

XXVIII. The persons who shall be chosen at the annual municipal elections to be Mayor or Councillor of the said City shall, in all cases, be elected for two years, and at each such annual election one of the Councillors for each ward shall go out of Office, and it shall always be that one whose election shall have taken place two years before; provided that the Mayor shall remain in Office for two years after his election; provided also, that when three Councillors represent any of the wards each of them shall remain in Office for two years; provided further that no person shall be capable of being a Councillor for more than one ward at a time.

XXIX. In the event of a vacancy occurring in the Office of Mayor by the person who shall have been elected to the said office failing to accept the same, or by his death, or from any cause whatsoever, the said Council shall elect from among its members, at the first meeting which shall take place after the occurrence of the said vacancy, another fit and proper person to be Mayor for the remainder of the time during which the Mayor in whose stead it shall be necessary to appoint another would have been bound to serve—and if any person is elected Mayor of the said City, and at the same time Councillor, or have been already elected a Councillor for one of the wards thereof, such person shall be bound to declare, within four days next after notice shall have been given to him of the said elections, which of the offices he will accept; provided that if he be not by law exempted from accepting the Office of Mayor, he shall be bound and obliged to accept the said Office, and shall incur and pay a fine of ten pounds currency if he do not accept the said Office; and he shall likewise incur and pay the said fine in the event of his accepting the Office of Councillor. Provided also, that when a person thus elected Mayor and Councillor at the same time shall accept the said Office of Mayor, a new election of a Councillor shall be held for the ward for which such person shall have been elected Councillor, within a period to be fixed by the Town Council, and in the manner and subject to the conditions prescribed with reference to vacancies in the Office of Councillor.

XXX. As often as any vacancy shall occur in the Office of Councillor, by reason of nomination to the Office of Mayor, of sickness, civil disability, death, or removal from the City, or for any other cause mentioned in the tenth section of this Act, provided such vacancy occur before the first of April, in any year, it shall be lawful for the Town Council, and they are hereby enjoined, to summon the electors of the ward in which such vacancy shall have occurred, by public notices posted up and published as is prescribed in and by the thirteenth section, to fill such vacancy by the election of another Councillor; and in this case the Mayor, or in his absence one of the Councillors appointed by the Council, shall preside at the election, and the Secretary-Treasurer shall act as deputy, and the Councillor thus elected to fill the vacant seat shall be sworn before the Mayor or before the Councillor who shall have presided at the election, and he shall remain in Office during the whole period during which the Member whom he shall replace would himself have remained in Office, in the ordinary course of affairs.