

17. Where there has been a contested Election, the person elected may at any time after the election, and before his election is complained of, deliver to the clerk of the Municipality a disclaimer signed by him as follows :

Person elected may disclaim at any time before his election is complained of.

"I, A. B., do hereby desclaim all right to the office of Township Councillor, (*or as the case may be,*) for the township of (*or as the case may be*) and all defence of any right I have to the same."

Such disclaimer shall operate as a resignation, and relieve the party making it from all liability, and the candidate having the next highest number of votes shall then become the Councillor; or as the case may be ;

Disclaimer to operate as resignation.

18. The decision of the Judge shall be final, and he shall, immediately after his judgment, return the writ and judgment with all things had before him touching the same into the Court from which the writ issued, there to remain of record as a judgment of the said Court; and he shall, as occasion requires, enforce such judgment by a writ in the nature of a writ of peremptory *Mandamus*, and by writs of execution for the costs awarded ;

Judge to return his judgment to the Court in term; it shall be final.

19. The Judges of the Superior Courts of Common Law, or a majority of them, may, by rules made in term time, settle the forms of the writs of summons, *Certiorari*, *Mandamus* and Execution, and may regulate the practice respecting the suing out, service and execution of such writs, and the punishment for disobeying the same or any other writ or order of the Court or Judge, and respecting the practice generally, in hearing and determining the validity of such elections or appointments, and respecting the costs thereon; and may from time to time rescind, alter or add to such rules; but all existing rules shall remain in force until rescinded or altered as aforesaid ;

The Judges to make rules, &c.

132. The appointment of members of Municipal Councils, when required to be made under this Act shall be deemed elections within the preceding section, and in such cases the relator may be any member of the Council or any elector of the Municipality or Ward for which the appointment was made.

Appointments equivalent to elections.

MEETINGS OF COUNCIL, &c.

FIRST MEETING OF MEMBERS ELECT.

133. The members of every Municipal Council, (except County Councils,) and the trustees of every Police Village, shall hold their first meeting at noon, on the third Monday of the same January in which they are elected, or on some day thereafter at noon; and the members of every County Council shall

First meetings of Councils.