

- Special return. XCVIII. In the case provided for by section XCVI, the Returning Officer shall not proclaim the candidate or candidates who shall have obtained the apparent majority of votes, according to the *procès-verbaux* received, but he shall make a special return in the form annexed to this Act. 5
- Transmission of the *procès-verbaux*. XCIX. And he shall transmit this return and the *procès-verbaux* received, with the writ of election, to the end that the whole may be decided upon by the Legislative Council or Assembly, according as the election which shall have taken place shall relate to the one or the other.

TITLE VIII.

Punishment of Contraventions of and Offences against this Act.

- Assessors. C. Any assessor who shall knowingly insert upon the electoral list the name of any person whom he shall know to be not qualified, or who shall omit any person whom he shall know to be qualified, shall be guilty of felony. 10
- Clerks of municipalities. CI. Any clerk of a municipality, who shall commit any malversation in the execution of the duties imposed upon him by this Act in relation to the electoral list, shall be guilty of felony. 15
- Counterfeit lists, &c. CII. Any person who shall fabricate, counterfeit or alter in any manner whatsoever, any electoral list, *procès-verbal*, electoral certificate or return, required by this act shall be guilty of felony.
- Stealing a ballot box. CIII. Any person who shall destroy, abstract, remove or steal any ballot box during the holding of an election, or the voting tickets contained in the said box, or the *procès-verbaux* or returns required by this Act, shall be guilty of felony. 20
- Abstraction, &c., of voting tickets. CIV. Any person who shall knowingly and illegally remove all or any of the voting tickets deposited in any ballot box, or shall knowingly and illegally deposit in any such box one or more voting tickets, shall be guilty of felony. 25
- Prosecution for the said offences. CV. The offences herein before mentioned shall be tried before any court of competent jurisdiction, and the offender shall upon conviction be condemned to imprisonment in the provincial penitentiary, for any period not exceeding 30 years, nor less than two years.
- Refusal to answer pertinent questions. CVI. Any person who shall refuse to answer any pertinent question put to him by the assessors or any of them, or shall use abusive language to them while in the execution of the duties imposed upon them by this Act, shall for each offence incur a fine of not less than £ 35 or more than £ currency, to be imposed upon the testimony under oath of the assessors, or any one of them, before the recorder or any justice of the peace, for the Municipality within the limits of which the offence shall have been committed.
- Imprisonment for non-payment of fine. CVII. In default of immediate payment of the fine and costs, the offender shall be imprisoned in the Common Gaol of the County or District for any period not exceeding 40 calendar months.