

law therefor, or by the absence or death of any person or persons elected or appointed to that office, or by the refusal or inability of any Assessor or Assessors elected or appointed, to attend to, perform and fulfil the duty or duties which he or they
 5 are or may be bound or required by law to attend to, perform and fulfil, it shall and may be lawful for the said Council, at any quarterly or special meeting thereof, to elect, nominate and appoint one or more competent and duly qualified person or persons to fill and supply such vacancy or vacancies.

10 XLIV. And be it enacted, That at the quarterly meeting to be held by the said Council in the month of December, in the year one thousand eight hundred and fifty-two, and at the quarterly meeting to be held by the said Council in the month of December in every succeeding year, the members of the
 15 said Council shall elect, by a majority of votes, from the persons qualified to be Councillors, two persons who shall be, and be called Auditors of the said City of Montreal; and every such Auditor shall continue in office until the second Monday in the month of March in the year following his election: Pro-
 20 vided always, that no member of the said Council, nor the Clerk, nor Assistant Clerk of the said City, shall be capable of being elected an Auditor as aforesaid: And provided further, that any vacancy that may occur in the office of Auditor, may be filled up by the said Council, by an election to be had in the
 25 manner and under the provisions aforesaid, at any subsequent general or special meeting; and the person so elected, shall hold his office until the time when the person whose place he shall have been elected to supply, would have gone out of office.

Election of Auditors.

Their qualification and term of office.

Disqualification of certain persons to be Auditors.

Vacancy in office of Auditors, how filled up.

30 XLV. And be it enacted, That no person elected to be Mayor, Alderman, or Councillor as aforesaid, shall be capable of acting as such, except in administering the oaths hereinafter mentioned, until he shall have made and subscribed before any two or more of such Aldermen or Councillors, (who
 35 are hereby respectively authorized and required to administer the said oath to each other,) the oath of allegiance to Her Majesty, Her Heirs and Successors; and also an oath in the words or to the effect following, that is to say:

Oaths to be taken by the Mayor, Aldermen or Councillors.

“I, A. B., having been elected Mayor, (or Alderman, or Councillor, as the case may be,) for the City of Montreal, do sincerely and solemnly swear, that I will faithfully fulfil the duties of the said office, according to the best of my judgment and ability; and that I am seized or possessed, for my own use, of real or personal estate, or both, in the said City of Montreal,
 45 after the payment or deduction of my just debts, of the value of one thousand pounds, (or five hundred pounds, as the case may be,) and that I have not fraudulently or collusively obtained the same, or a title to the same, for the purpose of qualifying myself to be elected Mayor, (Alderman, or Councillor,
 50 as the case may be,) as aforesaid: So help me God.”

XLVI. And be it enacted, That every person duly qualified, who shall be elected to the office of Alderman, or Councillor or appointed Assessor or Auditor, of the said City as aforesaid, and every person, Alderman or Councillor, who shall be elected to
 55 the office of Mayor of the said City, shall accept the office to which he shall have been so elected, or shall in default thereof, pay to the Treasurer of the said City, and for the use of the said City, a fine as follows, that is to say: for

Fines for non-acceptance of office.