

the Recorder or Police Magistrate or Mayor, (in case he shall not be the person to be sworn in) of such City or Town, or any Justice of the Peace of the County or Town in or over which such Corporation shall have jurisdiction, or in the case of Townships and Villages, by any Justice of the Peace for the 5 County in which such Township or Village shall be situate, or in case there shall be no such Court, Justice, Judge or Justice of the Peace within such limits at the time, then before the Clerk of such Municipal Corporation, in the presence of a meeting of such Corporation, which several Courts, 10 Justices, Judges, Recorders and Police Magistrates, Mayors, Justices of the Peace, and Clerks, are hereby severally authorized and required to administer such oath or affirmation, and to give the necessary Certificate of the same having been duly taken and subscribed." 15

Persons object-
ing to the
passing of any
By-law which
must be passed
with the con-
sent of a cer-
tain portion of
the Municipal
Electors, may
demand to be
heard by the
Municipal
Council as to
genuineness
of the alleged
signatures of
applicants,
their qualifica-
tion, &c.

XXIII. And be it enacted, That whenever any person rated on the Assessment-Roll of any Municipality or place shall object to the passage of any By-law, the passing of which is to be pre-
ceded by the application of a certain number or portion of the
rateable inhabitants of such Municipality or place to be affected by 20
such By-law, he shall, on petition to the Township or other Muni-
cipal Council to that effect, be at liberty to attend before such
Council (or a Committee thereof appointed for the purpose of
hearing evidence,) at the time at which such proposed By-law is
intended to be passed, and to produce evidence before such Council 25
or Committee, to show that any of the signatures to the application
for such By-law are not genuine, or have been obtained upon false
or incorrect statements or representations, or that the necessary and
proper notice of the application has not been given, and that the pro-
posed By-law and the objects thereby intended to be carried out are 30
contrary to the wishes of the persons whose signatures have been so
obtained, and that the remaining signatures do not amount to the
number, nor represent the amount of property necessary to authorize
the passing of such By-law: And whenever the Township or other
Municipality, before which such person shall have appeared, shall 35
be satisfied upon the evidence adduced, that the application for the
By-law does not contain the names of a sufficient number of per-
sons, obtained without fraud and in good faith, representing the
requisite amount of property, who are desirous of having such By-
law passed, or that the due and sufficient notice required by law has 40
not been given, then it shall not be lawful for such Township or
other Municipality to proceed any further on such application, nor
to pass any such By-law.

A Member of
any Municipal
Corporation
may resign his
seat by con-
sent of the
majority of
such Corpora-
tion.

XXIV. And be it enacted, That it shall and may be lawful for any
Member of the Municipal Corporation of any City, Town, Town- 45
ship or incorporated Village in Upper Canada at any time, by and
with the consent of the majority of the Members of such Municipal
Corporation, signified by such consent being entered on the Minutes
of their proceedings, to resign his situation as a Member of such Cor-