

MUNICIPAL CORPORATIONS.

3° GEO. VI., No. XIX.

No. 19 of 1939.

AN ACT to amend section one hundred and eleven of the Municipal Corporations Act, 1906-1938.

[Assented to 16th November, 1939.]

BE it enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of Western Australia, in this present Parliament assembled, and by the authority of the same, as follows:—

1. This Act may be cited as the *Municipal Corporations Act Amendment Act* (No. 2), 1939, and shall be read as one with the Municipal Corporations Act, 1906-1938 (No. 32 of 1906 as reprinted pursuant to the Amendments Incorporation Act, 1938), hereinafter referred to as the principal Act. Short title.

2. Section one hundred and eleven of the principal Act is amended by deleting paragraph (vii) from subsection (4) and inserting in lieu thereof a new paragraph as follows:— Amendment of s. 111.

(vii) Where at any election more than two candidates are required to be elected, the foregoing provisions of this subsection shall apply until the first

and second candidates have been declared elected as aforesaid, and thereafter the following additional provisions shall apply:—

- (a) The ballot papers counted on the first preference count to the candidates already declared elected as aforesaid shall be distributed among the candidates then remaining next in order of the elector's preference on such ballot papers, and after such distribution the number of votes thus given to each of such remaining candidates shall be again ascertained, and thereafter, according as the case may require, subparagraphs (b), (c), (d), and (e) of paragraph (vi) hereof shall apply and be applied until a third candidate is declared by the returning officer duly elected; and
- (b) Subparagraph (a) of this paragraph, with such adaptations as are necessary, shall apply and be applied in respect of each additional candidate required to be elected until all the candidates required to be elected have been declared duly elected.

Provided that a ballot paper on which a first preference for any elected candidate is marked shall be placed in the parcel of ballot papers of the remaining candidate next in order of the elector's preference.

Citation of
principal
Act as
amended.

3. The principal Act as amended by this Act may be cited as the Municipal Corporations Act, 1906-1939.