

shall be sealed by the returning officer and by such agents or witnesses present as may desire to seal them or to sign their names thereon in addition or instead.

(7) The candidate who on the completion of the count is found to have the largest number of votes shall then be declared by the returning officer to be elected as the member for the electoral district.

Declaration
of the poll.

(8) Whenever there is an equality of votes between two or more candidates and the addition of a vote would entitle one of such candidates to be declared elected, then—

Equality
of votes.

(a) the returning officer, if he is a registered voter of the electoral district for which the election is held, may give such additional vote, but the returning officer shall not in any other case be entitled to vote at an election for which he is the returning officer;

(b) if the returning officer is not a registered voter as aforesaid, or if being such registered voter he declines to vote, he shall make a special return of the result of the election and the Council shall have the right by resolution to choose one of such candidates to be the member for that electoral district.

76. (1) Subject to the provisions of subsection (2) of this section, during the hours when the poll is open upon polling day, no person shall assemble or congregate within one hundred yards of any building in which is situate any polling station.

Maintenance
of order at
polling
station.

(2) This section shall not apply—

(a) to any voters who are waiting to poll their votes at such polling station and who obey any instructions which may be given by the presiding officer or poll clerk or any police officer for the purpose of forming a queue with other voters also waiting; or

(b) to any person who may under the provisions of this Ordinance lawfully enter or remain in such polling station.