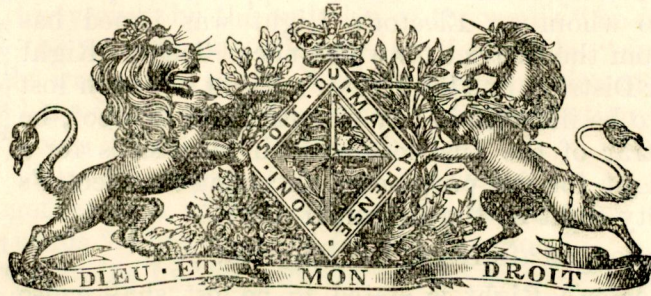


This PUBLIC BILL originated in the LEGISLATIVE ASSEMBLY, and, having this day passed, is now ready for presentation to the LEGISLATIVE COUNCIL for its concurrence.

Legislative Assembly Chamber,  
Sydney, 27 June, 1895. }

F. W. WEBB,  
Clerk of the Legislative Assembly.

## New South Wales.



ANNO QUINQUAGESIMO NONO

# VICTORIÆ REGINÆ.

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No .

An Act to amend the Parliamentary Electorates and Elections Act of 1893, and to repeal the Act 58 Victoria No. 1.

BE it enacted by the Queen'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:—

5 1. The period of residence in a District necessary to entitle a person to an Elector's Right shall hereafter be one month instead of three months, and sections twenty-three subsection (I), thirty-six subsection (III), and thirty-eight subsection (I) of the Principal Act are hereby amended by the omission in each case of the words "three  
10 months" and the insertion in lieu thereof of the words "one month":  
Provided that an Elector on the Roll for the Electorate in which he has last resided shall have the right of voting for such Electorate until enrolled for another Electorate, or until a period of one month shall have elapsed from the date of his change of residence whichever shall  
15 first happen.

2. When an Elector's Right is issued to any person upon application under sections thirty-six or thirty-eight of the Principal Act the Registrar shall forthwith enter the name of such person in full, his place of residence, and the date of the issue of such Right in  
20 a List to be kept by him and called "The Provisional List" (distinguishing the names of persons applying under section thirty-six from the names of persons applying under section thirty-eight), and thereupon such

Period of residence reduced to one month.

The names of persons to whom Elector's Rights are issued under ss. 36 or 38 of the Principal Act, to be entered in a List.

*Parliamentary Electorates and Elections Act Amendment.*

such person shall be for all purposes deemed to be duly enrolled on the General Roll for such District until the sitting of the Revision Court first holden, after the date of the issue of such Right, for the Division in which such person at the date aforesaid resided or had his principal place of abode: Provided that no such entries shall be made in the Provisional List for any District in the interval between the date on which notice has been given under section fifty-nine of the Principal Act of the purport of a writ issued for an election in such District and the declaration of the poll for such election.

Such persons to be deemed to be enrolled in the General Roll until the sitting of the Revision Court.

10 Notwithstanding anything contained in the Principal Act, it shall not hereafter be necessary to make out any Supplementary List.

Supplementary List need not be made out.

3. If a person to whom an Elector's Right was issued has changed his residence from the District for which such Elector's Right was issued to some other District, and his Elector's Right has been lost or so torn or defaced as to be illegible in any essential part thereof, he may apply to the Registrar of the District in which he resides for a Substituted Elector's Right for the purpose of obtaining an Elector's Right under section thirty-eight of the Principal Act:—

A person who has moved into another District may apply to the Registrar thereof for a Substituted Right.

(I) On such application, as aforesaid, the Registrar—

Declaration to be made and signed.

20 (a) when the Elector's Right is stated to be lost, shall cause the applicant to make and sign a solemn declaration in the form following—

I, \_\_\_\_\_, of \_\_\_\_\_, do solemnly and sincerely declare that an Elector's Right for the District of \_\_\_\_\_ was issued to me, and that I have made diligent search for it, and honestly believe that it is irrecoverably lost. Dated this \_\_\_\_\_ day of \_\_\_\_\_, one thousand eight hundred and \_\_\_\_\_

30 (b) when the Elector's Right is stated to be defaced or torn shall cause him to give up the Right or the remnant thereof, and to make and sign a solemn declaration in the form following:—

I, \_\_\_\_\_, of \_\_\_\_\_, do solemnly and sincerely declare that an Elector's Right for the District of \_\_\_\_\_ was issued to me, and that the paper given up by me is the said Elector's Right (or a remnant thereof). Dated this \_\_\_\_\_ day of \_\_\_\_\_, one thousand eight hundred and \_\_\_\_\_

40 (II) The Registrar shall thereupon send such declaration to the Registrar of the District for which the Elector's Right, so lost, torn, or defaced, was issued, and such last-mentioned Registrar shall compare the applicant's writing or mark on such declaration with his writing or mark on the butt of the Elector's Right, and, if he have no reason to doubt the identity of the applicant with the person to whom the Elector's Right was issued, shall draw up a "Substituted Right for Transfer" in accordance with section thirty-nine of the Principal Act, and send it to the Registrar to whom application was made; and such last-mentioned Registrar shall show the Substituted Right to the applicant, and put to him the question following—

Declaration to be sent to the Registrar of the District for which the original Right was issued who may send back a Substituted Right.

Issue of Substituted Right.

*Are you the person named [A.B.] of \_\_\_\_\_ on the Substituted Right now shown to you?*

55 and if the applicant answers in the affirmative, shall mark upon the Right the word "Issued" and the date, and issue the Right to the applicant.

Such mark shall also be made upon all Substituted Rights issued under the Principal Act.

Any

*Parliamentary Electorates and Elections Act Amendment.*

Any applicant who knowingly makes a false statement in such declaration or a false answer to such question as aforesaid shall, upon conviction before any Court of summary jurisdiction, be liable to imprisonment for any period not exceeding six months.

Punishment for false answer or declaration.

- 5 4. The Principal Act is hereby amended as follows:—
- Section thirty-three by the addition at the end of the section of the words “and may cause new Rolls to be prepared for such Divisions as provided by section eighteen on the rearrangement of Electoral Districts.”
- 10 Section thirty-six by the omission of question (7) in subsection (III).  
Section thirty-eight by the omission of the words “he is enrolled” and the substitution therefor of the words “an Elector’s Right was issued to him,” and by the omission of the words
- 15 “of his original enrolment” and the substitution therefor of the words “for which it was issued.”  
Section fifty, subsection (II), by the omission of the words “together with such roll,” and the substitution therefor of the words “when required for any Election.”
- 20 Section sixty-nine by the omission of the words “or Division of a District.”  
Section seventy by the omission of subsection (IV).  
Section eighty-six by the omission of the words “or voting-paper.”  
Section ninety by the omission of the words “ballot or voting-paper” and the insertion in lieu thereof of the word “ballot-paper,” and further by the omission of the words “such ballot-paper or voting-paper” wherever they occur, and the insertion in each case in lieu thereof of the words “the ballot-paper.”
- 25 Section ninety-one by the omission of the words “either in more than one Division of the same District or,” and of the words “Division or.”  
Section ninety-five by the omission of the words “the Division of” and the words “or Deputy of the Division.”
- 35 Section ninety-eight by the omission of the words “and envelopes (if any)” and of the words “And for the purposes of this section, and the enactments hereinafter contained, every voting-paper whensoever practicable shall be treated as and be deemed to be a ballot-paper.”
- 40 Section ninety-nine by the omission of the words “and voting-papers (if any)” and the words “the name of the Division.”  
Section one hundred and three by the omission of the words “distinguishing in each case ballot-papers from voting-papers.”
- 45 Section one hundred and four by the omission of the words “or voting-paper” wherever they occur.  
And section forty and Schedule G of the Principal Act are hereby repealed.

Amendments of the Principal Act.

- 50 5. Save as hereinafter provided, all Elector’s Rights issued before the first day of August, one thousand eight hundred and ninety-six, shall expire on the thirty-first day of December, one thousand eight hundred and ninety-six; and all Electors’ Rights issued on or after the first day of August, one thousand eight hundred and ninety-six, and before the first day of August, one thousand eight hundred and ninety-nine, shall expire on the thirty-first day of December, one thousand eight hundred and ninety-nine; and Elector’s Rights issued during any subsequent triennial period shall expire on the thirty-first day of December next after the termination thereof.

Duration of Elector’s Rights.

*Parliamentary Electorates and Elections Act Amendment.*

6. In the year one thousand eight hundred and ninety-six and each third year thereafter, the holder of an Elector's Right which has not then expired may, before the first day of October, on application either personally or in writing, have the same marked for renewal, and in such years as aforesaid, the Registrar of each Division shall, after the General List has been made out, transmit before the fourteenth day of August, in the prescribed manner, to each holder of an Elector's Right in his Division the prescribed form of statutory declaration, together with a notice informing him that his Elector's Right must be presented to be marked before the first day of October following, and that he may have the same marked, either on personal or written application; and that in the event of his not presenting it before the said first day of October, his name will be expunged from the Roll, and the Revision Court is hereby empowered in such case to expunge all such names.

Holder of Elector's Right may make personal or written application to have it marked for renewal.

(I) Where personal application is made, the applicant shall tender his Elector's Right to the Registrar of his Division, and the Registrar shall put to him such questions as shall be prescribed, and if satisfied that the applicant is entitled to have the Right marked as aforesaid, shall mark on such Right the date at which it would expire under section five of this Act, together with the words "good for three years from this date," and the date when the Right was tendered as aforesaid, and shall initial such marking.

Personal application.

Any person who knowingly makes a false answer to any of the aforesaid questions shall be deemed guilty of perjury.

(II) Written application may be made by the holder of such Elector's Right as aforesaid by transmitting the same to the Registrar of his Division, with a statutory declaration in the prescribed form, and the Registrar, on receipt of such application, shall mark the Right as provided in the preceding subsection and return it by registered letter addressed to the applicant.

Written application.

Any person who knowingly makes a false statement in such declaration shall be deemed guilty of perjury.

(III) The Registrar shall mark upon the butts of all Elector's Rights so marked as aforesaid the same words and figures as he has marked upon the Elector's Rights, and shall in like manner mark the General List and the Roll.

Butts to be marked.

7. Every Elector's Right so marked as aforesaid shall be a good and valid Elector's Right until the end of the period specified on each successive marking thereof.

Elector's Rights so marked to be good for another three years.

8. The Governor may by rules to be published in the *Gazette* prescribe such procedure as he may think fit, either in addition to or in substitution for that hereinbefore provided, for the return to the applicants of Electors' Rights so marked as aforesaid by any means which he may think expedient.

Rights when marked may be returned to the applicant under rules to be made by the Governor.

9. Notwithstanding anything in this or the Principal Act, the previous issue to a person of an Electors' Right shall not debar him from obtaining another, after such Elector's Right has expired, upon application under section thirty-six of the Principal Act; provided that on such application he deliver to the Registrar such Elector's Right, as aforesaid, or the remnant thereof, to be dealt with by him as may be prescribed, or (where the Elector's Right has been lost) make and sign the solemn declaration set out in section three subsection (i) (a) of this Act; any person who knowingly makes a false statement in such declaration shall, upon conviction before any court for summary jurisdiction, be liable to imprisonment for any period not exceeding six months.


Fresh Right may be obtained under s. 36 of the Principal Act.

*Parliamentary Electorates and Elections Act Amendment.*

10. Instead of publishing the List mentioned in section forty-four, subsection (v) of the Principal Act as therein provided, the Registrar shall by advertisement in a newspaper published or circulating in the District, give notice that a copy of such List is posted outside each Post Office and Court House of the District, and may be inspected at the office of the Registrar; and the Act fifty-eighth Victoria number one is hereby repealed. Lists of names objected to not to be published.
11. Every Polling shall commence on the day appointed for the same at eight o'clock in the forenoon, and shall, unless lawfully adjourned, finally close at seven o'clock in the afternoon of the same day; and section seventy-nine of the Principal Act is hereby repealed, except in so far as it relates to places other than the principal polling place, which shall be settled by the officer charged with the administration of this Act; at all places except the said principal polling place, section seven-nine of the Principal Act shall apply. Hours of Polling. Section 79 of the Principal Act repealed.
12. Schedule A to the Principal Act is hereby repealed, and the Schedule to this Act substituted in its place, but nothing in this section shall affect the validity of any Electors' Rights heretofore issued in the form of the said Schedule A. Form of Electors' Rights.
13. Where in this or the Principal Act a Division is mentioned, the expression shall, in cases where a District has not been subdivided into Divisions, be taken to mean the District, unless such meaning would be inconsistent with the context. Division in certain cases to mean District.
14. In order to give due effect to the meaning and intent of the provisions contained in this Act, the Governor may, by regulations, provide for any proceeding, matter, or thing for which express provision has not been herein made; and all such regulations shall, on being published in the *Gazette*, have the full force of law, and shall be laid before both Houses of Parliament within fourteen days after such publication if Parliament be then sitting, and if not, then within fourteen days after the commencement of the next ensuing session. Governor may make regulations.
15. This Act may be cited as the "Parliamentary Electorates and Elections Act Amendment Act of 1895," and in its construction "Principal Act" means the Parliamentary Electorates and Elections Act of 1893. Short title. Interpretation.

## SCHEDULE.

[To be printed in red ink.]

(Butt.)	No.	<i>Elector's Right.</i>	No.
40	<i>Electoral District of</i>	<i>Electoral District of</i>	
	Division.	<i>Residential Qualification.</i>	Division.
45	<i>Residential Qualification.</i> <i>Name of person to whom issued—</i>	The holder hereof [ <i>name in full</i> ] of [ <i>add occupation</i> ] whose name is signed hereunder, is, if enrolled, entitled to vote at elections of Members of the Assembly in the above District, being qualified in respect of Manhood and of Residence in such District.	
50	<i>Residence and Occupation.</i> <i>Qualification — Manhood and Residence in above District.</i>	(A.B.), Registrar. (C.D.), abovenamed.	
55	(A.B.), Registrar. (C.D.), abovenamed. (Date)	The day of , 18 .  This Elector's Right is good only until the thirty-first day of December, 18 .	

Sydney : Charles Potter, Government Printer.—1895.

[6d.]

1. The following is a list of the names of the persons who were present at the meeting held on the 10th day of June 1877.

1. Mr. J. W. [Name]
2. Mr. J. W. [Name]
3. Mr. J. W. [Name]
4. Mr. J. W. [Name]
5. Mr. J. W. [Name]
6. Mr. J. W. [Name]
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19. Mr. J. W. [Name]
20. Mr. J. W. [Name]
21. Mr. J. W. [Name]
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