

ALICE SPRINGS TOWN MANAGEMENT ORDINANCE 1965

No. 31 of 1965

An Ordinance to amend the *Alice Springs Town Management Ordinance, 1960-1964*

[Assented to 8th September, 1965.]

BE it ordained by the Legislative Council for the Northern Territory of Australia, in pursuance of the powers conferred by the *Northern Territory (Administration) Act 1910-1962*, as follows:—

Short title and
citation.

1.—(1.) This Ordinance may be cited as the *Alice Springs Town Management Ordinance 1965*.

(2.) The *Alice Springs Town Management Ordinance 1960-1964* is in this Ordinance referred to as the Principal Ordinance.

(3.) The Principal Ordinance, as amended by this Ordinance, may be cited as the *Alice Springs Town Management Ordinance 1960-1965*.

Establishment
of Board.

2. Section four of the Principal Ordinance is amended by omitting sub-sections (2.), (3.) and (4.) and inserting in their stead the following sub-sections:—

“(2.) Four members of the Board shall be appointed by the Administrator and the remaining five members of the Board shall be elected in accordance with this Ordinance.

“(3.) The Administrator shall appoint a member of the Board to be the Chairman of the Board, and another member of the Board to be the Deputy Chairman of the Board.

“(4.) Subject to this Ordinance, a member of the Board holds office for a period of two years.”.

Electors.

3. After section four of the Principal Ordinance the following sections are inserted:—

“4A.—(1.) Each person who is enrolled on enrolment day as an elector for an election of a member of the House of Representatives for the Northern Territory and who resides within five miles of the post office at Alice Springs is qualified to be enrolled as an elector for the purpose of electing the elected members of the Board.

"(2.) The Secretary to the Board shall on enrolment day compile a roll of electors and shall include on that roll the names of all persons who are qualified under the last preceding sub-section to be enrolled as electors for the purpose of electing members of the Board.

"(3.) In respect of the first election held under this Ordinance after the commencement of this section, enrolment day is the thirtieth day of September, 1965.

"(4.) In respect of each subsequent election held under this Ordinance, enrolment day is the day determined by the Board to be enrolment day in respect of that election.

"(5.) The Secretary to the Board shall publish notice of the day appointed to be enrolment day in respect of each election.

"(6.) The notice shall be published, not less than fourteen days before the day so appointed, in the *Gazette* and in a newspaper published and circulating in Alice Springs.

"4B.—(1.) Nomination day in respect of the first election held under this Ordinance is the thirtieth day of October, 1965. Nomination days, &c.

"(2.) Nomination day in respect of each subsequent election held under this Ordinance is the day appointed by the Board to be nomination day in respect of that election.

"(3.) The Board shall not appoint a day to be nomination day in respect of an election under this Ordinance if the day is more than thirty days after enrolment day in respect of that election.

"(4.) The Board shall—

(a) determine the place at which nominations shall be received; and

(b) appoint a returning officer,
in respect of the first and each subsequent election held under this Ordinance.

"4C. Subject to this Ordinance, the Administrator or a person authorized by him in writing may, in respect of the first election held under this Ordinance, do or cause to be done all such acts and things as are required to be done for the holding of an election under this Ordinance. Administrator, &c., may conduct first election.

"4D.—(1.) Subject to this Ordinance, the Board may fix the date of the first and each subsequent two-yearly election held under this Ordinance. Polling day.

"(2.) The date fixed by the Board for the first two-yearly election held under this Ordinance shall be one of the first three Saturdays in the month of February, 1966.

"(3.) The date fixed by the Board for a subsequent election held under this Ordinance shall be a Saturday in the month of

February commencing in the period of twelve months after the first anniversary of the date of the last two-yearly election.

Filling of
extraordinary
vacancies of
elected members.

"4E.—(1.) Where an office of an elected member of the Board becomes vacant less than one year after the last two-yearly election, a supplementary election to fill the extraordinary vacancy shall be held in accordance with this Ordinance.

"(2.) Where such an office becomes vacant more than one year after the last two-yearly election, the extraordinary vacancy may be filled by the appointment by the Administrator in Council of a person to be a member of the Board until the next succeeding two-yearly election after the vacancy occurs but if no such appointment is made the vacancy shall not be filled except by the election of a member at that next succeeding two-yearly election.

"(3.) A person who is elected or appointed under this section to be a member of the Board holds office as such a member for the remainder of the period in respect of which his immediate predecessor was elected or appointed.

Member may
be re-elected.

"4F. A member of the Board retiring from or ceasing to hold office is, if qualified, eligible for re-election.

Disqualifications
for election.

"4G.—(1.) A person is not qualified to become an elected member—

- (a) if he does any of the things mentioned in paragraph (a), (b) or (c) of sub-section (5.) of section four of this Ordinance;
- (b) if he has been sentenced to a term of imprisonment for any felony or misdemeanour and the term has not expired; or
- (c) if he is not qualified to be an elector for the purposes of this Ordinance.

"(2.) A person who is not qualified to become an elected member is not qualified to be nominated for election under this Ordinance or to be appointed under sub-section (2.) of section four E of this Ordinance.

Voting to be
voluntary.

"4H. A person qualified to be an elector is not liable to any penalty under this Ordinance for failing to vote for an election held under this Ordinance.

No postal
voting.

"4J. A person is not entitled to vote except at a polling booth within five miles of the post office at Alice Springs.

Nomination
form.

"4K. The prescribed form for nomination of a person to be elected as an elected member of the Board is as follows:—

SECTION 4K

THE NORTHERN TERRITORY OF AUSTRALIA

Alice Springs Town Management Ordinance 1960-1965

NOMINATION FOR ELECTION TO THE BOARD

The Secretary,
Town Management Board,
Alice Springs, N.T.

I, _____ of _____, being
an elector for the purposes of the abovementioned Ordinance, and
I, _____ of _____, being also
such an elector, hereby nominate _____ of _____
_____ for the office of elected member of the
Alice Springs Town Management Board.

Dated at _____ this _____ day of _____, 19 ____.

Signatures of nominators:

And I, _____ of _____, being a
person entitled to be nominated for the office of elected member of the
Alice Springs Town Management Board, hereby consent to be nominated
for that office.

Dated at _____ this _____ day of _____, 19 ____.

Signature of person nominated:

“4L. A ballot paper to be used at an election held under this Ordinance shall be in accordance with the following form:—

Form of ballot
paper.

SECTION 4L

THE NORTHERN TERRITORY OF AUSTRALIA

Alice Springs Town Management Ordinance 1960-1965

BALLOT PAPER

Directions — Mark your vote on this ballot paper by placing the
numbers (*here insert 1, 2, 3 and 4 where there are four candidates and
so on as the case requires*) in the squares respectively opposite the names
of the candidates so as to indicate your preference for them.

CANDIDATES FOR ELECTION AS ELECTED MEMBERS
OF THE ALICE SPRINGS TOWN MANAGEMENT BOARD

<input type="checkbox"/>
<input type="checkbox"/>
<input type="checkbox"/>
<input type="checkbox"/>

“4M.—(1.) Subject to this Ordinance, the provisions of
the *Local Government Ordinance 1954-1965* shall apply, with
such modifications as are appropriate, to and in relation to an
election of elected members of the Board under this Ordinance
as if—

Application of
provisions of
*Local Government
Ordinance
1954-1965.*

- (a) the election were an election of aldermen under the *Local Government Ordinance 1954-1965*;
- (b) a two-yearly election of elected members of the Board were a three-yearly election of aldermen under the *Local Government Ordinance 1954-1965*;
- (c) the Board were a council for a municipality constituted under the *Local Government Ordinance 1954-1965*;
- (d) the Secretary to the Board were the town clerk of such a municipality;
- (e) the area of land within five miles of the post office at Alice Springs were such a municipality; and
- (f) an alderman of such a municipality were an elected member of the Board.

“(2.) Each question arising under the last preceding sub-section as to—

- (a) whether the last preceding sub-section applies to or in relation to any matter;
- (b) whether a modification is appropriate; or
- (c) the manner of application of the last preceding sub-section,

shall be decided by the Administrator in Council and his decision on such a question shall be final.