

Appeal given from the Revising Board to the Superior or Circuit Court.

1. Any person who has filed any complaint to the Board or authority for revising the Lists of voters in any part of Lower Canada, or concerning whom a complaint has been filed, and who deems himself aggrieved by the decision of such Board or authority touching such complaint, may, within eight days after such decision has been given, appeal therefrom to the Superior or Circuit Court at its place of sitting in the Municipality or nearest thereto, by a petition setting forth briefly the grounds of appeal, and shall serve a copy of such petition on the Clerk or Secretary-Treasurer of the City or other Municipality, who shall give reasonable notice thereof to the Assessor and other parties concerned :

Judge to hear and determine on such appeal in a summary way.

2. Any Judge of the Superior Court shall have full power and authority to hear and determine such appeal in a summary manner either in term or vacation, at such time and in such way as he thinks best for ensuring justice to all parties, and may direct that any further notice be given to any party, if he thinks proper, and shall have the powers for summoning before him and examining on oath or affirmation, any party or witness and compelling the production of any document, paper or thing, and generally all other powers which are vested in the Superior or Circuit Court in relation to any matter pending before it, but shall not be bound to observe any form of proceeding, except such only as he shall deem necessary for doing substantial justice to all parties ;

His powers for that purpose.

His decision to be final.

3. The decision of such Judge shall be final and conclusive, and the Clerk or Secretary-Treasurer having custody of the List of voters to which it relates, shall correct the same, if any correction be ordered by such decision, immediately on receiving a copy thereof certified by the Clerk of the Court by which it has been given ;

Costs of appeal, how and against whom taxable.

4. The costs of any such appeal shall be in the discretion of the Judge, and shall be taxed by him at such sum and for and against such parties respectively as he thinks right ; and any party in whose favor any such costs are taxed, may recover them from the party against whom they are taxed, by execution in the manner in which costs awarded by any judgment of the Court may be recovered ;

As to evidence.

5. No evidence shall be received by the Judge on any such appeal, except such as he sees reasonable cause to think was adduced before the Board or authority to whom the complaint appealed from was made ; And the pendency of any such appeal shall not affect the validity of those parts of the lists of voters from which no appeal is made, but the same shall for all the purposes of this Chapter be deemed finally revised and corrected so soon as the delay allowed for appealing has expired : And no proceeding on such appeal shall be void for want of form.

Appeal not to affect parts of list not appealed from.