

bond which shall be approved by the Governor in Council, or in case the sheriff first elect shall decline to act, or shall not transmit a bond as aforesaid, the Governor in Council shall prick another name from the list, and the person so selected shall be the sheriff elect, and shall be notified and give security to the satisfaction of the Governor in Council in the same manner as in the case of the first selection, and in case of failure on his part, the person whose name remains on the list shall be the sheriff elect, and shall in like manner be notified and give security to the satisfaction of the Governor in Council. If no one of the three persons in the list shall accept office and give security, the Governor in Council shall appoint a sheriff who shall give satisfactory security in manner aforesaid.

When bonds approved of sheriff to be commissioned and old sheriff discharged.

3. So soon as the bond of a sheriff elect shall have been approved, it shall be deposited in the Provincial Secretary's office, and be then registered, and in case the original shall be lost or mislaid, a certified copy shall be receivable in evidence; immediately after the approval of his bond, the sheriff shall be commissioned, and then, but not before, the preceding sheriff shall be discharged from his office and its responsibilities, and his sureties from their liability.

Sureties—their liability may be relieved—proceedings if sheriff fail to substitute others.

4. The sheriff's sureties shall be liable under their bond until he shall be legally discharged from office, although the period may be longer than one year, but they may at any time pray the Governor in Council to relieve them, and if, upon being required, the sheriff shall fail to substitute other and approved security within one month, the Governor in Council shall remove him from office, and appoint a sheriff in his stead for the remainder of the term of office on his depositing satisfactory security as aforesaid.

Sheriff may be reappointed.

5. The name of the sheriff in office may be retained on the list for selection by the Governor in Council, and he may be appointed anew to the office upon his giving bond in the same manner as in other cases, unless a representation by a majority of the justices in session against him be filed in the Prothonotary's office at Halifax, before Michaelmas term, or be transmitted to the Governor, in which case his name shall not be placed on the list, nor shall he be appointed or continued in office after Michaelmas term.

Proviso.

In case of death, absence, &c.

6. In case of the death of the sheriff, his permanent absence from his county, or his incapacity to perform the duties of his office, the Governor in Council shall commission a sheriff for the remainder of the term, to be selected from the list so appointed as hereinbefore provided, on his filing approved security as aforesaid, which shall supersede and determine the previous appointment.

Penalty for refusing office, &c without satisfactory reasons.

7. Any person selected and nominated to the office of sheriff, who shall refuse to accept the office, or shall fail to give satisfactory security, shall forfeit fifty pounds, unless reasons for so refusing or failing shall be given to the satisfaction of the Governor in Council.