



ANNO QUARTO

# EDWARDI VII REGIS.

A.D. 1904.

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## No. 876

An Act to further amend "The Electoral Code, 1896," and "The Constitution Act," No. 2 of 1855-6.

[*Reserved, November 24th, 1904.*  
*Royal Assent proclaimed, February 1st, 1905.*]

**B**E 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 Electoral Laws Amendment Act, 1904," and shall be incorporated and read with "The Electoral Code, 1896" (hereinafter called the principal Act), and all Acts amending the same. Short title.

**2.** Section 15 of the principal Act is hereby repealed, and section 16 of "The Constitution Act," No. 2 of 1855-6, shall not apply to the qualification of electors for the House of Assembly. Six months' registration abolished.

The words "the forms in the Schedules and none other shall suffice" in section 6 of the principal Act are hereby repealed. Forms not obligatory.

Sections 38, 50, 51, and 57 of the principal Act shall not apply to the rolls for the House of Assembly; and, notwithstanding anything to the contrary in the principal Act contained, it shall not be necessary to make any entry of or relating to the date of registration or any other matter relating to registration on any electoral roll or list for the House of Assembly. Registration and transfers of vote amended.

Schedule VI. of the principal Act is hereby repealed, and the Second Schedule hereto is substituted therefor.

Applications for transfer of vote shall be in the form set forth in the Third Schedule.

**3.** Section

*The Electoral Laws Amendment Act.—1904.*

Constitution of  
Revision Court.

**3.** Section 64 of the principal Act is hereby amended by adding the words "or two or more Justices of the Peace" after the words "Special Magistrate" in the first line thereof.

Persons entitled to  
vote.  
Commonwealth Act 8,  
1902, sec. 3.

**4.** (1) Subject to the provisions of section 16 of the principal Act, and to the disqualifications hereafter set out, all persons not under twenty-one years of age, whether male or female, married or unmarried—

(a) Who have lived in South Australia for six months continuously; and

(b) Who are natural born or naturalised subjects of the King; and

(c) Whose names are on the electoral roll for any House of Assembly district,

shall be entitled to vote for the election of members of the House of Assembly.

Disqualification.  
Ibid.

(2) No person who is of unsound mind, and no person attainted of treason, or who has been convicted and is under sentence or subject to be sentenced for any offence punishable under the law of any part of the King's dominions by imprisonment for one year or longer, shall be entitled to vote at any election of members of the House of Assembly.

Power to transfer  
names from Common-  
wealth rolls.

**5.** The officers keeping the rolls for the various House of Assembly polling-places in the State shall, in the months of January, April, July, and October in each year, and whenever so directed by the Returning Officer for the House of Assembly district in which such polling-places are respectively situate, examine and compare such rolls with the corresponding electoral rolls for the Commonwealth, and add to the House of Assembly roll for any polling-place the name of any elector whose name appears on the Commonwealth electoral roll for such polling-place and is not already on the register for the State roll for such polling-place.

Power to amend  
Schedules to  
Electoral Act.

**6.** It shall be lawful for the Governor, by Proclamation published in the *Government Gazette*, to make such alterations and additions to the forms in the Schedules contained in the principal Act or any amending Act as he may think fit.

Alteration of form of  
roll.

**7.** The form of the House of Assembly roll as contained in Schedule IV. of the principal Act is hereby repealed, and the First Schedule to this Act may be substituted therefor.

Present roll to be  
valid and effectual.

**8.** Notwithstanding such last-mentioned repeal, the existing rolls kept by the officers containing the register of electors, together with all additions thereto and eliminations therefrom authorised by any law in force in the State, shall hereafter be effectual for all purposes, though not conforming to the form in the First Schedule thereto, until new rolls shall have been prepared.

**9.** Electoral

*The Electoral Laws Amendment Act.—1904.*

**9.** Electoral claims and applications to transfer received by the Returning Officer or Registrar before the issue of the writ may be registered after the issue of the writ, but otherwise no addition to or alteration of any roll shall be made during the period between the issue of the writ for an election and the close of the polling at the election.

Time for altering rolls.

Commonwealth Electoral Act 19, 1902, s. 64.

**10.** Any elector whose name is on the roll for any division or district, and who has lived in any other division or district for one month, may transfer his name to the roll for the division or district in which he lives.

Transfers.

Commonwealth Act 19, 1902, s. 58.

**11.** In all cases where it is impracticable to communicate any electoral information or matter by post without occasioning undue delay, any telegraphic advice communicated in the ordinary course shall suffice for all the purposes of the principal Act and any amending Act as if the information or matter telegraphed had been communicated in manner provided by such Act or Acts

Electoral matter may be telegraphed.

Commonwealth Act 19, 1902, s. 208.

**12.** Section 120 of the principal Act is hereby amended by substituting the word "back" for the word "face" in the second line of the said section.

Voting papers initialled.

**13.** Section 134 of the principal Act is hereby amended by repealing sub-section 1 thereof, and substituting therefor the following:—"It shall commence so soon as may be practicable after the closing of the poll."

Conduct of scrutiny. Commonwealth Electoral Act, No. 19, 1902, sec. 155, sub-sec. 1.

I reserve this Act for the signification of His Majesty's pleasure.

GEORGE R. LE HUNTE, Governor.

*The Electoral Laws Amendment Act.—1904.*

## THE SCHEDULES.

## THE FIRST SCHEDULE.

## HOUSE OF ASSEMBLY ELECTORAL ROLL.

District of

*Roll of Electors for the Electoral District of  
to vote at**who claim*

No.	Surname and Christian name of each Elector at full length.	Place of Living.	Occupation.	Sex.

## THE SECOND SCHEDULE.

## HOUSE OF ASSEMBLY ELECTORAL CLAIM.

District of (a)

I claim to have my name placed on the electoral roll for the above district to vote at (b)

1. I am a (c) subject of the King.
2. I am not under twenty-one years of age.
3. I am an inhabitant of South Australia and have lived therein for six months, and live in the above district.
4. My name is not, to the best of my knowledge, on the electoral roll for any other district.

Dated the                      day of                      190 .

Surname—

Christian names at full length—

Sex—

Place of living—

Occupation—

Usual signature—

Received the                      day of                      190

*Electoral Registrar.*

- NOTES.—(a) Here insert name of district.  
 (b) Here insert name of polling-place.  
 (c) Here insert *natural born* or *naturalized*, as the case may be.

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## THE THIRD SCHEDULE.

*Application to Transfer Vote for House of Assembly.*

Surname—

Christian names at full length—

Sex—

Present place of living—

Occupation—

formerly living at (a) \_\_\_\_\_, in the State of South Australia, and registered  
to vote at (b) \_\_\_\_\_ polling-place, having *bond fide* changed my place of  
living, and lived within the District of (c) \_\_\_\_\_ for not less  
than one month, do hereby claim to have my name transferred to the electoral rolls  
for the District of (d) \_\_\_\_\_, and to vote at (e)  
polling-place.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 190 .

[Signature]

(a) Here insert place. (b) Here insert name of polling-place. (c) Here insert name of district.  
(d) Here insert name of district. (e) Here insert name of polling-place.