

based upon, and shall be conformable to such decision. R.S., c. 106, s. 58.

**65.** The returning officer shall also transmit to the Secretary of State, with his return, the original statements, inclosed in the ballot boxes, of the several deputy returning officers, of the accepted ballot papers, of the number of votes given each way, of the rejected ballot papers, of the spoiled and returned ballot papers, and of the unused and returned ballot papers, together with the voters' lists used in the several polling districts, and any other lists and documents used or required at such election, or which have been transmitted to him by the deputy returning officers.

What shall be transmitted with return.

2. Such return and report shall be sent through the post office, by registered letter or parcel. R.S., c. 106, s. 59.

How transmitted.

**66.** The property of the ballot boxes, ballot papers, and marking instruments procured for, or used at any polling of votes under this Act shall be in His Majesty. R.S., c. 106, s. 60.

Property in ballot boxes.

#### Scrutiny.

**67.** Within one week after the returning officer has summed up the votes and declared the result of the voting, any elector may apply for a scrutiny upon petition,—

Application to judge.

(a) in the province of Quebec, to any judge of the Superior Court ordinarily discharging his duties in any judicial district in which the county or city is situate, in whole or in part;

In Quebec.

(b) in the province of British Columbia, to a judge of the Supreme Court of that province, or to a judge of the county court of any county or district within which the county or city is situate, in whole or in part;

In British Columbia.

(c) in any other province, except Saskatchewan and Alberta, to the judge of the county court of any county or district within which the county or city for which the polling of votes takes place is situate, in whole or in part. R.S., c. 106, s. 61.

In any other province.

**68.** The petitioner shall give such notice of the application and to such persons as the judge directs, and shall show, by affidavit to the judge, reasonable grounds for entering into a scrutiny of the ballot papers.

Notice to be given.

2. The petitioner shall also enter into a recognizance to His Majesty before the judge in the sum of one hundred dollars, with two sureties, to be allowed as sufficient by the judge upon affidavit of justification, in the sum of fifty dollars each, conditioned to prosecute the petition with effect, and to pay any costs which are adjudged against the petitioner, or shall

And recognizance entered into.