

tested elec-
tions.

Town Council
to enter upon
a scrutiny of
matters com-
plained of.

Oath to be
taken by mem-
bers of Coun-
cil before en-
tering upon
scrutiny.

shall be complained of, either on the ground
of want of qualification in the person returned,
or on the ground that such person had not
the majority of legal votes at such election,
a written requisition, signed by ten inhabi- 5
tants, of the Ward in which such election
shall have taken place, having a right to vote
at such election, shall within two days after
the termination of such election, be served
upon the Mayor or any other member of the 10
Town Council, requiring the said Town
Council to appoint a time and place within
the Town or Ward for which the election
was held, for entering upon a scrutiny into
the matters complained of, and that such time 15
shall be within six days after the election
complained of, and it shall be lawful for the
said Town Council upon service of such
requisition as aforesaid, and they are hereby
required to appoint a time and place within 20
the Town for entering upon a scrutiny of
the matters complained of, which time shall
be within six days after such election; and
the Town Council or such Member or Mem-
bers thereof, as shall not be individually con- 25
cerned in the question to be disposed of shall
have power to summon witnesses and to take
evidence on oath respecting the matters to
be inquired into, and shall determine upon
the validity of the election or return as shall 30
appear to be right according to the evidence;
and in case the election or return shall be
declared void, and it shall not appear proper
for any cause to amend the return or substi-
tute the name of any other person, as enti- 35
tled to have been returned at such election
then the Town Council shall issue their pre-
cept for a new election, as in other cases
under this Act.

XVII. And be it enacted, That before any 40
member of the Town Council shall enter
upon any such trial or scrutiny as aforesaid,
he shall take an oath or affirmation (where
the party is allowed by law to affirm) in the
following form, which oath or affirmation the