

I certify that this PUBLIC BILL, which originated in the LEGISLATIVE ASSEMBLY, has finally passed the LEGISLATIVE COUNCIL and the LEGISLATIVE ASSEMBLY of NEW SOUTH WALES.

W. S. MOWLE,
Acting Clerk of the Legislative Assembly.
Legislative Assembly Chamber,
Sydney, 7 April, 1916.

New South Wales.



ANNO SEXTO

GEORGIUS V REGIS.

Act No. 14, 1916.

An Act to regulate the exercise of certain franchises by certain naturalised British subjects and other persons, and for that purpose to amend certain Acts relating to Parliamentary elections and elections for local government areas and the City of Sydney, and to justices of the peace, coroners, licensing magistrates, and jurors; and for purposes consequent thereon or incidental thereto. [Assented to, 17th April, 1916.]
BE

I have examined this Bill, and find it to correspond in all respects with the Bill as finally passed by both Houses.

THOS. H. THROWER,
Chairman of Committees of the Legislative Assembly.

Naturalised Subjects Franchise.

BE 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:—

Short title
and duration.

1. (1) This Act may be cited as the "Naturalised Subjects Franchise Act, 1916," and shall take effect during the continuance of the present war between His Majesty and any of His Majesty's enemies, and for a period of six months after the conclusion of the war.

Definition.

(2) In this Act, unless the context otherwise requires:—

"Naturalised British subject of enemy origin" means a naturalised male or female British subject who at the time of his or her naturalisation was a subject of a country with which the British Empire is at war.

Naturalised
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enemy origin
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holding
certain
positions.

2. A naturalised British subject of enemy origin shall be incapable of sitting or voting in the Legislative Council or being elected to or sitting or voting in—

- (a) the Legislative Assembly;
- (b) the Municipal Council of Sydney;
- (c) the council of any municipality or shire constituted under the provisions of the Acts relating to Local Government;

or of officiating as a justice of the peace, a coroner, a member of a licensing bench, or as a juror, or of obtaining a license under the Liquor Act, or of being granted a renewal of an existing license under that Act.

Names on
rolls.

3. A naturalised British subject of enemy origin shall not be qualified to have his name entered or retained on any electoral roll compiled under the Parliamentary Electorates and Elections Act, 1912, or under any Act relating to local government, or under the Sydney Corporation Act, 1902, or for the purposes of any referendum.

Aliens voting.

4. (1) A naturalised British subject of enemy origin shall not vote at an election under the Parliamentary Electorates and Elections Act, 1912, or under any Act relating to local government, or under the Sydney Corporation Act, 1902, or at any referendum.

(2)

Naturalised Subjects Franchise.

(2) If any such person votes at any such election or referendum he shall be liable to a penalty not exceeding one hundred pounds.

5. (1) At any poll taken under the Parliamentary Electorates and Elections Act, 1912, or any Act relating to local government, or under the Sydney Corporation Act, 1902, or under any referendum, the presiding officer shall put to any person claiming to vote bearing a name suggesting that he is an alien of enemy origin all or any of the following questions:—

Powers and duties of presiding officers to put questions to voters.

- (a) Are you a subject of any of the countries (naming them) with which Great Britain is at war?
- (b) Are you a naturalised British subject?
- (c) What was your nationality immediately before the grant of your certificate of naturalisation; or (in the case of a wife or child of a naturalised British subject of enemy origin)—what was your nationality at the time of naturalisation?

(2) The presiding officer may require the production of any certificate of naturalisation as a condition to admitting the said person to vote, or may dispense with such production.

(3) If any person refuses to answer fully any question put to him as aforesaid, or by his answer shows that he is not entitled to have his name on the roll or to vote, his claim to vote shall be rejected.

6. If any person to whom a question is put in pursuance of this Act wilfully makes a false answer to the same or to any part thereof, he shall be guilty of a misdemeanour, and be liable to imprisonment for any term not exceeding six months, or to a penalty not exceeding one hundred pounds, or to both imprisonment and penalty.

Penalties.

7. Any person convicted under the Commonwealth War Precautions Act, 1914, or under any regulations thereunder, under circumstances which in the opinion of the revising magistrate indicate disloyalty shall have his name removed from the electoral rolls, and shall not be qualified to vote at any election under the Parliamentary Electorates and Elections Act, 1912, or under any Act relating to local government, or under the Sydney Corporation Act, 1902.

Disloyal persons not entitled to vote.

8.

Naturalised Subjects Franchise.

Regulations. **8.** The Governor may make regulations to carry out the provisions of this Act, and in such regulations may impose for any breach thereof a penalty not exceeding twenty pounds.

Recovery of penalties. **9.** Penalties under this Act, or the regulations thereunder, may be recovered before a stipendiary or police magistrate or any two justices in petty sessions.

In the name and on behalf of His Majesty I assent to this Act.

G. STRICKLAND,
Governor.
Government House,
Sydney, 17th April, 1916.

NATURALISED SUBJECTS FRANCHISE BILL.

SCHEDULE of the Amendments referred to in Message of 28 March, 1916.

Page 1, title, line 6. *After* "Sydney" *insert* "**and to justices of the peace, coroners, licensing magistrates, and jurors**"

Page 2, clause 1, line 7. *After* "1916" *omit* to end of subclause (1).

Page 2, clause 2. *Omit* clause and *insert* new clause 2.

Page 4, clause 9. *Omit* clause.

THE JOURNAL OF THE ROYAL ANTHROPOLOGICAL INSTITUTE

CONTENTS of the Volumes published to the 31st March, 1916.

- Page 1, line 8. After "Sydney" insert "and to question of the genus, coronata."
Holloway's testator, and jurors.
Page 2, line 1, first. After "1916" insert "and to the coronation."
Page 2, line 2. Omit names and insert new ones.
Page 3, line 2. Omit names.

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.

W. S. MOWLE,
Acting Clerk of the Legislative Assembly.

*Legislative Assembly Chamber,
Sydney, 14 March, 1916.*

The LEGISLATIVE COUNCIL has this day agreed to this Bill with Amendments.

W. L. S. COOPER,
Clerk of the Parliaments.

*Legislative Council Chamber,
Sydney, 28th March, 1916.*

New South Wales.



ANNO SEXTO

GEORGI V REGIS.

Act No. , 1916.

An Act to regulate the exercise of certain franchises by certain naturalised British subjects and other persons, and for that purpose to amend certain Act relating to Parliamentary elections and elections for local government areas and the City of Sydney, and to justices of the peace, coroners, licensing magistrates, and jurors; and for purposes consequent thereon or incidental thereto.

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BE

NOTE.—The words to be omitted are ruled through; those to be inserted are printed in black letter.

Naturalised Subjects Franchise.

BE it enacted by the King's Most Excellency 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:—

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(2) In this Act, unless the context otherwise requires:

"Naturalised British subject of enemy origin" means a naturalised male or female British subject who at the time of his or her naturalisation was a subject of a country with which the British Empire is at war.

2. A naturalised British subject of enemy origin shall be incapable—

(a) of sitting or voting in the Legislative Council or Legislative Assembly;

(b) of sitting or voting in the municipal council of Sydney;

(c) of being elected to the council of any municipality or shire constituted under the provisions of the Acts relating to local government.

2. A naturalised British subject of enemy origin shall be incapable of sitting or voting in the Legislative Council or being elected to or sitting or voting in—

(a) the Legislative Assembly;

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(c) the council of any municipality or shire constituted under the provisions of the Acts relating to Local Government;

or of officiating as a justice of the peace, a coroner, a member of a licensing bench, or as a juror, or of obtaining a license under the Liquor Act, or of being granted a renewal of an existing license under that Act.

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Definition.

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Naturalised Subjects Franchise.

relating to local government, or under the Sydney Corporation Act, 1902, or for the purposes of any referendum.

4. (1) A naturalised British subject of enemy origin Aliens voting.
5 shall not vote at an election under the Parliamentary Electorates and Elections Act, 1912, or under any Act relating to local government, or under the Sydney Corporation Act, 1902, or at any referendum.

(2) If any such person votes at any such election
10 or referendum he shall be liable to a penalty not exceeding one hundred pounds.

5. (1) At any poll taken under the Parliamentary Powers and duties of presiding officers to put questions to voters.
Electorates and Elections Act, 1912, or any Act relating to local government, or under the Sydney Corporation
15 Act, 1902, or under any referendum, the presiding officer shall put to any person claiming to vote bearing a name suggesting that he is an alien of enemy origin all or any of the following questions :—

(a) Are you a subject of any of the countries
20 (naming them) with which Great Britain is at war ?

(b) Are you a naturalised British subject ?

(c) What was your nationality immediately before
25 the grant of your certificate of naturalisation ; or (in the case of a wife or child of a naturalised British subject of enemy origin)—what was your nationality at the time of naturalisation ?

(2) The presiding officer may require the production of any certificate of naturalisation as a condition
30 to admitting the said person to vote, or may dispense with such production.

(3) If any person refuses to answer fully any question put to him as aforesaid, or by his answer shows that he is not entitled to have his name on the
35 roll or to vote, his claim to vote shall be rejected.

6. If any person to whom a question is put in pursuance of this Act wilfully makes a false answer to the same or to any part thereof, he shall be guilty of a misdemeanour, and be liable to imprisonment for any
40 term not exceeding six months, or to a penalty not exceeding one hundred pounds, or to both imprisonment and penalty. Penalties.

7.

Naturalised Subjects Franchise.

- 7.** Any person convicted under the Commonwealth War Precautions Act, 1914, or under any regulations thereunder, under circumstances which in the opinion of the revising magistrate indicate disloyalty shall have his name removed from the electoral rolls, and shall not be qualified to vote at any elections under the Parliamentary Electorates and Elections Act, 1912, or under any Act relating to local government, or under the Sydney Corporation Act, 1902. Disloyal persons not entitled to vote.
- 8.** The Governor may make regulations to carry out the provisions of this Act, and in such regulations may impose for any breach thereof a penalty not exceeding twenty pounds. Regulations.
- 9.** Nothing in this Act shall disfranchise any married woman who is herself a natural born British subject. Saving.
- 9.** Penalties under this Act, or the regulations thereunder, may be recovered before a stipendiary or police magistrate or any two justices in petty sessions. Recovery of penalties.

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and, having this day passed, is now ready for presentation to the
LEGISLATIVE COUNCIL for its concurrence.

W. S. MOWLE,
Acting Clerk of the Legislative Assembly.
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- 6.** If any person to whom a question is put in pursuance of this Act wilfully makes a false answer to the same or to any part thereof, he shall be guilty of a misdemeanour, and be liable to imprisonment for any term not exceeding six months, or to a penalty not exceeding one hundred pounds, or to both imprisonment and penalty.
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Powers and duties of presiding officers to put questions to voters.

Penalties.

Disloyal persons not entitled to vote.

Naturalised Subjects Franchise.

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- 5 **9.** Nothing in this Act shall disfranchise any married ^{Saving.} woman who is herself a natural born British subject.
- 10.** Penalties under this Act, or the regulations there- ^{Recovery of} under, may be recovered before a stipendiary or police ^{penalties.} magistrate or any two justices in petty sessions.