

# EXTRACTS of the RESOLUTION of COUNCIL,

## For the Regulating of Elections of Members in General Assembly.

d, August 1759.

**T**HAT no Person shall be chosen as a Member of the House of Assembly, who shall be a Popish Recusant, or shall be under the age of Twenty One Years, or who shall not, at the time of such Election, be possess'd in his own Right, of a Free-hold Estate within the Province, of the yearly Value of forty Shillings.

THAT no Person shall have a Right of voting, in the Election of any Member of the House, for any County, but such as shall have a Free-Hold within the said County of the Yearly Value of Forty Shillings; nor for any Town, but such as shall have a Free-Hold within the said Town of the like yearly Value; nor shall have more than one Vote for any One Member, nor shall any Person, being a Popish Recusant or under the Age of Twenty One Years, have a Right of Voting, in the Election for any Member of the House; nor shall any returning Officer, have a Right of being elected as a Member to sit in the House.

THAT all Electors shall, if so requir'd at the time of the Election, take the usual State Oaths appointed by Law, and declare and subscribe the Test.

THAT any Voter shall, at the Request of any Candidate, be obliged to take the following Oath, which Oath together with the State Oaths, the returning Officer is hereby empowered to Administer.

*I A. B. Do Swear that I am a Free-Holder in the Town (or County) of  
in the Province of Nova-Scotia, and have Free-hold lands or Hereditaments lying or being at  
such Free Hold Estate hath not been made or granted to me fraudulently on Purpose to qualify me to give my  
Vote, and that I have not received or had, by myself, or any Person whatever in Trust for me, or for my  
Use and Benefit, directly or indirectly, any Sum or Sums of Money, Office Place, or Employment, Gift or  
Reward, or any Promise, or Security, for any Money, Office, Employment, or Gift, in order to give my Vote  
at this Election, and that I have not before been polled at this Election, and that the Place of my Abode  
is at,*

*SO help me GOD,*

THAT Precepts be issued by His Excellency the Governor, to the Provost Marshall of the Province, requiring him by himself, or his Deputies, to Summon the Free-holders of the Province, to meet within their respective Districts, at some convenient Place and Time, to be by the said Provost Marshall, or one of his Deputies appointed, and of which he or they shall, immediately upon the receipt of the said Precept, give five Days Notice, then and there to elect such a Number of Representatives as shall, in the said Precepts be expressed.

X THAT the Provost Marshall or his Deputy, shall be the returning Officer of the Elections, to be held by him with the Assistance of three of the Freeholders present to be appointed and sworn by the returning Officer for that Purpose; and in Case a Scrutiny shall be demanded, the same shall be made by them, and in case of further Contest, the same to be determined by the House. The Poll for each Town or County, to be held between the Hours of Six in the Morning, and Six o'Clock in the Evening of the same Day, at which Time the same shall be closed, and the returning Officer, to declare on the Spot, the Persons who are duly elected, and give them Notice, as soon as may be, to attend the Service of the General Assembly accordingly.

THAT the Provost Marshal or his Deputy shall appoint for each Candidate, such one Person as shall be nominated to him, by each Candidate, to be Inspectors of the returning Officer and his Assistants.

THAT the Person who shall upon Examination, appear to have been chosen by the greatest Number of Votes, shall be deemed duly elected, altho' he has not a Majority of the Electors present.

THAT the Names of all Persons voted for, together with the Names of the Voters shall at the Time of Voting be publicly declared and entered on a book for that Purpose.

THAT the returning Officer shall cause the foregoing Resolution to be publicly read at the opening of each Meeting for the Elections, and to govern the said Meetings agreeable thereto.