

ed shall take the same oath, and those absent without just cause shall be held to have refused the office, and shall be liable to the penalty hereinafter provided in such cases, unless they be persons who are exempted from serving; First meeting
Penalty.

5 5. Four members of the Council shall constitute a quorum ;

Quorum.

6. The expenses of every election shall be defrayed out of the funds of the Corporation. E x p e n s e s .

9. 1. In any case in which one of the persons elected shall refuse to act as Mayor or Councillor, or in case his election being contested, shall be declared null, the electors of the town shall proceed to a new election, and elect a person to replace the said Councillor within one month after the said refusal shall have been made known, or that the said election shall have been declared null ; and if it be the Mayor who shall refuse to accept, or whose election shall have been declared null, the electors of the town shall proceed to a new election for such Mayor, within the same delay, and in that case the poll shall be held at the town hall, or office of the town only, and the said election shall be conducted in the same manner as annual elections ;

If the Mayor
or Councillors
refuse to
act or his
election is
contested.

If the Mayor
refuses, &c.

2. In case of the death of the Mayor or a Councillor, or in case of his absence from the town, or incapacity of acting as such, either from infirmity, sickness, or any other cause, during three calendar months, the other Councillors, at the first meeting of the Council which shall take place after such decease, or at the expiration of the said period of three months, shall appoint from amongst the inhabitants of the town another Mayor or Councillor to replace the Mayor or Councillor so deceased, absent, or rendered incapable, as above mentioned ; And in case the votes of the said Councillors are equally divided in the appointment of a person to replace the Mayor, the election shall proceed in the manner mentioned in the preceding paragraph ; Provided, however, that notwithstanding the decease, absence, or inability to act of the said Mayor, or the said Councillor, the remaining Councillors shall continue to exercise the same powers and fulfil the same duties which they would have had to exercise or fulfil, had not such decease, absence, or inability to act on the part of the said Councillor, taken place ;

In case of the
absence,
death or in-
capacity of
Mayor or
Councillors.

If the votes
are equally
divided, &c.

Provide: re-
maining
Councillors
empowered to
act.

3. Every Mayor or Councillor so elected or appointed to replace another, shall remain in office for the remainder of the time for which his predecessor had been elected or appointed, and no longer. Duration of
office.

10. Before any person shall proceed to hold an election in conformity with this Act, he shall take the following oath, which any Justice of the Peace residing in the said town is hereby authorized to administer, that is to say: Presiding offi-
cer at election
to take oath.

“ I do solemnly swear that I will faithfully and impartially, to the best of my judgment and ability, discharge the duties of Presiding Officer at the election which I am about to hold for persons to serve as members of the Town Council of Beauharnois : So help me God.” The oath.

11. The officer, presiding at any election under this Act, shall have authority, and he is hereby required, at the request of any persons qualified to vote at such election, to examine upon oath, (or affirmation, when the party is allowed by law to affirm) any candidate for the office of member of the said Town Council, respecting his qualification to be elected to the said office ; and shall also have authority, and he is hereby required, upon such request as aforesaid, to examine upon oath (or affirmation,) any person tendering his vote at any election, and the oath to be administered by the presiding officer in both cases shall be in the form following :

Presiding
officer to ex-
amine candi-
dates upon
oath as to
qualification,
if required so
to do.

“ You shall true answer make to all questions put to you by me in my capacity of presiding officer at this election, respecting your qualifica- The oath.