

Transmission of Poll Books, &c., to Registrars's office.

they are hereby required, forthwith to transmit the said returns and poll-books with the certificates in writing endorsed thereon or thereto attached of the said Wardens, Treasurers and Clerks respectively, that they have duly examined, and correctly and impartially summed up the said Returns, to the offices of the Registrars of the said Counties and Unions of Counties respectively, there to remain of record for the inspection and examination of such of the inhabitants of the said Counties and Unions of Counties, respectively, as shall demand or require to inspect or examine them; and the said Registrars are hereby required to receive, keep and exhibit the same in their said offices in the same manner as other instruments are received, kept, and exhibited by them.

Appeal to the County Judge allowed, and on what conditions, &c.

IV. The said returns and poll-books shall be subject to the enquiry, determination and judgment of the Judges of the County Courts respectively, in the Counties and Unions of Counties in which such elections shall have been respectively held on the complaint of ten or more legally qualified electors of the said Counties or Unions of Counties respectively of an undue election or false return or summing up, five of which said electors shall before being permitted to proceed with the said complaint take or subscribe an oath or affidavit (which oath or affirmation any Justice of the Peace or Commissioner for taking affidavits in either of the Superior Courts of Law for Upper Canada in or for the said Counties and union of Counties in which such election shall have been held, is hereby authorised to administer) setting forth that the facts contained in such complaint are true to the best of their knowledge and belief; and the said Judges respectively, shall within one calendar month after the filing of the said complaint with them, proceed upon the merits thereof, giving first, or causing to be given, to all the parties interested, at least six clear days notice of the time and place of the hearing of the said complaint, and causing the party complaining to furnish the party complained against with true copies of the affidavits and other papers filed, at least three days before such hearing; and within ten days after such hearing, the said Judges respectively shall finally, determine concerning the said complaint according to good conscience and as justice and right shall require, and certify to the County Clerk of the County or Union of Counties in which such election shall have been held, the Judgment of the said Judges and in whose favor such contested election shall have terminated, and the Judge shall thereupon issue his writ to the Sheriff of the County (or to one of the Coroners of the County when the Sheriff is a party interested) directing that the party in whose behalf the said judgment shall have been given, be admitted to the office to which he has been elected; and that the party failing in the matter of such complaint shall pay to the opposite party all the costs and expenses of the said contested election, which costs and expenses shall be in the discretion of the Judge; and the said Sheriff or Coroner, as the case may be, shall and he is hereby required forthwith to proceed to the execution of the said writ as thereby he shall be directed: Provided always, that such complaint shall be made within ten days after the declaration aforesaid shall have been made by the said Wardens, Treasurers and Clerks respectively.

Hearing on such appeal.

Judgment.

Admission to office of successful Candidate.

Proviso.

Elected Officers may appoint deputies.

Vacancies occurring between Elections.

V. The said officers respectively, may appoint deputies, who in the absence of their principals respectively, or in case of vacancies in the said offices respectively, or of any disability of the said officers respectively to perform the duties of their said offices, may perform the same until such vacancies be filled or such disability be removed.

VI. In case any of the said offices shall, before the regular periods of election as prescribed by this Act become vacant, or in case any of the said