated had been returned elected

under the provisions of this Act; and in case a less number of candidates than the requisite number to be returned shall be nominated, there shall be deemed to be a failure to elect the other or remaining Councillor or Councillors.

41. If more candidates are nominated than the number requisite to be returned, the poll shall be opened at ten o'clock of the day set for the election, and no vote shall be counted except those given for one or some of the persons so nominated; and at the close of the poll the Chairman shall in the presence of the tellers and publicly count and check the votes and make out a statement or declaration of the result of the poll at which the Chairman shall have no casting vote, and shall, together with the Parish or District Clerk, sign the same, and also the check list, and shall close and seal such statement and check list. The Chairman of district number one shall adjourn the meeting in such district until ten o'clock in the forenoon of the succeeding day, or to such earlier time as the Council may prescribe: The statements and check lists from the other districts shall be deposited with the Chairman of district number one before ten o'clock in the forenoon of the day succeeding the election, or at such earlier time as the Council may prescribe, and the Chairman of district number one shall thereupon publicly examine all the returns, and shall publicly declare the person or persons having the greater number of votes to be duly elected; and in case of a tie, the Chairman of number one shall have the casting vote, and the Chairman shall make return to the Secretary-Treasurer as provided in other cases.

42. In any bye laws which the Council may make regulating such elections, the time for closing the polls in any polling district may be set at an earlier hour than four o'clock, but not earlier than one o'clock.

43. In the case of several polling districts being established in any Parish in the County of Carleton, the Chairmen of the several polling districts shall also with the return as aforesaid make return of the results of the voting provided for in Section fifty four, and of the number of votes cast in the affirmative and negative, and the Chairman of district number one shall examine the return, and declare and certify the result; and in case of there being no poll held for any of the reasons aforesaid, the question shall be deemed to have been decided in the same manner as in the preceding year.

FIRST ELECTION IN COUNTIES NOT HERETOFORE INCORPORATED.

44. In the case of Counties not heretofore incorporated, the first election for Councillors shall be held on the last Tuesday in May in the year of our Lord one thousand eight hundred and seventy seven, and the Sheriff of the County shall give twenty days notice of the day of the month and place of holding such election, by posting the same in three of the most public places in each Parish; and the Sheriff shall in such notice specify the day and hour in which the Councillors elected shall meet at the Court House for the purpose of organizing the Corporation: The return shall be made to the Sheriff, and all the provisions of this Act relating to the election of Councillors shall be applicable to such first election, except as herein otherwise provided.

45. The Clerk of the Peace for each of such Counties shall, prior to the day fixed for such election, furnish to the Parish Clerk a list of persons assessed for County or Parish rates for the year one thousand eight hundred and seventy six,