

# 1.—WHEN CLERKS TO BE [EX-OFFICIO] RETURNING OFFICERS.

**89.** In the case of a Municipality in which the election is not to be by Wards, the Clerk shall be the Returning Officer at all elections after the first.

When Clerk to be ex officio Returning Officer.

## 2.—RETURNING OFFICERS FOR THE FIRST ELECTION IN VILLAGES.

**90.** In Every By-Law establishing a Police or Incorporated Village a Returning Officer shall be appointed who is to hold the first election for such Village.

For first election in Villages.

**91.** In Police Villages, after the first election, the Trustees thereof, or any two of them, shall, from time to time, by writing under their hands, appoint the Returning Officer.

After 1st Election Police Trustees to appoint.

## 3.—IF RETURNING OFFICER ABSENT.

**92.** In case at the time appointed for holding any election the person appointed to be Returning Officer has died, or does not attend to hold the election within an hour after the time appointed, or in case no Returning Officer has been appointed, the electors present at the place for holding the election may choose from amongst themselves a Returning Officer, and such Returning Officer shall have all the powers and shall forthwith proceed to hold the election and perform all the other duties of a Returning Officer.

The absence of the Returning Officer provided for.

## 4.—THE RETURNING OFFICER TO BE A CONSERVATOR OF THE PEACE.

**93.** The Returning Officer shall, during the election, act as a Conservator of the Peace for the City or County in which the election is held; and he, or any Justice of the Peace having jurisdiction in the Municipality in which the election is held, may cause to be arrested, and may summarily try and punish by fine or imprisonment, or both, or may imprison or bind over to keep the peace, or for trial, any riotous or disorderly person who assaults, beats, molests or threatens any voter coming to, remaining at, or going from such election; and, when thereto required, all constables and persons present at the election, shall assist such Returning Officer or Justice of the Peace, on pain of being guilty of a misdemeanor.

Returning Officers to be conservators of the peace.

## 5.—MAY SWEAR IN SPECIAL CONSTABLES.

**94.** The Returning Officer or Justice of the Peace may appoint and swear in any number of Special Constables to assist in the preservation of the peace and of order at the election; and any person liable to serve as Constable and required to be sworn in as a Special Constable by the Returning Officer or Justice shall, if he refuses to be sworn in or to serve, be liable to a penalty of

Special Constables may be sworn in.