

5. If the Court be of opinion that the grounds set forth in the petition are sufficient in law to void the election, it shall order proof to be ad-
 5 summary manner to hear and decide the said contestation; the evidence may be taken down in writing or given orally in whole or in part, as the Court shall order;

Court may proceed in a summary manner.
 Evidence.

6. The Court may, on such contestation, confirm the election or de-
 10 have been duly elected, and may, in either case award costs to or against either party, which costs shall be taxed and recovered in the same manner, and by the same means, as costs are taxed and recovered in actions of the first class, with right of appeal, brought in such Circuit Court; and the Court may order its judgment to be served
 15 upon the Secretary-Treasurer of the Council, at the expense of the party condemned to payment of costs, as aforesaid;

What may be declared by the judgment.

7. If any defect or irregularity in the formalities prescribed for the
 20 or irregularity may or may not have materially affected the election.

As to defects or irregularities.

16. In case it shall at any time happen that an Annual Municipal Elec-
 25 duty of such members of the said Council as shall not have retired from office, to meet again, for the purpose of fixing as early as possible a day for the holding of such Annual Municipal Election; and in such case, the notices and publications required by this Act shall be published and posted up not less than one clear day before the election; and if
 30 within fifteen days after the day on which such election ought to have been held, the members of the said Council shall have neglected to appoint a day for such election, they shall be liable to a fine of twenty dollars each, and such election shall then be held by the Sheriff; And if it be the first election which has not taken place, then it shall be the
 35 duty of the Sheriff to have it take place within the shortest possible delay.

In case any election shall not be held.

17. The said Council shall have power to punish by imprisonment
 40 in any other manner whatsoever.

Power to Council to impose penalties and imprisonment.

18. All meetings of the said Council shall be public, excepting only
 45 shall determine the mode of their proceedings, and shall have power to cause order to be observed by persons present, during their sittings, and to punish by fine and imprisonment, or by one or the two, any contempt committed by any such person present; Provided always, that no such
 50 ment shall exceed the period of fifteen days.

Meetings to be public.

Certain other powers of Council. Contempts. Proviso; fines limited.

19. The Sheriff and Gaoler of the District of Beauharnois, when there
 55 or any member or officer thereof under the authority thereof.

Duties of Sheriff and Gaoler.