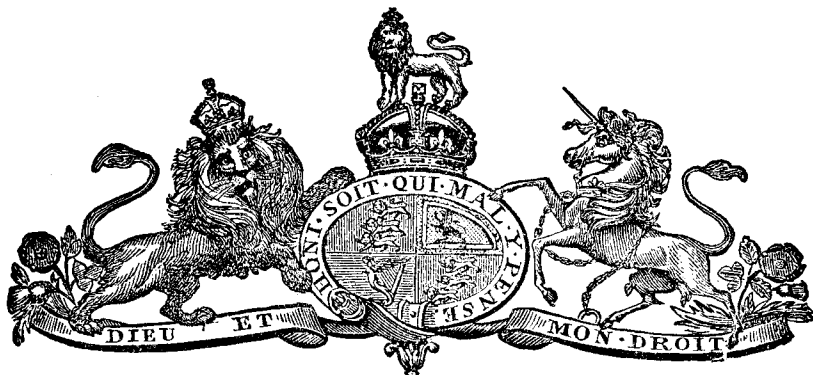


## TASMANIA.



1932.

ANNO VICESIMO TERTIO

GEORGII V. REGIS.

No. 12.

## ANALYSIS.

1. Short title.
2. Indemnity to, and validation of, election of certain Members of Parliament in respect of certain matters.

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AN ACT to remove doubts as to whether certain Persons have incurred any Penal Consequences by Sitting and Voting as Members of either House of Parliament, and to validate the Election of such Persons and to provide for their Continuance in Office as Members of Parliament. [1 November, 1932.]

A.D.  
1932.

WHEREAS by Section Nineteen of the Constitution Act it is provided that any person who executes, holds, or enjoys in whole or in part any contract or agreement for or on account of the public service shall be incapable of being elected or of sitting or voting as a member

PREAMBLE.

*Members of Parliament.*

A.D. 1932.

of the House of Assembly, and that if any member of such House enters into or continues to hold any such contract or agreement his seat shall be void :

And whereas by Section Six of the Constitution Amendment Act, 1870, similar provision is made with respect to members of the Legislative Council :

And whereas divers persons from time to time have entered into contracts for grants or advances by way of loan under the provisions of the State Advances Act, 1907, the Returned Soldiers' Settlement Act, 1916, the Flood Sufferers' Relief Act, 1929, and the Unemployed (Assistance to Primary Producers) Relief Act, 1930, respectively, and have subsequently been elected or have continued to sit and vote as members of the said Houses of Parliament respectively :

And whereas doubts have arisen whether by virtue of the said recited provisions such persons as aforesaid have incurred divers penal consequences :

And whereas the infringement, if any, of the said provisions having occurred through inadvertence it is desirable that such doubts as aforesaid should be removed and that such persons should be indemnified from all penal consequences in respect of their said acts and that their seats should not be vacated by reason only of such acts :

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 :—

Short title.

**1** This Act may be cited as "The Members of Parliament Doubts Removal Act, 1932."

Indemnity to, and validation of election of, certain Members of Parliament in respect of certain matters.

7 Ed. VII. No. 7  
20 Geo. V. No. 77.

20 Geo. V. No. 3  
21 Geo. V. No. 3  
21 Geo. V. No. 2.

**2**—(1) Notwithstanding any law to the contrary, the acceptance by any person prior to the commencement of this Act of any grant or of any advance by way of loan under and for the purposes of—

- i. The State Advances Act, 1907 :
- ii. The Returned Soldiers' Settlement Act, 1916 :
- iii. The Flood Sufferers' Relief Act, 1929 :
- iv. The Unemployment Relief Act, 1930 : or
- v. The Unemployed (Assistance to Primary Producers) Relief Act, 1930—

respectively, shall not be held to have rendered such person incapable of being elected as a member of either House of Parliament or to have rendered or to render him incapable of sitting or voting as a member thereof.

(2) The election of any such person as aforesaid prior to the commencement of this Act to either of the said Houses is hereby declared to have been valid and effectual.

(3) Every such person as aforesaid shall be and is hereby indemnified, freed, and discharged from and against all forfeitures, penalties,

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*Members of Parliament.*

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incapacities, and disabilities, which he may have incurred or, but for A.D. 1932.  
this Act, would incur by reason of his said act.

(4) The holding or enjoyment by any such person as aforesaid of any contract entered into prior to the commencement of this Act under the provisions of the Returned Soldiers' Settlement Act, 1916, shall not render such person incapable of sitting or voting as a member of either of the said Houses or make void his seat therein, nor shall such person incur any penalty by reason of his so doing.

(5) The provisions of Subsection (4) hereof shall apply to any such person, as aforesaid, who holds or enjoys any contract entered into prior to the commencement of this Act under the provisions of the Acts mentioned in Paragraphs I., III., IV., and V. of Subsection (1) of Section Two hereof.

