



WESTERN AUSTRALIA.

ANNO OCTAVO

VICTORIÆ REGINÆ.

No. II.

**An Act to enable certain Ratepayers in
Towns to vote and act as Trustees of such
Towns, and to qualify the right of Town
Trustees to vote.**

WHEREAS by the first section of an Act of Council passed ^{Preamble.}
in the Fourth and Fifth years of the reign of Her present
Majesty Queen Victoria, intituled "An Act to provide for the
improvement of Towns in the Colony of Western Australia," all

Justices of the Peace residing within the limits of any Town-site, and all proprietors of allotments held in fee-simple in such Town, were declared to be Trustees of the same for the purposes of the said Act; and whereas in the course of time many allotments in the Towns aforesaid have been subdivided, by means of which sub-division the number of Trustees has been materially diminished, and the right of voting proportionably decreased; and whereas it is expedient to extend the right of voting under certain conditions—Be it therefore enacted, by His Excellency the Governor of Western Australia, by and with the advice and consent of the Legislative Council thereof, that from and after the passing of this Act any person holding any portion of an allotment in any Town by a tenure not shorter than for one whole year, who shall, if required by the Chairman or acting Chairman of the trust to do so, produce the receipt of any authorised Collector of Rates for the said Town for the payment of, or shall in any other manner satisfy such Chairman or acting Chairman that he has paid, an amount equal to the full rate of the last assessment chargeable upon the entire allotment of which he so holds or occupies a portion as aforesaid, such person shall be entitled to vote and act as a Trustee for such Town.

A holder of any portion of a town allotment paying a full rate of assessment is entitled to vote and act as a Trustee.

Such holder must sign a declaration of qualification, &c..

II. AND be it enacted, that previous to any such person acting as such Trustee as aforesaid, he shall make a declaration to the following effect,—that is to say, “I, A B, do hereby declare that I am duly qualified to act as a Trustee under an Act passed in the eighth year of the reign of Queen Victoria, intituled ‘An Act to enable certain ratepayers in Towns to vote and act as Trustees of such Towns, and to qualify the right of Town Trustees to vote,’ and that I will faithfully, impartially, and honestly exercise the powers and trusts reposed in me as a Trustee by virtue of the said Act to the best of my knowledge and ability,” and a form of this Declaration shall be entered in the Journal and signed by such Trustee.

No Trustee entitled to vote who has not paid his last assessment.

III. AND be it enacted, that no Trustee of any such Town as aforesaid, shall be entitled to vote at any meeting of such Trustees unless he shall, if required by the Chairman or acting Chairman of the Trust to do so, produce in like manner a receipt of an authorised Collector of Rates for the said Town, or other evidence to the satisfaction of such Chairman or acting Chairman, of the payment of all assessments theretofore charged upon such

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Trustee as the owner or occupier of any land within such Town.

IV. AND be it enacted, that this Act may be altered, amended, or repealed by any Act to be passed during the present Session.

JOHN HUTT,
GOVERNOR.

*Passed the Council }
27th June, 1844. }*

EDWARD C. SOMPER,
Acting Clerk of the Council.