

ELECTORAL (No. 2).

No. 104 of 1985.

AN ACT to amend the Electoral Act 1907.

[Assented to 7 December 1985.]

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

1. (1) This Act may be cited as the *Electoral Amendment Act (No. 2) 1985*.

(2) In this Act the Electoral Act 1907 is referred to as the principal Act.

Short title
and principal
Act.

Reprinted as
approved
8 December
1981 and
amended by
Acts Nos. 31
and 123 of
1982, 9, 54
and 66 of
1983
and 28, 76
and 78 of 1984.

Commence-
ment.

2. This Act shall come into operation on a day to be fixed by proclamation.

Section 4
amended.

3. Section 4 of the principal Act is amended—

(a) by repealing the definition of “proclaimed day”; and

(b) by inserting after the definition of “referendum” the following definition—

“ “relevant citizenship law” means the Australian Citizenship Act 1948 of the Commonwealth, as amended and in force immediately before the day fixed by proclamation for the purposes of section 2 (2) of the Australian Citizenship Amendment Act 1984, of the Commonwealth, and the regulations in force immediately before that day under the Australian Citizenship Act 1948 of the Commonwealth, as so amended and in force; ”.

Section 17
amended.

4. Section 17 of the principal Act is amended in subsection (1), by deleting subparagraph (a) (ii) and substituting the following subparagraph—

“ (ii) a person (other than an Australian citizen) who would, if the relevant citizenship law had continued in force, be a British subject within the meaning of that relevant citizenship law and who was at some time within 3 months, immediately preceding 26 January 1984, an elector of the Assembly or an elector, under a Commonwealth Act, of the Commonwealth Parliament; ”.

5. Section 119 of the Principal Act is amended in subsection (2) by deleting paragraph (h) and substituting the following paragraph—

Section 119
amended.

- “ (h) are you an Australian citizen? (and if the answer to that question is No, the further question, Are you a person (other than an Australian citizen) who would, if the relevant citizenship law had continued in force, be a British subject within the meaning of that relevant citizenship law who was at some time within 3 months immediately preceding 26 January 1984 a person whose name was on any electoral roll kept for the purposes of an election for the Assembly or for the Commonwealth Parliament)? ”.
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