



# WESTERN AUSTRALIA.

ANNO VICESIMO OCTAVO

# VICTORIÆ REGINÆ.

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No. X.

AN ORDINANCE to amend "The City of Perth Improvement Ordinance, 1858."

[11th July, 1864.]

**W**HEREAS it is expedient to divide the City of Perth into Wards, and to fix the number of Councillors for each Ward, and for that purpose to amend the Ordinance entitled "An Ordinance to alter the existing law providing for the improvement of the City of Perth, and to make other regulations instead thereof:" Be it therefore enacted by His Excellency the Governor of Western Australia, and its Dependencies, by and with the advice and consent of the Legislative Council thereof, as follows:

Preamble.

**1.** THE twenty first and twenty second sections of the Ordinance of the Legislative Council Twenty Second of Victoria, No. 10 of 1858 are hereby repealed, save and except as to anything done thereunder before the passing hereof; Provided that the City Council and Chairman, as at present constituted and elected, shall continue to

21st & 22nd Sections of No. 10 of 1858 repealed.

*Perth Improvement Ordinance.*

act as such until the next General Meeting of rate-payers held under this Ordinance on the first Monday in the month of December next.

City to be divided into wards each ward to elect three Councillors.

2. THE Governor shall, for the purposes of this Ordinance, divide the City of Perth into three wards with such name or names as may be thought fit, and such wards with the boundaries thereof respectively shall be published in the *Government Gazette*; and the Governor may from time to time re-arrange such wards and increase or diminish the number or boundaries thereof respectively.

City Council to consist of nine Councillors, and a Chairman.

3. THE City Council shall consist of three ratepayers of and residing in each ward, to be elected by ballot by a majority in number of the parties who are ratepayers in such ward, or liable to be assessed as ratepayers therein under the said recited Ordinance, and also a Chairman to be elected by a majority in number of the ratepayers in the entire City of Perth, such electors to be present and voting in person, or by their agents if absent from the Colony, or if they be then more than twenty miles from Perth, by their nominees in writing, on the first Monday in the month of December in each and every year, at a General Meeting of the ratepayers of the said City, to be holden in Perth for that purpose at an hour and place to be fixed by the then City Council from time to time: Provided that if either from the non-attendance of any such voters as aforesaid at any such General Meeting, or from any other unforeseen cause, such elections should not take place, or shall be incomplete, it shall be lawful for any such electors or voters in any one or more ward or wards for which such election has not taken place or is incomplete, on any subsequent day to be selected by them, and to be notified in the *Government Gazette* or in two of the Local Newspapers for one clear week previously, to summon and hold a General Meeting for the purpose of electing and completing such City Council and Chairman, and to elect and complete the same accordingly; and the City Council and Chairman so elected shall respectively take office as from the first day of January nearest to the date of such election, and continue in office until the thirty first day of December then next ensuing, and if at any time any vacancy by death, resignation, or otherwise shall occur in such City Council or Chairman, the continuing members of such City Council shall summon a special meeting of the ratepayers for the purpose of electing a ratepayer or ratepayers to fill the vacancy or vacancies.

City Council to exercise powers vested in No. 10 of 1858.

4. THE City Council to be elected under this Ordinance shall have and exercise all the powers and possess all the rights, property, and privileges vested in the City Council under the said recited Ordinance.

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5. THE Chairman shall preside at all meetings of ratepayers and the City Council, and shall have a casting vote in addition to his ordinary vote as a ratepayer or as a member of such Council, and all questions at such meetings of ratepayers shall be decided, except where otherwise herein provided, by a majority of votes of the general body of ratepayers present thereat, to be taken by such Chairman on a show of hands, or by ballot if demanded, or in such other manner as he shall appoint, and four members of such Council, inclusive of the Chairman, shall constitute a quorum thereof; and in case of the death, absence from the Colony, inability or unwillingness to act of the Chairman, the senior Councillor on the published list for the time being shall be and act as Chairman.

Chairman to preside at meetings, and three Councillors, to constitute a quorum.

6. THIS and the said recited Ordinance shall be read together as one Ordinance.

Ordinances to be read together.

7. THIS Ordinance may be cited for all purposes as the "City Council amendment Ordinance, 1864."

Short Title.

J. S. HAMPTON,

GOVERNOR AND COMMANDER-IN-CHIEF.



*Passed the Legislative Council,  
this 11th day of July, 1864*

G. E. HAMPTON,

*Clerk of the Council.*