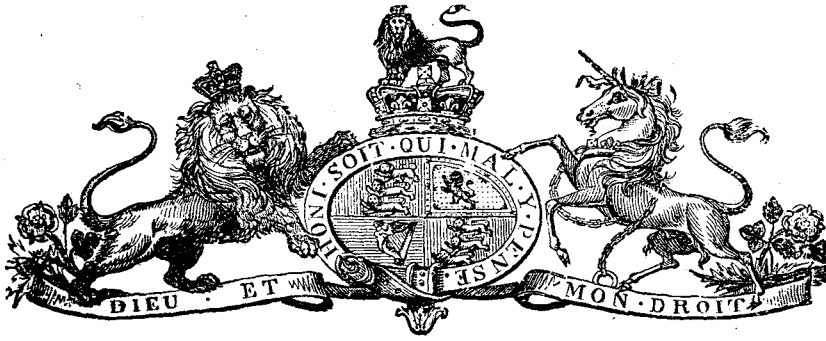


T A S M A N I A .



1898.

ANNO SEXAGESIMO-SECUNDO

VICTORIÆ REGINÆ,

No. 67.

Ref. by 1 Ed. 7 No. 58

AN ACT to further amend *The Constitution Act*. A.D. 1898.

[Reserved, 29 October, 1898 ; Royal Assent proclaimed, 27 February, 1899.]

WHEREAS it is desirable to increase the number of Members of the Legislative Council and House of Assembly so as to provide for the due representation of the increased population of the West Coast of *Tasmania* in the Houses of Parliament : PREAMBLE.

Be it therefore enacted by His Excellency the Governor of *Tasmania*, by and with the advice and consent of the Legislative Council and House of Assembly, in Parliament assembled, as follows :—

1 This Act may be cited as "The Constitution Amendment Act, 1898." Short title.

2 Section Three of "The Constitution Amendment Act, 1885," and Section Three of "The Constitution Amendment Act, 1896," are hereby repealed. Repeal.
49 Vict. No. 8.
60 Vict. No. 4.

3 The Legislative Council shall consist of Nineteen elected Members; ~~but no person shall be capable of being elected a Member of the Legislative Council who shall not be of the full age of Thirty years and a natural born or naturalised subject of Her Majesty, or who has not obtained Letters of Denization or a Certificate of Naturalisation.~~ Legislative Council to consist of 19 Members : their qualification.

Am. by 64.V.5

Constitution Amendment.

A.D. 1898.

House of
Assembly to
consist of 38
Members: their
qualification.

4 The House of Assembly shall consist of Thirty-eight elected Members; but no person shall be capable of being elected a Member of the House of Assembly who shall not be of the full age of Twenty-one years and a natural-born or naturalised subject of Her Majesty, or who has not obtained Letters of Denization or a Certificate of Naturalisation.

Four Members of
the Council to
be elected every
Six years.
49 Vict. No. 8.

5 Notwithstanding anything to the contrary contained in Section Five of "The Constitution Amendment Act, 1885," Four Members of the Legislative Council shall vacate their seats at the periodical Elections held in the year One thousand nine hundred and five, and also in every Sixth year thereafter, and Four Members shall be elected to the vacancies so created.

Rep by (Ed.) No 58

Present Council
or Assembly may
meet and transact
business.

6 Notwithstanding anything hereinbefore contained, it shall be lawful and competent for the Legislative Council or House of Assembly to meet and transact any business without any increase in the number of the Members thereof until after the issue of the Writs hereinafter mentioned.

Provision for
Members where
boundaries of
Districts altered.
60 Vict. No. 49.

7 Notwithstanding any alteration made by any Act passed during the present Session of Parliament in the boundaries of the Electoral District of *Derwent* as set forth in the Schedule (3.) to "The Electoral Act, 1896," the Member elected to represent such District in the Legislative Council on the date of passing of this Act shall, subject to the provisions of *The Constitution Act* or any Amendment thereof, continue to represent the District of the same designation within such altered boundaries as if such alterations in the boundaries of such District had been made before such Member had been elected to represent such District.

Present Member
for *Montagu* to
have choice of
new Districts.

3—(1.) The Member elected at the date of the passing of this Act to represent the House of Assembly Electoral District of *Montagu* as set forth in the Schedule (3.) to "The Electoral Act, 1896," shall choose, within one Month of the Royal Assent being proclaimed in *Tasmania* to this Act, which one of the two House of Assembly Electoral Districts of *Zeehan* and *Lyell*, as described in an Act passed during the present Session of Parliament, he will continue to represent.

(2.) Upon the Member for *Montagu* choosing the Electoral District which he desires to continue to represent, he shall forward a notification in writing of such choice to the Governor, who shall forthwith publish a notice in the *Hobart Gazette* declaring which of such Two Districts of *Zeehan* and *Lyell* the Member for *Montagu* shall represent, and failing to make such choice, the Member for *Montagu* shall represent the Electoral District of *Zeehan* subject to the provisions of *The Constitution Act*, or any Amendment thereof.

(3.) And, upon the publication of such notice in the *Hobart Gazette* by the Governor, the Member for *Montagu* shall, subject to the provisions of *The Constitution Act*, and any Amendment thereof, continue to represent so much only of the said Electoral District of *Montagu* as is within the boundaries of the House of Assembly Electoral District mentioned in such notice as if he had been elected to represent such last-mentioned District.

Constitution Amendment.

9 The Governor shall, after the expiration of One month from the date of the publication of the Royal Assent in *Tasmania* to this Act, and so soon as he conveniently may after the receipt by the Clerk of the Peace of the Electoral Rolls and Polling Lists of the Electoral District of *Gordon* and the Electoral District of *Lyell* or *Zeehan*, as the case may be, issue Writs for the Election of Members to represent such Districts, and such Writs shall be issued in accordance with and shall be subject to the provisions of "The Electoral Act, 1896."

A.D. 1898.

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Governor to issue Writs for new Districts.

10 The following offices shall not be deemed to be offices of profit or emolument under Section Twenty-seven of *The Constitution Act* :—

Certain offices not to be deemed offices of profit.

Master Warden and Wardens of any Marine Board in *Tasmania* :

Returning Officers under "The Electoral Act, 1896" :

Officers or Members of the Defence Force of *Tasmania* whose services are not wholly employed by the Government of *Tasmania*.

11 *The Constitution Act* and the Acts amending the same shall, save as altered or amended by this Act, and this Act, be read and construed together as one and the same Act,

Acts to be read together.

