

Proviso. until his successor in office shall have been elected; Provided always, that the person whose term of office shall have expired may be re-elected, if he be willing.

Penalty on persons required to give notice of meeting for election and not giving it; how levied. &c.

XXIII. And be it enacted, That if in consequence of the notice hereinbefore required not having been given, there shall have been held no first School Section Meeting, or meeting for the election of *Corporate Trustees*, or subsequent meeting for the election of one Trustee, the person or persons whose duty it shall have been to give such notice, shall individually forfeit a sum not exceeding *two pounds*, which shall be recoverable for the School purposes of such section, by prosecution before any Justice of the Peace, who is hereby authorized on the complaint on oath of any two inhabitants of such section, to hear and determine the same, and to convict the party, and to issue a warrant to levy the penalty, by sale and distress of the offender's goods: and in such default of holding such meeting, *any three resident freeholders* shall have authority, within twenty days after the time at which such meeting should have been held, to call such meeting, by giving six days notice, to be posted in, at least, three public places in such School Section.

Penalty on Trustees refusing to serve.

XXIV. And be it enacted, That if any person chosen as a Trustee shall refuse to serve, he shall forfeit a sum not exceeding *five pounds*, which sum shall be collected and applied in the same manner as the fines imposed by the foregoing provision of this Act are to be collected; and, if one or more vacancies should occur among the Trustees, by reason of refusal to serve, permanent absence from the School Section, death or incapacity from sickness, such vacancy or vacancies shall be filled up by the electors of such School Sections, at a meeting to be called for that purpose by the surviving Trustee or Trustees; and in case of there being no surviving Trustee, the Municipal Council of the Township, Town or City shall fill up the vacancies, and the person or persons who shall be appointed to fill up the vacancy or vacancies shall continue in office during the period for which the person or persons whom he or they shall succeed would have been required to serve.

Vacancies, how filled.

Re-election must be voluntary.

XXV. And be it enacted, That no School Trustee shall be re-elected, except by his own consent, during the four years next after his going out of office.

Who shall preside at elections of Trustees, &c.

XXVI. And be it enacted, That at every School Section Meeting of the landholders and householders of each Section in Upper Canada, whether the same shall have been called as hereinbefore provided or otherwise, the landholders and householders present thereat shall by a majority, appoint one of themselves to preside over the proceedings of said meeting, and one of themselves also