

same oath and shall proceed to the election of the Mayor as aforesaid, and those absent without just cause shall be held to have refused the office, and shall be liable to the penalty hereinafter provided in such cases, unless they be persons who are exempted from serving;

6. Four members of the Council shall constitute a quorum;

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7. The expenses of every election shall be defrayed out of the funds of the Corporation.

10. In any case in which one of the persons so elected shall refuse to act as Councillor, or in case his election, being contested, shall be declared null, the electors of the town shall proceed to a new election, 10 and elect a person to replace the said Councillor within one month after the said refusal shall have been made known, or that the said election shall have been declared null; and if the election shall have been declared null, the electors of the town shall proceed to a new election for such Councillor, and in the case the poll shall be held at a 15 place fixed by the said Council, in the ward of the said town in which such vacancy shall have occurred, and the said election shall be conducted in the same manner as in ordinary elections;

2. In case of the death of a Councillor, or in case of his absence from the town, or incapacity of acting as such, either from infirmity, 20 sickness, or any other cause, during three calendar months, the other Councillors, at the first meeting of the Council which shall take place after such decease, or at the expiration of the said period of three months, shall appoint from amongst the inhabitants of the town another Councillor to replace the Councillor so deceased, absent, or 25 rendered incapable, as above mentioned; and in case the votes of the said Councillors are equally divided in the appointment of a person to replace a Councillor, the election shall proceed in the manner mentioned in the preceding paragraph; provided, however, that notwithstanding the decease, absence, or inability to act of the said Councillor, the re- 30 maining Councillors shall continue to exercise the same powers and fulfil the same duties which they would have had to exercise or fulfil had not such decease, absence, or inability to act on the part of the said Councillor, taken place;

3. Every Councillor elected or appointed to replace another, shall 35 remain in office for the remainder of the time for which his predecessor had been elected or appointed, and no longer.

11. Before any person shall proceed to hold an election in conformity with this Act, he shall take the following oath, which any Justice of the Peace residing in the said town is hereby authorized to administer, 40 that is to say:

"I do solemnly swear that I will faithfully and impartially, to the best of my judgment and ability, discharge the duties of presiding officer at the election which I am about to hold for persons to serve as members of the Town Council of St. Ours: So help me, God."

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12. The officer presiding at any election under this Act, and his deputies shall have authority, and they are hereby required, at the request of any persons qualified to vote at such election, to examine upon oath (or affirmation, when the party is allowed by law to affirm) any candidate for the office of member of the said Town Council, respecting his quali- 50 fication to be elected to the said office; and shall also have authority,