

ELECTIVE BENCHERS.

11. In the event of there being no Secretary for the time being of the Law Society at the time at which any election under this Act is to be held at Toronto, or in the event of such Secretary being unable from illness or other unavoidable cause to act as returning officer at such election, then and in such case the treasurer for the time being of the Law Society shall appoint under his hand some other person to act as such returning officer, and such person so appointed shall perform all the duties of such returning officer as prescribed by this Act, and shall be entitled to receive the remuneration provided by this Act for the performance of such duties.

12. The Secretary of the Law Society for the time being, or such other person as may be appointed under the last preceding section, shall as soon as conveniently may be, by inspection of the books directed to be kept by him by the tenth section of this Act, determine who are the persons duly elected under this Act as benchers elected by Her Majesty's counsel and by the Members of the Bar for the district of Toronto, and shall advertise the same, together with the names of such persons as may be returned to him as duly elected for the other districts referred to in this Act in the *Ontario Gazette*, at least two weeks before the first day of Hilary Term then next ensuing.

13. The secretary of the Law Society for the time being, or such other person as shall be appointed under the eleventh section of this Act, shall attend at Osgoode Hall for the purpose of receiving all votes that shall be tendered to him from the hour of (ten) in the forenoon of the day appointed by this Act for such elections as are to be held by him, till the hour of (four) in the afternoon of the same day.

14. In the case of such elections as are by this Act directed to be held in the districts of London, Hamilton, Brockville, and Cobourg, the County Court Judge for the County in which such election is directed to take place shall act as returning officer for such district, or in the event of there being a vacancy in the office of County Court Judge for such county at the time when any such election is by this Act appointed to take place, or in the event of the County Court Judge being unable from sickness or other unavoidable cause to act as returning officer, then the Clerk of the County Court for the city or town wherein the election is to take place shall act as the returning officer.

15. The County Court Judge or other person acting as returning officer, under the provisions of the last preceding section, shall receive the votes of all persons entitled to vote for the district in which such election shall take place, and shall record in a book to be kept by him for that purpose, the name and residence of each person voting, together with the names of those for whom such person votes, and shall return such book together

with the return of members elected for such district, to the secretary for the time being of the Law Society at Toronto, at least three weeks before the first day of Hilary Term next ensuing.

16. The County Court Judge or other person acting as returning officer shall, as soon as conveniently may be, by inspection of the book required to be kept by him by the last preceding section, determine who are the Benchers duly elected for the district in which such election has taken place, and shall under his hand return the names of such Benchers to the secretary of the Law Society for the time being, at least three weeks before the first day of Hilary Term next ensuing such election.

17. The County Court Judge, or person acting as returning officer, under the fourteenth section of this Act, shall attend at the court house of the city or town in which the election is to take place, from the hour of (ten) in the forenoon of the day appointed by this Act for such election, to the hour of four in the afternoon of the same day, for the purpose of receiving all votes that shall be tendered to him.

18. The person acting as returning officer under any of the preceding clauses shall be entitled to be paid out of the funds of the Law Society the sum of ———, in addition to necessary disbursements, for each occasion whereon he acts as such officer.

19. The persons so elected Benchers as aforesaid shall take office on the first day of Hilary Term following their election, and shall hold office until the beginning of the Hilary Term which shall be the fifth after they shall have entered on their said office, or till the election of their successors.

20. It shall be competent for the majority of the Benchers present at any meeting in the first Hilary Term after their election, to appoint a committee of their number to enter upon an enquiry with respect to the due election of any of the said Benchers whose election or elections may be petitioned against by any member of the Bar who has voted in the particular district for which the Bencher or Benchers petitioned against have been elected, or if the petition is against the return of any of the Benchers elected by Her Majesty's counsel; then on the petition of any of Her Majesty's counsel who voted at the election of such Bencher or Benchers, and after such enquiry, to report such Bencher or Benchers as duly or not duly elected or qualified according to the fact, and, if necessary, to report the name or names of the next in order of votes of the duly qualified Members of the Bar, or of Her Majesty's counsel, as Bencher or Benchers in lieu of the person or persons petitioned against and reported not duly elected or qualified; and on the confirmation of the said report by the majority of Benchers (other than