



**Western Australia.**

ANNO QUINQUAGESIMO SEPTIMO

**VICTORIÆ REGINÆ.**

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No. XXXIV.

AN ACT to authorise the immediate Preparation of the new Electoral Rolls to be compiled in accordance with "The Constitution Act Amendment Act, 1893," and for other purposes.

[Assented to, 22nd December, 1893.]

**B**E it enacted by the Queen'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 Electoral Rolls Act, 1893." Short Title.

2. FOR the purposes of the preparation and compilation of new Electoral Rolls the provisions of "The Electoral Act, 1893," and of section twenty-four of "The Constitution Act Amendment Act, 1893," shall be read and construed as though Part II. of the last named Act were in force, and had been in force on and since the first day of November, 1893. Part II. of "The Constitution Act Amendment Act, 1893," to be deemed in force for certain purposes. 57 V., 15. 57 V., 14.

3. EVERY appointment made, every claim to be registered as a voter, and every act and thing heretofore done in accordance with the provisions of "The Electoral Act, 1893," shall be of the same force and effect as if Part II. of "The Constitution Act Amendment Act, 1893," had been in force at the time of the making of any such Proceedings under "The Electoral Act, 1893," validated. 57 V., 15. 57 V., 14.

appointment or claim, or the doing of any such act or thing as aforesaid.

Names on existing rolls in case of altered and new districts.  
57 V., 14.

4. IN every case where the boundaries of a now existing Electoral District are altered, or a new Electoral District is created under "The Constitution Act Amendment Act, 1893," the Electoral Registrar in the preparation of the Electoral List for such altered or newly-created District may include therein the name of every person who may appear by the Electoral Roll then in force for any now existing Electoral District to be qualified to be registered as a voter for such altered or newly-created district.

Amendment of procedure in telegraphing documents under "The Electoral Act, 1889."

5. THE words "in the presence and under the inspection of some Justice of the Peace or Notary Public" occurring in the first sub-section, and the words "and under the supervision of a Justice of the Peace or Notary Public" occurring in the second sub-section of the fourth section of "The Telegraphic Messages Act, 1874," are, so far as relates to the transmission by telegraph of any document authorised to be telegraphed by "The Electoral Act, 1889," hereby repealed.

Joint owners or occupiers.

6. A PERSON claiming to have his name inserted in the Electoral List of Voters for an Electoral District or for an Electoral Province, in respect of joint ownership or occupation, under section forty of "The Constitution Act, 1889," must, in answer to the question in the Form of Claim, "What are the particulars of your qualification?" state the share held by him and the value thereof, and the name and address of every other owner.

Mortgagees and Trustees.

7. NO mortgagee of any lands or tenements shall be qualified to be registered as a voter in respect of any mortgage estate unless he shall be in actual possession or in receipt of the rents and profits thereof; but the mortgagor in actual possession or in receipt of the rents and profits thereof shall be qualified to be registered in respect of the same, notwithstanding such mortgage. No trustee of any lands or tenements shall in any case be qualified to be registered as a voter in respect of any trust estate; but the *cestui que trust* in actual possession or in receipt of the rents and profits thereof, though he may receive the same through the hands of the trustee, shall be qualified to be so registered notwithstanding such trust.

Incorporation.

8. THIS Act shall be read and construed with "The Electoral Acts, 1889 and 1893."

In the name and on behalf of the Queen I hereby assent to this Act.

W. C. F. ROBINSON, Governor.