

1929.

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Legislative Council.

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## Parliamentary Electorates and Elections (Amendment) Bill.

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### EXPLANATORY NOTE.

THE object of the Bill is to overcome certain administrative difficulties, and to make certain necessary corrections.

The main provisions are as follow:—

- (a) Electors voting outside their subdivision shall do so as absent voters.

This is the Commonwealth system, and obviates an almost impossible task which otherwise would be imposed on Returning Officers in connection with the preparation of the certified list of voters.

- (b) A ballot-paper marked with the number "1" only shall not on that account be rejected as informal in cases where there are not more than two candidates.

- (c) Since it is proposed to compile joint rolls for Commonwealth and State in 1930 for use at the State General Election in that year, the bill provides that it shall be unnecessary to collect the ordinary State rolls for 1930.



General and Special Agents  
of the  
Federal Bureau of Investigation  
Department of Justice  
Washington, D. C.

Confidential Informant and Source  
No. \_\_\_\_\_

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*This PUBLIC BILL originated in the LEGISLATIVE ASSEMBLY, and, having this day passed, is now ready for presentation to the LEGISLATIVE COUNCIL for its concurrence.*

S. G. BOYDELL,  
*Clerk of the Legislative Assembly.*  
*Legislative Assembly Chamber,*  
*Sydney, 6 November, 1929.*

## New South Wales.



ANNO VICESIMO

# GEORGII V REGIS.

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Act No. , 1929.

An Act to amend the Parliamentary Electorates and Elections Act, 1912-1928, in certain respects; and for purposes connected therewith.

**B**E it enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

**1.** (1) This Act may be cited as the "Parliamentary Short title. Electorates and Elections (Amendment) Act, 1929," and shall be read with the Parliamentary Electorates and Elections Act, 1912-1928.



Parliamentary Electorates and Elections (Amendment).

(2) The Parliamentary Electorates and Elections Act, 1912-1928, is in this Act referred to as the Principal Act.

(3) The Principal Act as amended by this Act may be cited as the Parliamentary Electorates and Elections Act, 1912-1929.

**2.** (1) The Principal Act is amended—

- (a) by omitting from subsection one of section eighty-nine the words: "Before the day of polling the returning officer shall deliver to each of the deputies for use at each polling-booth sufficient copies of all rolls in force for the district in and for which the poll is to be taken thereat certified under his hand to be true copies, and also one set at least for the general use of scrutineers" and by inserting in lieu thereof the following words: "Before the day of polling the returning officer shall provide for use at each polling-place—
- (a) at least one copy of the printed rolls in force for the district in and for which the poll is to be taken thereat; and
- (b) sufficient copies certified under his hand to be true copies of all rolls in force for the subdivision for which that polling-place has been declared to be a polling-place";
- (b) by omitting subsection one of section ninety-seven, and by inserting in lieu thereof the following subsection:—
- (1) Any elector may vote at any polling-place which has been declared to be a polling-place for the subdivision for which he is enrolled.
- (c) by omitting from paragraph (a) of subsection one of section one hundred the words "this district or the district of" and by inserting in lieu thereof the words "the subdivision of";
- (d)

Amendment  
of Act No. 41,  
1912.

(Persons  
voting out-  
side their  
subdivision  
to be absent  
voters.)

Sec. 89 (1).

Sec. 97 (1).

(Where  
electors may  
vote.)

Sec. 100 (1).

(Questions to  
be put if voter  
challenged.)



*Parliamentary Electorates and Elections (Amendment).*

- 5 (d) (i) by omitting from subsection one of section one hundred and fifteen the words "electoral district" where firstly occurring and by inserting in lieu thereof the word "subdivision";
- (ii) by omitting from the same subsection the word "electorate" and by inserting in lieu thereof the word "subdivision";
- 10 (e) by omitting Schedule Nine.
- (2) The Parliamentary Elections (Amendment) Act, 1918, is amended by omitting so much of the Schedule to that Act as amends subsection one of section ninety-seven of the Principal Act.
- 15 (3) The Parliamentary Electorates and Elections (Amendment) Act, 1921, is amended by omitting paragraph twenty-six of section two.
- (4) The Parliamentary Electorates and Elections (Amendment) Act, 1928, is amended—
- (a) by omitting paragraph (b) of section twenty;
- 20 (b) by omitting from paragraph (d) of the same section the word "nine."
- (5) This section shall commence upon the day appointed by the Governor and notified by proclamation published in the Gazette in pursuance of subsection three of section eleven of the Parliamentary Electorates and Elections (Amendment) Act, 1928, as the day upon which the first rolls prepared in pursuance of Part IV of the said Act shall come into force.
- 30 **3.** (1) The Principal Act is further amended by adding at the end of section 122A the following new subsection:—
- (2) Notwithstanding anything to the contrary in this Act, at any election at which there are not more than two candidates, a ballot-paper shall not be informal by reason only of the fact that the voter has recorded his vote by placing in one square the number "1" and by leaving the other square blank.

Sec. 115 (1).  
(Absent voters.)

Sch. IX.

Amendment of Act No. 40, 1918, Sch. (Consequential.)

Amendment of Act No. 19, 1921, s. 2 (26). (Consequential.)

Amendment of Act No. 55, 1928.

(Consequential.)

Commencement of section.

Further amendment of Act No. 41, 1912, s. 122A.

(Informal ballot-papers.)



*Parliamentary Electorates and Elections (Amendment).*

(2) This section shall commence upon the date appointed by the Governor and notified by proclamation published in the Gazette in pursuance of section twenty-seven of the Parliamentary Electorates and Elections (Amendment) Act, 1928, as the date upon which Part V of the said Act shall commence.

Commence-  
ment.

4. (1) The Principal Act is further amended by omitting subsection four of section one hundred.

Further amend-  
ment of Act  
No. 41, 1912,  
s. 100 (4).

(2) The Parliamentary Elections (Amendment) Act, 1918, is amended by omitting so much of the Schedule to that Act as amends subsection four of section one hundred of the Principal Act.

Amendment  
of Act No. 40,  
1918.  
Schedule.

(3) This section shall commence upon the day appointed by the Governor and notified by proclamation published in the Gazette in pursuance of subsection three of section eleven of the Parliamentary Electorates and Elections (Amendment) Act, 1928, as the day upon which the first rolls prepared in pursuance of Part IV of the said Act shall come into force.

Commence-  
ment.

5. The Principal Act is further amended—

Further amend-  
ment of Act  
No. 41, 1912.  
(Postal voting.)  
Sec. 114A (2A).

- (a) by omitting from subsection (2A) of section 114A the words "one clear day prior to" and by inserting in lieu thereof the words "thirty-eight hours prior to the hour at which the polling is to commence on";
- (b) by omitting from subsection one of section 114D the words "one clear day prior to" and by inserting in lieu thereof the words "thirty-eight hours prior to the hour at which the polling is to commence on";
- (c) by omitting from subsection one of section 114E the words "one clear day prior to" and by inserting in lieu thereof the words "thirty-eight hours prior to the hour at which the polling is to commence on";
- (d) by omitting from Schedule Thirteen the words "one clear day prior to" and by inserting in lieu thereof the words "thirty-eight hours prior to the hour at which the polling is to commence on."

Sec. 114D (1).

Sec. 114E (1).

Sch. XIII.



*Parliamentary Electorates and Elections (Amendment).*

**6.** Section twenty-five of the Principal Act as inserted by Part IV of the Parliamentary Electorates and Elections (Amendment) Act, 1928, is amended by omitting the word "Governor" where firstly and secondly occurring and by inserting in lieu thereof the words "Electoral Commissioner."

Further amend-  
ment of Act No.  
41, 1912 (as  
amended by Act  
No. 55, 1928),  
s. 25.  
(Appointment  
of registrars.)

**7.** The Principal Act is amended by omitting subsection three of section 21c and by inserting in lieu thereof the following subsection :—

Further  
amendment  
of Act No. 41,  
1912.

**10** (3) Until the first rolls prepared under the arrangement come into force, the rolls in existence at the date of the passing of the Parliamentary Electorates and Elections (Amendment) Act, 1929, as added to or altered from time to time, shall be the rolls of electors for elections under this Act, and the provisions of this Act relating to the preparation and revision of lists and the compilation of rolls of electors shall be read subject to this subsection.

Existing rolls  
continued.

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Sydney: Alfred James Keat, E.S.O., Government Printer—1929.

[7d.]



Parliamentary Privileges and Pensions (Amendment)

6. Section twenty-five of the Privileges and Pensions Act as amended by Law IV of the Parliament of 1928 and the Privileges and Pensions (Amendment) Act 1929 is amended by adding the words "and the members of the House of Representatives" to the words "and the members of the House of Representatives" in the first sentence of the said section.

7. The words "and the members of the House of Representatives" shall be deemed to have been inserted in the said section as if they had been so inserted.

10. (1) The words "and the members of the House of Representatives" shall be deemed to have been inserted in the said section as if they had been so inserted.

(2) The words "and the members of the House of Representatives" shall be deemed to have been inserted in the said section as if they had been so inserted.

11. The words "and the members of the House of Representatives" shall be deemed to have been inserted in the said section as if they had been so inserted.

The provisions of this Act shall be deemed to have been made as if they had been made on the day on which this Act is assented to.