

156E. Filling vacancy by fresh election

- (1) Subject to subsection (2), where after receiving or taking notice of a vacancy under section 156B the Governor receives a notice under section 156C(1)(b), 156D(2) or 156D(13) in relation to the vacancy the Governor shall cause a writ to be issued for an election in the region concerned to fill the vacancy.
- (2) A writ shall not be issued under subsection (1) on or after 1 January in the year in which the term of service of the member whose seat has been vacated would have expired and, in that case, the vacancy shall be deemed for the purposes of sections 8(6) and 10 of the *Constitution Acts Amendment Act 1899* to occur by effluxion of time at the close of 21 May in that year.

[Section 156E inserted by No. 40 of 1987 s. 79; amended by No. 66 of 1990 s. 4; No. 36 of 2000 s. 19.]