

or the Legislative Assembly, the person or persons having the greatest number of the votes so counted and added up; but the Returning Officer shall not in any case proclaim any such person or persons duly elected, unless all the Poll Books have been returned to him by all his Deputy-Returning Officers. 12 V. c. 27, s. 23, and 16 V. c. 7.

But if all the Poll books have not been returned.

66. If on the day fixed by the Returning Officer for closing the Election, it happens that one or more of the Poll Books have not been returned by the Deputy-Returning Officer or Officers, and it is consequently impossible for him to ascertain the total number of votes as required by the next preceding section, then such Returning Officer, instead of proceeding on the said day to examine the Poll Books which have been previously returned to him, shall again adjourn the proceedings of the Election to the following day, and so from day to day until all the said Poll Books have been returned to him :

Proceedings to be adjourned till all the Poll books are returned.

2. In proclaiming such adjournment he shall publicly assign the reason thereof, and shall in no case continue the said adjournment to so late a day as to prevent his returning the Writ of Election on the day appointed for that purpose; and he shall in no case adjourn such proceedings to a Sunday or to any of the Holidays hereinbefore mentioned, but if the case occurs he shall adjourn the proceedings to the day next after such Sunday or Holiday. 12 V. c. 27, s. 24.

Reason of adjournment to be proclaimed

Adjournment not to be to any Sunday or Holiday.

67. Immediately after any Election is closed by the Proclamation to be made by the Returning Officer as aforesaid, of the person or persons duly elected, the Returning Officer shall forthwith execute under his hand and seal, and the hands and seals of at least three Electors, an Indenture of the Election in the form O of the said Schedule; and such Indenture shall be in duplicate or in triplicate, as the case may require, and one copy shall be delivered by the Returning Officer to each person so elected, and the Returning Officer shall transmit one copy thereof to the Clerk of the Crown in Chancery, with the return of the Writ of Election. 12 V. c. 27, s. 25.

Indenture to be executed and one copy returned with the writ.

68. In case any Poll Book is stolen or taken from its lawful place of deposit for the time being, or has been lost or destroyed, or otherwise placed beyond the reach of the Deputy-Returning Officer to whom the custody of such Poll Book for the time being belonged, at any time before he has made his return of the same to the Returning Officer, such Deputy-Returning Officer shall attend personally on the Returning Officer and report to him the fact of such loss of the said Poll Book, and the Poll Clerk of such Deputy-Returning Officer, so soon as he is informed of such loss personally or by letter, either by or from such Deputy-Returning Officer, or the Returning Officer himself, or has other good reasons for believing that such loss has occurred, shall forthwith attend personally on such Returning Officer :

Proceedings in case any Poll Book is stolen, lost or destroyed.