



ANNO SEPTIMO

EDWARDI VII REGIS.

A.D. 1907.

No. 920.

An Act to further amend "The Constitution Act," and to provide for an Extension of the Franchise for the Legislative Council.

[Assented to, October 19th, 1907.]

BE it Enacted by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

1. This Act may be cited as "The Council Franchise Extension Act, 1907." Short title.

2. This Act shall be incorporated with "The Constitution Act" and "The Electoral Code, 1896," and all Constitution, Electoral, and other Acts are hereby amended so far as may be necessary to give effect to this Act. Incorporation.

3. In this Act— Definition.

"Improvements" means substantial and permanent improvements, consisting of buildings, fencing, dams, tanks, wells, or reservoirs, or clearing, or drainage, or irrigation works:

"Officiating minister of religion" means an officiating minister of religion within the meaning of "The Marriage Act, 1867."

4. The following persons shall be entitled to vote at the election of members of the Legislative Council, namely:— Extension of franchise.

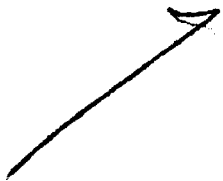
1. Any person occupying a dwelling-house, or a dwelling-house and premises appurtenant thereto, in respect whereof such person

The Council Franchise Extension Act.—1907.

person is liable for and pays a rent at the rate of not less than Seventeen Pounds per annum; but any payment by way of rent made by a wife to her husband shall not be deemed to be payment of rent within the meaning of this Act.

hew

hew



- ii. Any person who is the registered proprietor of a Crown lease on which there are improvements to the value of at least Fifty Pounds which are the property of such registered proprietor :
- iii. Any person possessing qualifications under "The Constitution Act" or any Act amending the same :
- iv. Every officiating minister of religion :
- v. Every head teacher of a college or school who resides in premises belonging to or used in connection with such college or school :
- vi. Every postmaster and postmistress in charge of and resident in a building used as or in connection with a post office :
- vii. Every railway stationmaster who resides in premises belonging to His Majesty's Government of the State of South Australia :
- viii. Every member of the Police Force in charge of a police station :

Provided that such persons are of the age of twenty-one years, are British subjects, and inhabitants of South Australia, and have resided in South Australia six months prior to the registration of their electoral claims.

Registration.

5. No person shall be entitled to vote at any election for members of the Legislative Council unless he shall have been registered on an electoral roll for the Legislative Council prior to the issue of any writ of election.

Returning Officer to require proof of right to be on roll.

6. (a) It shall be the duty of the Returning Officer for the State, if he shall have reason to believe, or if it shall have been notified to him in writing by any elector, that the name of any person should not be retained upon the electoral roll for the Legislative Council, by notice in writing at any time to require any such person to produce evidence to the satisfaction of such Returning Officer that such person is at such time possessed of one of the qualifications prescribed by this Act.

(b) If any such person shall fail or neglect to supply such evidence for a period of forty-two days after the last-mentioned notice, his name shall be struck off the roll by or by direction of the Returning Officer.

Approved

h

The Council Franchise Extension Act.—1907.

7. Proof of the posting of a notice pursuant to the last preceding section shall be deemed to be proof of service upon the person to whom such notice is addressed as and from the day when, in the ordinary course of post, such notice would have reached its destination.

Proof of posting of notice.

11

8. (a) Every person claiming to have his name placed upon any electoral roll for the Legislative Council shall make a claim and declaration in the form in the Schedule to this Act, and shall sign the same in the presence of a witness.

Claim and declaration.

(b) Such witness shall be either a Justice of the Peace, Returning Officer, Registrar, postmaster, or police officer, and to such claim and declaration shall sign his name and add his address and occupation or description, and shall forward such claim and declaration to the Registrar.

11/1/07

(c) Every such claimant shall, if and when required by the Returning Officer or Registrar, furnish such evidence in support of his claim as such Returning Officer or Registrar may demand.

(d) Until such evidence is so furnished the name of such claimant shall not be entered upon the roll.

(e) Any person making an untrue statement or tendering untrue evidence in or respecting any claim or declaration shall, on conviction, be liable to be imprisoned for any period not exceeding two years.

9. Until new rolls are prepared, the rolls of electors for the Legislative Council in existence at the time when this Act shall come into operation shall, as altered from time to time, be the rolls of electors for the Legislative Council.

Existing rolls to be in use pending new rolls.

Approved

In the name and on behalf of His Majesty, I hereby assent to this Bill.

GEORGE R. LE HUNTE, Governor.

THE SCHEDULE.

LEGISLATIVE COUNCIL.

ELECTORAL CLAIM AND DECLARATION.

*Division.**District.*

I [*Christian and surname in full*] of [*residence and occupation*] do hereby claim to be registered on the electoral roll for the above division and to vote at _____, and do hereby solemnly and sincerely declare—

1. I am a natural born (*or* naturalised) subject of His Majesty.
2. I am twenty-one years of age and am an inhabitant of South Australia, and have resided in South Australia for six months immediately preceding the date of this electoral claim and declaration.
3. I reside within the division above mentioned.
4. I am not, within my knowledge, registered on the electoral roll of any other division.
5. I possess the following qualification, namely :—(*a*)

(1)

(2)

(3)

(4)

(5)

(6)

(7)

(8)

(9)

situate at

Dated _____ day of _____ 190

Christian and surname in full—

Place of residence—

Usual signature—

Signed and declared before me

Signature of witness—

Address of witness—

Occupation or description of witness—

(a) State what qualification is possessed, and where—

1. I am in occupation of a dwelling-house (*or* a dwelling-house and premises appurtenant thereto) in respect whereof I am liable for and pay a rent at the rate of not less than Seventeen Pounds per annum.
2. I am the owner of a freehold estate of the clear value of Fifty Pounds above all charges affecting the same.
3. I am the registered proprietor of a Crown lease on which there are improvements to the value of at least Fifty Pounds, which are my property.
4. I am a registered leaseholder of the clear annual value of Twenty Pounds, with three years to run (*or* with right of purchase).
5. I am a head teacher of a college (*or* school) and reside in premises belonging to or used in connection with such college (*or* school).
6. I am a postmaster (*or* postmistress) in charge of and resident in a building used as or in connection with a post office.

The Council Franchise Extension Act.—1907.

7. I am a railway stationmaster and reside in premises belonging to His Majesty's Government of the State of South Australia.
8. I am a member of the Police Force in charge of a police station situated at
9. I am an officiating minister of religion.

N.B.—State fully where qualifying property is situate, giving—in the country, section and hundred; in town, name of street, and number of house (if any); and such other particulars as will enable it to be easily and clearly identified.

This claim, if posted addressed to "The Registrar" at the address in Schedule II. to the Electoral Code, will travel free, provided the envelope is marked outside "Electoral Paper Only," and is signed by the sender.

Any person wilfully making any false statement in this claim and declaration renders himself liable to imprisonment not exceeding two years.