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No. 187.

2nd Session, 5th Parliament, 19 Victoria, 1856.

BILL.

An Act to secure the Freedom of Election at
at the next election for the County of
Argenteuil.

Received and read, first time, Wednesday, 9th
April, 1856.

Second reading, Monday, 14th April, 1856.

MR. A. A. DORION.

TORONTO:

PRINTED BY JOHN LOVELL, YONGE STREET.

An Act to secure the Freedom of Election at the next Election for the County of Argenteuil.

WHEREAS it is necessary to make better provisions for securing the Freedom of Election in the County of Argenteuil; Therefore Her Majesty, &c., enacts as follows: Preamble.

I. Immediately after the passing of this Act, the Secretary-Treasurer of each local Municipality in the County of Argenteuil, shall make from the last Valuation Roll for such Municipality, a list in the form of the Schedule A. containing the names and surnames of all male persons who, by the said Roll, shall appear to be the owners of one or several lots of land in such Municipality, of the actual value of at least thirty pounds, or of the yearly value of at least two pounds four shillings and five pence; also, a list of all the occupants of land of the actual value of fifty pounds, or of the yearly value of five pounds, and assessed as such occupants and not as owners or proprietors of such lot or of any other lot in such Municipality. Secretary-Treasurers to make lists of voters.

II. The list mentioned in the last section shall contain the names and surnames of such proprietors or occupants, the description of the lot or lots owned or occupied by them, the value of such lot or lots, the whole as mentioned on the said Valuation Roll. What such lists shall shew.

III. It shall be the duty of the Secretary-Treasurer of each such local Municipality to prepare a certificate in the form of the Schedule B. for each of the persons named in the lists by him prepared, as mentioned in the two preceding sections. Certificate to be given to each voter.

IV. The certificates so prepared by the Secretary-Treasurer shall, by him be delivered on their application to the parties respectively named therein; and before delivering the same, the Secretary-Treasurer shall require from the applicant, if not personally known to him as the person named in such certificate, an oath in the form of the Schedule C. which oath he is hereby authorised to administer. Oath may be required.

V. The Secretary-Treasurer of each such local Municipality shall, on the day previous to the day on which any poll is to commence for the election of a Member of Legislative Assembly for the County of Argenteuil, transmit to the Deputy Returning Officer for such Municipality, and when there shall be no Deputy Returning Officer for the local Municipality, then to the Deputy Returning Officer for the place in which such local Municipality shall be included for election purposes, the list by him made of the qualified voters at such election, and shall indicate opposite the name of each person Lists and certificates to be sent to Deputy Returning Officers.

to whom he shall have delivered a certificate of qualification, the fact of his having so done, and he shall also at the same time hand over to the Deputy Returning Officer the certificates unclaimed.

List sworn to be by the Secretary Treasurer.

VI. The Secretary-Treasurer, on delivering the lists and certificates mentioned in the preceding section, shall accompany the same with an affidavit in the form of Schedule D. to be taken before any Justice of the Peace having jurisdiction in the Municipality. 5

An Oath may be demanded of an elector producing a certificate.

VII. The Deputy Returning Officer of each local Municipality shall, at any time during and before the close of the Poll, deliver to the parties claiming the same, the certificates delivered to him by the Secretary-Treasurer, but he may (and shall if required by any candidate or elector) require from the applicant the oath mentioned in the Schedule E., which oath he or any candidate or elector may also require of any person voting upon a certificate not delivered to him by the Deputy Returning Officer. 10

Voter must deliver his certificate.

VIII. No elector shall be allowed to vote at such election unless he shall deliver his certificate of qualification to the Deputy Returning Officer, who shall cause the same to be numbered with the number set opposite to the vote of such elector on the Poll-book. 15

Deputy Returning Officer to make list and certificates part of his return.

IX. It shall be the duty of the Deputy Returning Officer of each local Municipality to return after the election to the Returning Officer with his Poll-books, and as forming part of his return, the list of electors handed to him by any Secretary-Treasurer, and also the certificates both of the electors who shall have voted at such election, and the certificates of those who shall not have claimed such certificates, indicating also on the said list those who shall have voted and those who did not vote at such election, and the Returning Officer shall count no vote for which there shall be no corresponding certificate. 20 25

Oath to accompany Return.

X. The return of such Deputy Returning Officer shall be accompanied by the oath mentioned in Schedule F. to be taken before any Justice of the Peace having jurisdiction in the Municipality. 30

Lists, &c., to be returned to Clerk of the Crown.

XI. The Returning Officer shall transmit to the Clerk in Chancery with his return, the Poll-books, lists and certificates he shall have received from his Deputies.

Penalty for contravening this Act.

XII. Any Secretary-Treasurer, Deputy Returning Officer, or Returning Officer who shall contravene this Act or fail to perform any duty hereby required of him, shall thereby incur a penalty of pounds, and shall be further liable for all damages sustained by any person by reason of such contravention or failure. 35

Act 18 V., c. 8 to apply.

XIII. The Act passed in the eighteenth year of Her Majesty's Reign, chaptered eight, is hereby revived as regards the County of Argenteuil and any election therein, and shall continue in force as regards the same until the first day of January 1858. 40

Duration of this Act.

XIV. This Act shall continue in force until the first day of January, 1858 and no longer.

SCHEDULE A.

List of all owners or occupants of land in the Township (Parish or Village) of _____ entitled under the Act 19 Vict., cap. _____ (*chapter of this Act*), to vote at an election of a Member to represent the County of Argenteuil in the Legislative Assembly of this Province, according to the last Valuation Roll of said Municipality.

No.	NAME.	OWNER OR OCCUPANT.	DESCRIPTION OF PROPERTY.	ACTUAL VALUE.	YEARLY VALUE.	CERTIFICATE DELIVERED.

Dated at _____ this _____ day of _____ 185____
 _____ of the _____ A. B., Secretary-Treasurer, of _____

SCHEDULE B.

I certify that A. B., residing in the Township (Parish or Village) of _____ in the Municipality of _____ is assessed on the last Valuation Roll of assessment made for said Municipality, as proprietor (*or as occupier, as the case may be,*) of a lot or lots of land situated in the said Township (Parish or Village) of the value (*or yearly value*) of £ _____, and described on the said Valuation Roll as follows: (*copy description*).

Dated at _____ 185____
 _____ (Signed) A. B., Treasurer of the Secretary of the Parish (Township or Village) of _____

SCHEDULE C.

You swear that your name is A. B., that you are the person designated by that name on the Valuation Roll for the Township (Parish or Village) of _____, and in the certificate now shewn to you and which you demand.

SCHEDULE D.

A. B. Secretary-Treasurer of the Municipality of the Township, (Parish or Village) of _____ being duly sworn, deposeth and saith, that the above is a correct list of all male persons assessed as owners of one or more lots of land in the said Municipality, of the value of £ _____ or upwards or as occupants of a lot or lots therein of the actual

value of £ or upwards, or of the annual value of £5 or upwards, and that the same was taken by this deponent from the last Valuation Roll of the said Municipality, made by the Assessors and finally adopted by the Municipal Council, and that he has only delivered the certificates therein mentioned and no other, and he has signed.

A. B., Secretary-Treasurer of

Sworn before me at
(Signed,)

this

1856.

A. B.

SCHEDULE E.

You swear that your name is A. B., that you are the person named and designated in the certificate by you produced, that you are above twenty-one years of age, and that you have not yet voted at this election.

SCHEDULE F.

A. B., Deputy Returning Officer for the of , being duly sworn, deposeth and saith, that the Return hereunto annexed is correct and true in all respects, and that the list of voters thereunto annexed is the list delivered to him by the Secretary-Treasurer of , and that the certificates hereunto also annexed are all those and none other which he received from the said Secretary-Treasurer, and from the voters at the Poll held in the said , of , on the days of , 185 , at the election of a Member to represent the County of Argenteuil in the Legislative Assembly. And deponent hath signed.

A. B.,

Secretary-Treasurer of

Sworn before me,

at

of , this

day

, 185

C. D.,

J. P.