

votes shall be thrown away, and the returning officer shall return the person having the next greatest number of votes, provided he is otherwise eligible.

R.S.C., c. 11, s. 11; c. 13, s. 2.

QUALIFICATION OF VOTERS.

- 5 \*7. The following persons shall be disqualified and incompetent to vote at any Dominion election, whether disqualified and incompetent or not to vote at a provincial election :—
- (a.) The judges of every court now existing or hereafter created whose appointment rests with the Governor General; Who shall not vote.
- 10 \*[ (b.) Officers and men under *The Militia Act* in the permanent force ;] Judges.
- \*[ (c.) Officers and men of the North-West Mounted Police force ;] Members of permanent corps.  
N.-W. Police.
- (d.) Persons disfranchised for corrupt practices under sections 126 and 129 of this Act ; Persons disqualified by sections 127 and 131.
- (e.) Persons disfranchised for taking bribes under section 15 of the *Act to disfranchise voters who have taken bribes*, being chapter 14 of the statutes of 1894. Bribed voters.  
1894, c. 14.
- R.S.C., c. 8, s. 42, *part* ; 1894, c. 14, s. 15.

- 20 8. The following persons shall be disqualified and incompetent to vote at an election for the electoral district for which or for a portion of which they hold their offices or positions, whether disqualified and incompetent or not to vote at a provincial election :— Certain officers and others may not vote at election at which they are employed.
- 25 (a.) Returning officers and election clerks, but not deputy returning officers, poll clerks or constables, whether appointed by the returning officer or by a deputy returning officer, employed in connection with the election;
- (b.) Any person who at any time, either before or during
- 30 the election, has been or is employed at the same election or in reference thereto by any person as counsel, attorney, solicitor, agent or clerk at any polling place at any such election, or in any other capacity, and who has received or expects to receive, either before, during or after the said election from
- 35 any person for acting in any such capacity as aforesaid, any sum of money, fee, office, place or employment, or any promise, pledge or security for any sum of money, fee, office, place or employment.
2. The returning officer may, nevertheless, as hereinafter
- 40 provided, vote in the case of an equality of votes between candidates. Exception in case of tie.
- R.S.C., c. 8, s. 42, *part* ; 1887, c. 6, s. 1.

9. Every person guilty at an election of the unlawful act mentioned in section 113 is disqualified from voting at such
- 45 election, whether disqualified or not to vote at a provincial election. Disqualification under section 113.
- R.S.C., c. 8, s. 88.

WRITS OF ELECTION.

10. Every writ for an election shall be dated and be returnable on such days as the Governor General determines. Date and return of writ.