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## OF WESTERN AUSTRALIA

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[1956.

### ELECTORAL ACT, 1907-1953.

Crown Law Department,  
Perth, 4th April, 1956.

HIS Excellency the Governor in Executive Council under the provisions of the Electoral Act, 1907-1953, has been pleased to make the regulations set forth in the Schedule hereunder.

R. C. GREEN,  
Under Secretary for Law.

#### Schedule.

1. In these regulations the Electoral Act Regulations, 1949, made under the Electoral Act, 1907, and published in the *Government Gazette* on the 10th August, 1949, and amended by notices published in the *Government Gazette* on the 24th April, 1952, and the 9th January, 1953, are referred to as the principal regulations.

2. Regulation 61 of the principal regulations is amended—

(a) by substituting for paragraph (d) the following:—

(d) (i) The fees payable to Returning Officers, Deputy Returning Officers, Presiding Officers, Assistant Presiding Officers, Poll Clerks and Doorkeepers shall be as follows:—

	£	s.	d.
Returning Officers—			
Contested Election	40	0	0
Uncontested Election	10	0	0
Deputy Returning Officers—			
Contested Election	32	0	0
Uncontested Election	8	0	0
Assistant Returning Officers—			
Including fee for presiding	8	0	0
and 5s. for each additional polling place from which ballot boxes are forwarded to his counting centre.			
Assistant Returning Officers appointed under the provisions of section 142A for the purpose of counting absent and postal votes and votes cast pursuant to section 122A of the Act—provided that this fee shall not be paid to officers of the State Electoral Office, who are paid overtime in accordance with Regulation 62	8	0	0
Presiding Officer in Charge of Polling Place—			
where there are more than eight tables			Basic Rate plus 40s.
where the number of tables exceeds two but does not exceed eight			Basic Rate plus 26s.
where the number of tables does not exceed two			Basic Rate plus 16s.

Assistant Presiding Officer	Basic Rate plus 10s.
Poll Clerks and Doorkeepers	Basic Rate

For the purpose of this paragraph the Basic Rate shall be determined by applying the following formula and shall be certified by the Auditor General:—

$$\frac{\text{Basic Wage} \times 12}{40}$$

40

The basic wage referred to shall be the basic wage as declared by the Court of Arbitration for the Metropolitan Area, and in operation at the date on which a writ is issued for a general election or by-election.

- (ii) Where, in any district, more than twenty polling places have been appointed for a Council or an Assembly Election, the Returning Officer or Deputy Returning Officer, as the case may be, shall be paid in addition to the fee prescribed in sub-paragraph (i) of this paragraph a further fee of ten shillings (10s.) for every polling place in excess of twenty.
- (iii) Except as provided in sub-paragraph (vii) and (viii) of this paragraph, where an officer simultaneously holds more than one position under the Act in respect of each of which fees by way of remuneration are prescribed, he shall be entitled only to the fee for that position for which the highest fee is prescribed, where the duties of all of the positions can be performed simultaneously.
- (iv) The fees prescribed in sub-paragraph (i) of this paragraph for Presiding Officers, Assistant Presiding Officers, Poll Clerks and Doorkeepers shall cover all services performed between the hours of 7.30 a.m. and 8 p.m. on the day of the election.
- (v) Subject to the provisions of paragraph (e) of this regulation, the fees prescribed in subparagraph (i) of this paragraph for Returning Officers and Deputy and Assistant Returning Officers shall cover all services required by the Act or by regulation, to be performed by the officer in connection with an election and includes subsistence for polling day.
- (vi) Where an officer does not reside in the district for which he has been appointed as Returning Officer, Deputy Returning Officer or Assistant Returning Officer, if he is required to travel to the district to which he has been appointed prior to the day of the election for the purpose of performing his duties, he shall be paid a travelling allowance in accordance with regulation 64 for the whole period of his absence from his residence in connection with those duties.
- (vii) When an election for the Legislative Council is held on the same day as an election for the Legislative Assembly, and the Returning Officer for the Legislative Assembly District is also Returning Officer or Deputy Returning Officer for the Legislative Council Province for the purposes of those elections, and he carries out duties in relation to both elections, the following provisions apply:—
  - (a) If both elections are contested or uncontested he is entitled to be paid the appropriate fee prescribed in subparagraph (i) of this paragraph for a Returning Officer for the Legislative Assembly and 50% of the appropriate fee prescribed for his office in relation to the election for the Legislative Council.

- (b) If one of the elections is contested and the other is uncontested, he is entitled to be paid the fee prescribed in subparagraph (i) of this paragraph for his office in relation to the contested election and 50% of the appropriate fee prescribed for his office in relation to the uncontested election.
- (viii) Where a Returning Officer or Deputy Returning Officer for a Legislative Council Province carries out duties in relation to two Legislative Council elections in the same day in respect of the same Province:—
- (a) If both elections are contested or uncontested he is entitled to be paid the appropriate fee prescribed in subparagraph (i) of this paragraph for his office in relation to one of the elections and 50% of that fee in relation to the other election.
- (b) If one of the elections is contested and the other is uncontested, he is entitled to be paid the fee prescribed in subparagraph (i) of this paragraph for his office in relation to the contested election and 50% of the appropriate fee prescribed for his office in relation to the uncontested election.
- (b) By substituting for paragraph (e) the following:—
- (e) The fees payable to Officers engaged on the scrutiny and count of votes shall be as follows:—

	s.	d.
Returning Officers, Deputy Returning Officers and Assistant Returning Officers in the Metropolitan Area—for every 100 votes counted	1	0
Assistant Returning Officers appointed under Section 142A of the Act. In addition to the fee prescribed in paragraph (d) of this regulation for every 100 votes counted (but this fee shall not be paid to Officers of the State Electoral Office who are paid overtime in accordance with Regulation 62).	1	0
Returning Officers, Deputy Returning Officers and Assistant Returning Officers for districts in the Mining, Pastoral and Agricultural Area and North-West Area—for every 100 votes counted Where preference votes are counted they should be regarded as additional votes for the purpose of assessing the fee to be paid.	1	4
		Per hour.
		s. d.
Presiding Officers, Assistant Presiding Officers and Poll Clerks	10	0
Doorkeepers	5	0

(c) By deleting from subparagraph (ii) of paragraph (f) the existing scale of fees and substituting the following scale:—

Officers.		£	s.	d.
Returning Officers and Deputy Returning Officers—				
per day of 8 hours		4	0	0
per hour			10	0
Assistant Returning Officers, Presiding Officers and Assistant Presiding Officers—				
per day of 8 hours		3	4	0
per hour			8	0
Poll Clerks—				
per day of 8 hours		2	12	0
per hour			6	6

3. Regulation 63 subregulation (1) is amended—
- (a) by substituting for the figure and symbols "12s. 6d." in line five the figures and symbols "15s. 0d.";
  - (b) by deleting all words commencing with "and" in line six down to and including the words "twenty-four" being the last word in the subregulation.
4. The proviso to regulations 64 of the principal regulations is amended by substituting the figure "(v)" for the figure "(iv)" in line one.