

cil, if of the opinion that such member fails in any of the requisite qualifications, shall pronounce such member's seat forfeited, and thereupon such member shall cease to form part of the Council of the said city.

5 **9.** In case of absence of the City Treasurer by sickness or otherwise, the City Council may appoint a person to act as such Treasurer during the said absence.

Acting City Treasurer to be appointed in certain cases.

10 **10.** The *thirty-eighth* section of the said Act fourteenth and fifteenth Victoria, chapter one hundred and twenty-eight, is hereby repealed.

38 Sec. of 14 and 15 Vic. cap. 128 repealed.

15 **11.** At the quarterly meeting of the said Council to be held in the month of December next, one thousand eight hundred and sixty-six, the said Council shall elect, by a majority of votes, a person to be, and who shall be named the "Auditor of the City of Montreal," whose duties and attributions shall be prescribed by a by-law which the said Council is hereby authorized to pass; Provided always, that no member of the said Council, nor the city clerk, nor the assistant city clerk shall be capable of being elected *Auditor* as aforesaid; Provided also, that any vacancy in the office of the Auditor may be filled by the said Council, by an election to be made in the manner and in conformity with the provisions hereinbefore made, at any subsequent quarterly or special meeting.

Auditor.

25 **12.** A majority in value of the proprietors interested in or subject to a special assessment may, by a declaration to that effect, to be signed by the said proprietors, object to the carrying out of any improvement, by submitting such declaration to the Commissioners named, for the purposes of the said improvement, by the court or any judge, as the case may be, two days at least before the day fixed on which to proceed with the valuation; and in that case, instead of proceeding with the valuation on the day appointed, the said Commissioners shall ascertain and determine, without any appeal, if, in reality, the signers of the said declaration constitute the majority in value of the said parties interested, (the said value as set forth and established in and by the general assessment roll immediately preceding such declaration,) and if they find that such majority are opposed to the improvement, they shall report the fact to the Court or Judge, as the case may be, on the day appointed to receive their report of valuation, and the proceedings in expropriation shall *ipso facto* be annulled; if, on the contrary, the said Commissioners determine that a majority in value of the parties interested have not signed the said declaration, they shall appoint a day on which to proceed to determine the value of the real estate subject to expropriation, of which they shall give notice by publication in one newspaper in the French language, and one newspaper in the English language, in the said city.

Majority of proprietors interested in any improvement may object to its being carried out &c.