

ELECTORAL.

10° GEO. V., No. XLVII.

No. 59 of 1919.

AN ACT to provide for compulsory enrolment of Electors for the Legislative Assembly and to rectify certain errors in the Electoral Act, 1907.

[Assented to 17th December, 1919.]

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:—

Short title.

1. This Act may be cited as the *Electoral Amendment Act*, 1919.

Repeal of section 38, and substitution of new section.

2. Section thirty-eight of the principal Act is hereby repealed, and the following section is inserted in lieu thereof, that is to say—

Method of preparation of roll.
Compulsory enrolment for Assembly.

38. The Governor may by regulations, either general or applicable to any particular roll, specify the method of preparation and prescribe the rules to be observed in regard thereto.

Any such regulations may provide that any person entitled to enrolment as an elector for the Assembly shall fill in, sign, and send to the officer indicated therein a claim for enrolment in accordance with this Act, and otherwise comply with the relative provisions of this Act:

Provided that any elector who has been enrolled in pursuance of any claim signed by him and is correctly enrolled shall not be required to sign and send in any further claim for enrolment in connection with the preparation of a new roll unless he has changed his place of living, so as to render a change in his enrolment necessary.

The regulations may prescribe anything necessary or convenient to be prescribed for carrying a system of compulsory enrolment into effect, and may prescribe a penalty not exceeding ten pounds for the contravention of any regulation.

Penalties.

3. The following section is hereby inserted after section forty-four of the principal Act, that is to say—

Insertion of new section after section 44.

44a. (1.) Every person who is entitled to have his name placed on the roll for any district or sub-district, and whose name is not on such roll shall (whether his name is registered on the roll of any other district or sub-district or not) within twenty-one days after becoming so entitled, fill in and sign in accordance with this Act a claim in the prescribed form, and deliver the same to the Registrar of the district or sub-district, and otherwise comply with the relative provisions of this Act.

Compulsory enrolment for Assembly.

Penalty: Two pounds.

(2.) Every person who is enrolled on the roll of any district or sub-district, and who changes his place of living from one address in the district or sub-district to another address therein, shall make, sign, and deliver a new claim within twenty-one days after the change, to the Registrar of the district or sub-district.

Penalty: Two pounds.

(3.) The fact that the name of any elector who has become entitled to have his name enrolled on any roll has not been enrolled thereon within twenty-one days after he became so entitled shall be *prima facie* evidence of a contravention on his part of the provisions of sub-section (1) of this section.

(4.) The registrar of the district concerned shall issue a receipt to the elector for each claim received.

4. Section one hundred and ninety-two of the principal Act is hereby repealed, and the following section is inserted in lieu thereof:—

Substitution of new section for section 192.

192. (1.) For the purpose of preparing any roll or ensuring the enrolment of any elector on a roll, the Chief Electoral Officer, any registrar, or any person authorised in this behalf by the Chief Electoral Officer, may require any person to answer any questions or furnish any return or fill in and sign any claim.

Collection of information for preparation of rolls.

(2.) Every person to whom any question shall be put under this section shall answer the same truthfully and completely to the best of his knowledge, information, and belief, and shall comply to the best of his ability with any requisition made on him under this section.

Penalty: Two pounds.

Various amend-
ments,
Schedule.

5. The principal Act is hereby amended as indicated in the schedule hereto.

Amendment of
s. 5 of 1918,
No. 5.

6. Section five of the Electoral Act Amendment Act, 1918, is hereby amended by striking out, in subsection (1) of section one hundred and eighty-eight A, the following words in line one:—"make any untrue," and inserting in lieu thereof the words "knowingly or wilfully make a false."

Reprinting of
principal Act
with amend-
ments.

7. All copies of the principal Act hereafter printed by the Government Printer shall be printed as altered by the existing amendments (including this Act) under the supervision of the Clerk of Parliaments, and all necessary references to the amending Acts shall be made in the margin.

In any such reprint the short title shall be altered to the *Electoral Act*, 1907-1919, by which title the principal Act and the said amendments may be cited together.

Section 5.

SCHEDULE.

Section 86.—Strike out "or candidates."

Section 110.—Strike out "having both an inner and an outer cover" and "to each," and also "in the inner cover."

Section 116.—Strike out "its inner cover" and substitute "it" in paragraph 1.

Strike out "the outer cover of" in paragraph (3).

Add to paragraph (3) the following words—"The cleft shall also be closed and sealed unless the ballot-box is provided with an outer cover without a cleft."

Strike out "inner and outer" in paragraph 5.

Section 129.—Strike out "and mark the word 'cancelled' on the butt corresponding to such ballot paper."

Section 135.—Strike out "the outer cover of" in the two places in which those words occur.

Add to subsection (1) "The cleft shall also be closed and sealed unless the ballot box is provided with an outer cover without a cleft."

Section 141.—Strike out "butts of ballot papers" in paragraph 6 (a).

Section 143.—In sub-section 2 (d) (ii.) strike out "(unless exhausted)."

In subsection 2 (f) strike out "(unless exhausted)" and the proviso.

Section 146.—In subsection 1 (a) strike out "or candidates."

Section 190.—Strike out "or application for a Postal Ballot-paper."