



ANNO QUARTO

GEORGII VI REGIS.

A.D. 1940.

No. 31 of 1940.

An Act to amend the Constitution Act, 1934-1939, to extend the suffrage for the Legislative Council and the House of Assembly.

[Assented to 21st November, 1940.]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows :

1. (1) This Act may be cited as the "Constitution Act Amendment Act, 1940". Short titles.

(2) The Constitution Act, 1934-1939, as amended by this Act may be cited as the "Constitution Act, 1934-1940".

(3) The Constitution Act, 1934-1939, is in this Act called "the principal Act".

2. This Act is incorporated with the principal Act and that Act and this Act shall be read as one Act. Incorporation.

3. (1) Section 20 of the principal Act is amended by inserting therein after paragraph v. the following paragraph :— Amendment of s. 20 of the principal Act—

va. Every person who—

- (i.) is or has been a member of the Second Australian Imperial Force or of the Royal Australian Navy or of the Royal Australian Air Force or of any other naval or military force raised in the Commonwealth by the Minister of Defence for service in the war which commenced on the third of September, nineteen hundred and thirty-nine; and

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- (ii.) has served outside the Commonwealth in such war ; and
- (iii.) was not discharged or did not cease to be on service because of his own default or misconduct ; and
- (iv.) has lived continuously in a Council district for at least one month immediately preceding his claim for enrolment.

(2) Section 20 of the principal Act is further amended by inserting after the figure "v." in the sixth line from the end of subsection (1) thereof, the expression "and va."; and by inserting after the figure "v" in the fourth line from the end of subsection (1) thereof the expression "or va."

Amendment of
s. 33 of the
principal Act—
Qualification
of electors for
House of
Assembly.

4. Subsection (1) of section 33 of the principal Act is amended to read as follows :

(1) Subject to the disqualifications set out in subsection (2) of this section, each of the following persons shall be entitled to vote at an election for a member or members of the House of Assembly if at the time of the election he is enrolled on the electoral roll for a subdivision of the Assembly district in which the election is held :

I. Every person who—

- (a) is at least twenty-one years of age ; and
- (b) is a British subject ; and
- (c) has lived continuously in the Commonwealth for at least six months and in the State for at least three months and in an Assembly subdivision for at least one month immediately preceding the date of his claim for enrolment ; and

II. Every person who—

- (i.) is or has been a member of the Second Australian Imperial Force or of the Royal Australian Navy or of the Royal Australian Air Force or of any other naval or military force raised in the Commonwealth by the Minister of Defence for service in the war which commenced on the third of September, nineteen hundred and thirty-nine ; and
- (ii.) has served outside the Commonwealth in such war ; and

- (iii.) was not discharged or did not cease to be on service because of his own default or misconduct; and
- (iv.) has lived continuously in an Assembly subdivision for at least one month immediately preceding the date of his claim for enrolment.

In the name and on behalf of His Majesty, I hereby assent to this Bill.

C. M. BARCLAY-HARVEY, Governor.