



1851.

No. 1.

ORDINANCE Enacted by the Governor of South Australia, with the advice and consent of the Legislative Council thereof.

To establish the Legislative Council of South Australia, and to provide for the election of Members to serve in the same.

[21st February, 1851.]

WHEREAS by an Act of the Imperial Parliament of Great Britain and Ireland, passed in the Session of the Thirteenth and Fourteenth Years of the Reign of Her most Gracious Majesty Queen Victoria, intituled "An Act for the Better Government of Her Majesty's Australian Colonies," it was amongst other things Enacted (sec. 7.) that it should be lawful for the Legislature now by Law established within the Colony of South Australia, by Laws or Ordinances to be for that purpose made and enacted, in the manner and subject to the conditions now by Law required in respect of Laws or Ordinances made by such Legislature, to establish within the said Colony a Legislative Council to consist of such number of members, and such proportions respectively to be appointed

Preamble.

13 & 14 Vict., c. 59.

*Unqualifiedly
Repealed by
Act 2 & 10 - 1855
9. Effect?*

appointed by Her Majesty and elected by the inhabitants of the Colony as therein mentioned ; and that it should be lawful for such Legislature, by such Laws or Ordinances as aforesaid, to make all necessary provisions for dividing the said Colony into convenient Electoral Districts, and for appointing and declaring the number of members of Council to be elected for each such District, and for the compilation and revision of lists of all persons qualified to vote at the elections to be holden within such Districts, and for the appointing of returning officers, and for the issuing, executing, and returning the necessary writs for such elections, and for taking the poll thereat, and for determining the validity of all disputed returns, and otherwise for ensuring the orderly, effective, and impartial conduct of such elections : And it was further enacted (sec. 12.), that all the provisions therein contained concerning the qualification and disqualification of electors, and, subject to the provisions therein contained, all the provisions of the therein firstly recited Act of the Sixth year of the reign of Her Majesty, as explained and amended by the therein secondly recited Act of the Eighth year of Her Majesty, concerning the several matters therein particularly enumerated, should apply to and be in force in the Colony of South Australia :

5 & 6 Vict., c. 76.

7 & 8 Vict., c. 74.

*Number of
Council.*

Legislative Council to be constituted of 24 members, one-third nominated by Her Majesty and two-thirds elected by the inhabitants.

Be it therefore Enacted, by the Governor of South Australia with the advice and consent of the Legislative Council thereof, That, for the purposes and subject to the provisions of the Statutes before mentioned, there shall be within the Province of South Australia a Legislative Council, which shall consist of twenty-four members; and eight of the members of the said Council shall, from time to time, be appointed by her Majesty; and sixteen of the members of the said Council shall from time to time be elected by the inhabitants of the said Province.

*Electoral Dis-
tricts.*

Province to be divided into 16 Electoral Districts, each to return a Member.

Schedule A.

II. And be it Enacted, That the Province of South Australia shall be divided into sixteen Electoral Districts, for the purpose of returning members to serve in the Legislative Council; and every such Electoral District shall return one member to serve in the said Legislative Council, and that the Counties, parts of Counties, or other divisions, Towns, and places specified in the Schedule hereto annexed, marked A, shall respectively form Electoral Districts, as the same are respectively named and set forth in the said Schedule.

III. And whereas the boundaries of Counties and Hundreds have

have already been duly established by Proclamation of the Governor, published in the *South Australian Government Gazette*, from time to time: Be it therefore Enacted, That for the purposes of this Ordinance the boundaries of the said Counties and Hundreds shall be deemed and taken to be the boundaries set forth in the said Proclamations respectively: Provided, that in case of any doubt or dispute arising as to any such boundaries, the same shall be deemed to be settled and limited in such manner as the Governor may by Proclamation set forth and describe.

Electoral Districts.

Boundaries of Counties and Hundreds to be as defined, by the Governor by Proclamation.

IV. And be it Enacted, That it shall and may be lawful for the Governor to appoint by writing under his hand and the Public Seal of the Province a fit and proper person to be the returning officer of each and every Electoral District: Provided that the person so appointed be qualified to be an Elector of the Province, and that his appointment be notified in the usual manner in the *Government Gazette*, and that in case of absence from the Province, death, sickness, or other accident disabling any returning officer from acting at any election, it shall be lawful for the Governor at any time to appoint some other person to act in the stead of of such returning officer, and every appointment of a returning officer made as aforesaid shall be good and valid until such appointment shall be cancelled and some other person appointed to be returning officer, by a writing under the hand of the Governor and Public Seal of the Province.

Returning Officers for Electoral Districts.

V. And be it Enacted, That for each of the Electoral Districts there shall be a polling place within the City of Adelaide; and also for each such Electoral District there shall be, within such District, such other polling places as shall be declared by any Proclamation, to be issued by the Governor, fourteen days at least before the day of any election.

Polling places.

VI. And whereas it is expedient to form a register of all persons entitled to vote at elections for any Electoral District, Be it Enacted, That on or before the first day of March in every year, the Governor shall appoint persons to be called Collectors for each Electoral District, and such Collectors shall forthwith cause to be affixed in the most public and conspicuous situations within their respective Districts, and in the City of Adelaide, a notice according to the form of Schedule B. hereto annexed, requiring all persons who may be entitled to vote in the election of a member to serve in the Legislative Council, in respect of any property situate wholly or in part

Electoral Lists.

Collectors of Electoral Lists to be appointed.

Their duties.

Electoral Lists.

Schedule B.

Collectors to give notice annually, requiring electors to send in their claims.

Schedule D.

part in such District to deliver or transmit to some such collector, on or before the first day of April in every year, a notice of their claim as such voters according to the form of Schedule D. or to the like effect: Provided always that after the formation of the register to be made in each year as hereinafter mentioned, no person whose name shall be upon such register for the time being shall be required thereafter to make any such claim as aforesaid, so long as he shall retain the same qualification described in such register.

Electoral Lists to be delivered to Local Courts.

Schedule C.

VII. And be it Enacted, That the collectors shall on or before the first day of April in every year, make out a list, to be called the electoral list, according to the form of the Schedule hereto annexed, marked C, of all persons entitled to vote in elections for Members of Council for such District, and shall sign such list, and deliver the same to the Clerk of the nearest Local Court, or to such person as the Governor may in that behalf appoint as Electoral Clerk; and each Collector shall keep a true copy of the list so delivered by him, to be perused by every person, without payment of any fee, at all reasonable hours.

No. 14, of 1848, and 15, of 1850.

Clerks and Collectors of District Road Boards to be collectors of Electoral Lists.

VIII. And be it Enacted, That the Clerks and Collectors of the several District Road Boards, appointed under the Ordinances in that behalf, shall *ex officio* be Collectors under this Ordinance, and shall within the time herein provided, in every year, give notices and make out Electoral Lists as aforesaid of all persons entitled to vote in the election of Members of Council within their respective Districts, and shall do and perform in respect to the said Districts all the duties respectively wherewith the Collectors of Electoral Lists are hereinbefore charged.

Electoral lists where Clerks are appointed for two or more Electoral Districts.

IX. And be it Enacted, That whenever the precincts for the ordinary duties of which Electoral Clerks have been appointed shall form portions of two or more Electoral Districts, such clerks shall make separate lists for each precinct which may be comprised within a separate Electoral District.

Electoral lists to be printed or fairly transcribed, and hung up for public inspection by the clerks.

X. And be it Enacted, That the electoral lists delivered to the different electoral clerks shall be by them either printed or fairly and legibly transcribed, and hung up for the period of seven days ending on the eighth day of April, in every year, at the Court House, or place of meeting of the Local Court, and in such conspicuous places in the Electoral District to which the same

same relate as may be directed by any Magistrate sitting at such Electoral Lists.
Court.

XI. And be it Enacted, That any person whose name shall have been omitted in any such electoral list, and who shall claim to have his name inserted therein, shall, on or before the fifteenth day of April in every year, give notice thereof to the electoral clerk in the form of the Schedule to this Ordinance annexed, marked D, or to the like effect; and any person whose name shall have been inserted in any electoral list may object to any other person as not entitled to have his name retained in the said electoral list; and any person so objecting shall, on or before the fifteenth day of April, in every year, give or cause to be given to the clerk, and also to the person objected to, or leave at the premises for which his name shall appear to be inserted in the electoral list, notice thereof, in writing, according to the form in the Schedule to this Ordinance annexed, marked E, or to the like effect; and the said clerk shall include the names of all persons so claiming to be inserted on the electoral list, in a list according to the form in the Schedule to this Ordinance annexed, marked F; and the names of all persons objected to in a list according to the form of the Schedule to this Ordinance annexed, marked G; and shall cause copies of such several lists to be fixed on the outer doors or walls of the public or conspicuous buildings or places aforesaid, during the eight days next preceding the twenty-fifth day of April in every year; and the said clerk shall likewise keep a list of the names of all persons so claiming as aforesaid, and also a list of the names of all persons so objected to as aforesaid, to be perused by any person without payment of any fee, at all reasonable hours during the eight days (Sunday excepted) next preceding the said twenty-fifth day of April in every year, and shall deliver a copy of each of such lists to any person requiring the same, on payment of a sum not exceeding one shilling for each copy.

Claims of persons to have their names inserted on electoral lists.

Schedule D.

Schedule E. List of claimants.

Schedule F.

List of persons objected to. Schedule G.

XII. And be it Enacted, That the several Local Courts holden before a Special Magistrate and two Justices of the Peace, shall hold an open Court for the purpose of revising the Electoral Lists of the District or Districts within or nearest to which such Court shall be holden, or of such Districts as the Governor may in this behalf appoint; such revisions to take place at such time as the said Court shall appoint, between the twenty-fifth day of April inclusive, and eighth day of May, inclusive, in each and every year, they having first given ten clear days' notice of the holding of such

Courts for revision of electoral lists to be the nearest Local Court, of a Special Magistrate and two Justices.

Electoral Lists.

such Court, such notice to be placed on the outer doors respectively of some public and conspicuous building within each such District, and the clerk, or person acting as such, shall, at the opening of the Court, produce the said Electoral Lists, and a copy of the lists of the persons so claiming, and of the persons so objected to, made out in the manner aforesaid; and all collectors of rates, and persons acting as collectors under this Ordinance, shall, on being thereto summoned, attend the Court, and shall answer upon oath all such questions as the Court may put to them, or any of them, touching any matter necessary for revising the Electoral Lists; and the said Court shall insert in such lists respectively, the name of every person who shall be proved to the satisfaction of the Court to be entitled to be inserted therein, and shall retain on the said lists the names of all persons to whom no objection shall have been duly made, and shall also retain on the said lists the name of every person who shall have been objected to by any person, unless the party so objecting shall appear by himself, or by some one on his behalf, in support of such objection; and when the name of any person inserted in either of the said lists shall have been duly objected to, and the person objecting shall appear by himself or by some one on his behalf in support of such objection, the Court shall require proof of the qualification of the person so objected to; and in case the qualification of such person shall not be proved to the satisfaction of the Court, the said Court shall expunge the name of every such person from the said lists, and shall also expunge therefrom the name of every person who shall be proved to the Court to be dead, or to have become disqualified or incapacitated, and shall correct any mistake, or supply any omission which shall be proved to the Court to have been made in any of the said lists, in respect of the name or place of abode of any person who shall be included therein, or in respect of the local description of his property: Provided always, that no person's name shall be inserted by the said Court in any such lists, or shall be expunged therefrom, except in the case of death, unless notice shall have been given, as is hereinbefore required in each of the said cases.

Power to the Court to adjourn, and order the production of books, and administer the oath.

XIII. And be it Enacted, That every such Court or any Magistrate then and there sitting for the revision of the said lists shall have power to adjourn from time to time, provided that no such adjourned Court shall be held beyond the said eighth day of May and the said Court or any Magistrate as aforesaid shall have power to require any person having the custody of any book containing any rate made for any such Electoral District, during that or the preceding year, to produce the said book and allow

allow the same to be inspected at any Court to be held for the revision of the Electoral lists; and the said Court or any Magistrate as aforesaid shall have power to administer oaths or affirmations as the case may be, as well to the clerk and to the collectors, as to all persons claiming to be inserted in, or making objection to the omission or insertion of any name in any of the said lists, and to all persons objected to in any such lists, and to all persons claiming to have any mistake in any such lists corrected, and to all witnesses who may be tendered or examined on either side, by which oath or affirmation the person under examination shall be required to state the truth the whole truth and nothing but the truth, relating to the matter in hand, and shall be liable if he swear falsely in answer to any lawful question put to him at such examination to be prosecuted for perjury; and the Magistrate presiding shall in open Court write his initials against the names struck out, or inserted, and against any part of the said lists in which any mistake shall have been corrected, and shall sign his name to every page of the several lists so settled.

Electoral Lists.

XIV. And be it Enacted, That the electoral lists of each Electoral District so revised and signed as last aforesaid, shall be delivered by the Court to the electoral clerk who shall keep the same, and shall cause each of the said electoral lists to be fairly and truly copied into an alphabetical list, in books to be by him provided for that purpose, the electoral list of each Electoral District being kept separate with every name therein numbered, beginning the numbers from the first name and continuing them in a regular series to the last name; and shall cause such books to be completed on or before the fifteenth day of May in every year, and shall cause such books together with the lists to be preserved among the records of his office; and every such book in which the said electoral lists shall have been copied, shall be the roll of the electors of the several Electoral Districts entitled to vote in the choice of members of Council for the said Districts respectively at any election which may take place in the said Districts respectively between the first day of June inclusive in the year wherein such electoral lists shall have been made, and the first day of June in the succeeding year.

Revised lists to be kept by the Clerk.

XV. And be it Enacted, That the clerk shall cause copies of the electoral roll in every year to be written or printed, and on being required shall furnish to every Magistrate residing in the several Districts to which the same respectively relate one copy of the electoral list of such District and further copies to all persons applying

Copies of the electoral roll to be written or printed for distribution.

Electoral Lists.

applying for the same on payment of a reasonable price for each copy.

Personal attendance of electors not necessary to prove qualification to vote unless required by the Court.

XVI. And be it Enacted, That no elector claiming to register his vote in any Electoral District shall be obliged to appear in person to make proof of the nature and sufficiency of his qualification unless required by the Court at which he shall apply to be registered to attend in person: Provided however that if such personal attendance be rendered requisite on the application of any party objecting to a claimant's right to register his vote, such party if his objection be disallowed, shall defray such expenses as the Court shall award for claimants attendance, which expenses so awarded shall be recoverable in any Court of competent jurisdiction in which the party entitled thereto shall sue for the same.

No. 11, of 1849, Adelaide Corporation Ordinance.

No. 13, of 1849, City Improvement Ordinance.

City of Adelaide and other Incorporated Districts to have their own returning officers, Electoral Courts, and collectors of electoral lists.

XVII. And whereas an Ordinance was passed on the twenty-fourth day of August, One Thousand Eight Hundred and Forty-nine, (No. 11) "To constitute a Municipal Corporation for the City of Adelaide," which was to commence and take effect from and after a day to be for that purpose appointed by the Governor, by Proclamation published in the *South Australian Government Gazette*, upon the petition of the rate-payers: And an Ordinance was passed on the nineteenth day of September, One Thousand Eight Hundred and Forty-nine (No. 13), "Further to amend and continue the Ordinance authorising the levying of an assessment within the City of Adelaide, and to provide for the improvement of the City until municipal institutions shall be established:" Be it Enacted, That during the continuance of the last recited Ordinance, the City Commissioners or such of them as shall be designated by the Governor in this behalf; and, after the establishment of a Corporation under the first recited Ordinance, the Mayor or some of the Aldermen designated by the City Council shall be returning officers for the said City, or such wards or divisions thereof as shall form part of separate Electoral Districts: And some one of the said City Commissioners together with two of Her Majesty's Justices of the Peace, designated by the Governor in this behalf, or an Alderman and two assessors chosen in manner mentioned by the first recited Ordinance, as the case may be, shall form a Court for the revision of electoral lists in each ward with the powers hereby given to the Local Courts; and the collectors of rates within the City shall have the powers and duties hereby given to collectors of electoral lists—subject always to the provisions hereof: And when and as often as any town or district shall hereafter be incorporated, the

Mayor,

Mayor, Warden, or Chief Municipal Officer of such Corporation shall be the returning officer of such town or district: And the powers and duties of collecting and revising the electoral lists for such town or district and other the powers and duties of executing this Ordinance shall be had and exercised by such persons, as shall have corresponding duties, or as shall be appointed by or in virtue of the Act or Letters Patent constituting such Corporation.

Electoral Lists.

XVIII. Provided always, and be it Enacted, That no person who has declared himself a candidate for election in any Electoral District shall be competent to act as a Returning Officer, or at any Court for the revision of Electoral Lists holden for the purposes hereof: Provided further, that in the event of a deficiency of Special or other Magistrates, or of the inability or incompetency of any person appointed to act as Returning Officer or at any such Court, or to perform any office or duty in execution of this Ordinance, the Governor may appoint such other persons, as he may deem fit, to perform any of the duties herein directed to be performed by such Magistrates or persons.

Proviso in case of Magistrates or other appointed persons being candidates, or other deficiency of officers.

XIX. And be it Enacted, That writs for the election of members to serve in the Legislative Council, for the said Electoral Districts shall be issued by the Governor, directed to the returning officer of each District, in which writs shall be named the day of nomination for such elections, and, in the event of such elections being contested, the day for taking the poll at the different polling places, and also the day on which such writs shall be made returnable to the said Governor: Provided always that no such writs shall be dated or issued less than ten nor more than thirty days previous to the days respectively named therein for the holding of the elections.

Elections.

Writs to be issued by the Governor, and to be returnable to him.

XX. And be it Enacted, That all writs to be issued for the election of members of Council under this Ordinance shall be framed in any manner and form which may be necessary and sufficient for carrying the provisions hereof into effect.

Form of writs.

XXI. And be it Enacted, That at every election in any polling place, the returning officer, if it shall appear to him expedient for taking the poll at such election, may cause booths to be erected, or rooms to be hired and used as such booths in one place or in several places at each polling place as occasion may require; and the same shall be so divided and allotted into compartments, as to the returning officer shall seem most convenient, and the return-

Booths may be erected or hired for taking the poll.

Elections.

ing officer shall appoint a clerk to take the poll at each compartment, and shall before the day fixed for the election, if there be a contest, cause to be furnished for the use of each booth or polling place, a copy of the electoral list of the District and shall under his hand certify such copy to be true.

Where electors to vote.

XXII. And be it Enacted, That every elector shall be required to vote at the polling place situate within the Electoral District wherein the property shall be situated in respect to which his name shall stand on the electoral roll; or, within the City of Adelaide, at any polling place appointed for such Electoral District.

Polls for different Electoral Districts may be taken at the same place in Adelaide.

XXIII. And be it Enacted, That nothing herein contained shall be construed to prevent the taking of polls for different Electoral Districts at the same polling place within the City of Adelaide: Provided that a deputy and such polling clerk or clerks as may be necessary, shall be appointed for each Electoral District; and that the name of such Electoral District be affixed on the most conspicuous part of the compartment of the polling room or booth, allotted to such District.

Returning officer to preside at one polling place, and appoint deputies to preside at the others.

XXIV. And be it Enacted, That the returning officer of each Electoral District shall preside at one polling place within or allotted to his district, and that he may appoint a deputy to act for him and take the poll at each of the other polling places: Provided that such deputy be appointed by a writing under the hand of the said returning officer, and such writing be posted up at the Court House within or nearest to the District for which the said polling place may be allotted, at least seven days before the day of election: And provided, that in case of failure of the returning officer duly to appoint any such deputy, the appointment may be made by the Governor.

Adjournment of nomination, or of poll, in case of riot.

XXV. And be it Enacted, That where the proceedings at any election shall be interrupted or obstructed by any riot or open violence whether such proceeding shall consist of the nomination of candidates or of the taking the poll the returning officer, or the deputy of any returning officer, shall not for such cause terminate the business of such nomination, nor finally close the poll, but shall adjourn the nomination or the taking the poll at the particular polling place at which such interruption or obstruction shall have happened, until the following day, and, if necessary shall further adjourn such nomination or poll, as the case may be, until such

such interruption or obstruction shall have ceased, when the returning officer or his deputy shall again proceed with the business of the nomination or with the taking the poll, as the case may be, at the place at which the same respectively may have been interrupted or obstructed; and the day on which the business of the nomination shall have been concluded shall be deemed to have been the day fixed for the election, and the commencement of the poll shall be regulated accordingly; and any day whereon the poll shall have been so adjourned shall not as to such place be reckoned the day of polling at such election within the meaning hereof; and whenever the poll shall have been so adjourned by any deputy of any returning officer, such deputy shall forthwith give notice of such adjournment to the returning officer, who shall not finally declare the state of the poll, or make proclamation of the member chosen, until the poll so adjourned at such place shall have been finally closed, and the poll books delivered or transmitted to such returning officer.

Elections.

XXVI. And be it Enacted, That the returning officer of each Electoral District shall endorse on the writ the day on which he received it; and that within four days from the date of his receiving it, he shall give public notice of the day of nomination which shall be the day on which the election is directed by the writ to be holden.

Returning officer to endorse the writ on receipt, and give notice of election.

XXVII. And be it Enacted, That on the day of nomination, which shall be on the day of election named in the writ, the returning officer shall preside at a meeting to be holden at noon at the chief polling place of each Electoral District, and shall declare the purpose for which such meeting is held; and if there be at such meeting no more than one candidate proposed, the returning officer shall declare such candidate to be duly elected, and make his return accordingly; and that in the event of there being more candidates the returning officer shall call for a show of hands separately in favour of each candidate, and after such show of hands shall declare the person on whom the election has fallen, and shall return the same accordingly unless a poll be demanded by some of the candidates or by not less than six electors on his behalf, and on such demand being made for a poll, the polling shall commence at the different polling places for the District, as nearly as may be at nine o'clock in the forenoon of the day appointed by the Governor in the writ for taking the poll at the different polling places, and no poll shall be kept open later than four o'clock in the afternoon.

Mode of proceeding at election.

XXVIII And

Elections.

Elections to be before
returning officers and
their deputies.

Hours when elections
shall commence and
terminate.

Manner of voting.

XXVIII. And be it Enacted, That the election of members of Council at each polling place shall be held before the returning officer or his deputy, and the voting at every such election shall commence at nine o'clock in the forenoon, and shall finally close at four o'clock in the afternoon of the same day and shall be conducted in manner following: That is to say, every elector entitled to vote in the election of members of Council may vote by delivering to the said returning officer or his deputy a voting paper containing the Christian name and surname of the person for whom he votes, such paper being previously signed with the name of the elector voting and with the name of the place in which the property for which he appears on the electoral roll is situated, and the returning officer or his deputy shall cause the clerk openly to record every such vote in a poll-book, to be kept by him for that purpose.

No enquiry of a voter
except as to his iden-
tity, whether he has
voted before on the
same election, and as
to qualification.

XXIX. And be it Enacted, That no enquiry shall be permitted at any election as to the right of any person to vote, except only as follows, that is to say—that the returning officer or his deputy shall if required by any two electors entitled to vote in the same Electoral District, put to any voter, at the time of his delivering in his voting paper, and not afterwards, the following questions, or any of them, and no other :—

Form of questions to
be put as to these
points.

FIRST—Are you the person whose name is signed as A. B. to the voting paper now delivered in by you?

SECOND—Are you the person whose name appears as A. B. in the electoral roll now in force for this Electoral District, being registered therein for property described to be situated in (here specify the street or place described in the electoral roll)?

THIRD—Have you already voted at the present election?

FOURTH—Have you the same qualification for which your name was originally inserted in the electoral roll for the district of (specifying in each case the particulars of the qualification as described in the register)?

Punishment for false
answer.

And no person required to answer any of the said questions shall be permitted or qualified to vote until he shall have answered the same, and if any person shall wilfully make a false answer to any of the questions aforesaid, he shall be deemed guilty of a misdemeanour, and may be indicted and punished accordingly; and the returning officer or his deputy shall, if required, on behalf of any candidate or his agent, at the time aforesaid, administer an oath, or affirmation,

as

as the case may be, to any voter in the following form, that is to say:—

Elections.

“You do swear (or being a person authorised by law to affirm, do affirm) that you are the same person whose name appears as A.B. on the register now in force for the Electoral District of (as the case may be).

Oath to be administered if required.

SO HELP YOU GOD!”

And no elector shall hereafter, at any such election, be required to take an oath or affirmation, except as aforesaid, either in proof of his freehold or of his residence, age, or qualification, or right to vote, any law or statute, local or general, to the contrary notwithstanding, and no person claiming to vote at any such election shall be excluded from voting thereat, except by reason of its appearing to the returning officer or his deputy, upon putting such questions as aforesaid, or any of them, that the person so claiming to vote is not the same person whose name appears on such register as aforesaid, or that he has previously voted at the same election, or that he has not the same qualification for which his name was originally inserted in such register, or except by reason of such person refusing to take the said oath, or make the said affirmation, or to take or make the following oath or affirmation against bribery:—

No other oath as to Qualification.

“I, A.B., do swear (or, as the case may be, I, A.B. do solemnly affirm) I have not received or had, by myself or any person whatsoever, in trust for me, or for my use and benefit directly, or indirectly, any sum or sums of money, office, place, or emolument, gift, or reward, or any promise, or security for any money, office, employment, or gift, in order to give my vote at this election.

Bribery oath to be administered if required.

SO HELP ME GOD!”

XXX. And be it Enacted, That each deputy returning officer shall immediately on the close of the poll, publicly enclose and seal the poll-book, and collect and seal up all the voting papers which have been taken at the polling place whereat he presided, and shall with the least delay possible deliver or cause the same to be delivered to the returning officer of the Electoral District.

Deputies to seal book and voting papers and deliver them forthwith to returning officers.

XXXI. And be it Enacted, That the returning officer of each Electoral District shall at the place of nomination and as soon as may be practicable after the election shall have been held openly declare the general state of the poll at the close of the election, as the same shall have been made up by him from the poll-books and voting papers kept at the several polling places; and he shall at the same time and place declare the name of the person who may have been duly elected at such election; and in the event of the number of votes being found to have been equal for any

Names of persons elected to be declared by returning officer.

Elections.

Returning officer not to vote except in case of equality of votes.

two or more candidates, he shall by his casting vote decide which of the same candidates shall be elected: Provided however that no returning officer shall vote at any election for the Electoral District of which he is the returning officer except in the case of an equality of votes as aforesaid: Provided also that it shall and may be lawful for any Mayor or other Magistrate of the City of Adelaide, not being the returning officer thereof, and for the deputy of any returning officer in any other Electoral District, to vote at any election for the Electoral District in like manner as if he had not been appointed and acted as such deputy.

Return of writs with names of elected persons endorsed thereon.

XXXII. And be it Enacted, That the name of the person so elected shall be inserted in or endorsed on the writ by the returning officer, and the writ returned to the Governor within the time by which according to the provisions hereof the same may be returnable.

Poll Books and Voting papers to be sealed and transmitted with the writ to the Governor.

XXXIII. And be it Enacted, That all poll-books and voting papers shall be sealed up by the returning officer and transmitted with the writ to the Governor.

Voting paper not to be rejected for want of form.
Schedule H.

XXXIV. And be it Enacted, That voting papers shall be sufficient in the form of Schedule H, but no voting paper shall be rejected by the returning officer for mere want of form: Provided that the name and designation of the party signing the paper, and the name of the party contained in it be intelligibly expressed and in a manner to be commonly understood.

Disputed Returns.

Court for trial of complaints against the validity of returns to consist of two members, appointed by the Governor, two members elected by the Council, and the president appointed by the Supreme Court, or a Judge thereof.

XXXV. And whereas it is expedient and necessary to provide a Court for the trial of any complaints which may be made against the validity of any returns made by the returning officers of the several Electoral Districts hereby created: Be it Enacted, That for the purpose of forming such Court the Governor shall within three days after the first meeting of the said Legislative Council to be constituted as aforesaid, name two persons to be members of the said Court, such two persons not being members of the said Council; and that also within three days after the said first meeting of the said Council, the Council shall elect out of its own body two persons to be members of the said Court; and that also within the same period the Supreme Court or any Judge thereof shall nominate one person to be president of the said court, who shall be a barrister of the Supreme Court, of at least five years standing, and shall not be a member of the said Council.

Proceedings where Members shall not be nominated as prescribed.

XXXVI. And be it Enacted, That if the said Governor shall fail to nominate the two members as aforesaid, within the said three days, the right of nomination of the said two members to be named by

by the Governor, may at any time afterwards be exercised by the said Council according to the majority of their votes; and that if the said Council, or the said Supreme Court, or a Judge thereof, shall fail to elect or nominate the said other two members and the president of the said Court within the said three days, such other two members and such president may be nominated at any time afterwards by the said Governor.

Disputed Returns.

XXXVII. And be it Enacted, That if after the full number of the Court shall have been completed, any member shall be incapacitated to attend a meeting of the Court by reason of death, sickness, or any other impediment, his place shall be supplied by a person nominated for that purpose by the person, or the authority whereby the member so dying, or so rendered unable to attend, was nominated, or in default of such nomination, by the Governor.

Nomination of Members of Court to supply vacancies.

XXXVIII. And be it Enacted, That the record of the nomination or election of the said members of the said Court shall be entered by the Clerk of the Council on the proceedings of the Council; and that proof of such entry having been made, shall be sufficient authority for the proper constitution of such Court.

Record of nomination of members to be proof of proper constitution of court.

XXXIX. Provided however, and be it Enacted, That the said Court shall not proceed to any business unless convened by order of the Governor, or of the Council, nor until each member comprising it shall take the following oath or affirmation as the case may be, which shall be administered by the president to each of the members, and afterwards by any member to the president:—

Court not to proceed to business unless convened by the Governor or Council.

“I, (A.B.) do swear or affirm, as the case may be, that I will duly administer justice in all matters which may be brought before this Court, and that I will decide in all such matters according to the principles of good faith and equity, without partiality, favor, or affection, and according to the best of my understanding.

Oath to be taken by Members of the Court.

“SO HELP ME GOD.”

XL. And be it Enacted, That the Court thus constituted shall have power to enquire into all cases which may be brought before it by the Governor, or the Council, respecting disputed returns of members to serve in the said Legislative Council, whether such disputes arise out of an alleged error in the return of the returning officer, or out of the allegation of bribery, or corruption against any person concerned in any election, or out of any other allegation calculated to affect the validity of the return.

Powers of court.

XLI. And

Disputed Returns.

Court to be guided only by the real justice and good conscience of each case.

XLI. And be it Enacted, That in the trial of any complaints as aforesaid, the members of the said Court shall be guided by the real justice and good conscience of the case, without regard to legal forms and solemnities, and shall direct themselves by the best evidence that they can procure, or that is laid before them, whether the same be such evidence as the law would require in other cases or not.

Court may regulate the form of its own proceedings.

XLII. And be it Enacted, That the said Court shall be an open Court, and shall have power to adjourn its sitting from time to time, as in its discretion it may think proper, provided that the interval of adjournment shall not in any instance exceed two days, and that the said Court shall be competent to regulate the form of its own proceedings, but that such proceedings shall in no one case extend beyond the period of five sitting days; and that if no decision be adopted by a majority within five sitting days, the president of the Court shall, on such evidence as may then be before the Court, pronounce a decision, and that every decision, whether so pronounced by the president, or by the Court, shall be final and conclusive without appeal.

Decisions to be given within five days, and to be final, without appeal.

Enquiries by court to be restricted to identity of voters, and propriety of admission or rejection of votes.

XLIII. And be it Enacted, That the Court shall not have power to enquire into the correctness of the register of any Electoral District, or into the qualification of persons whose votes may on the day of election have been either admitted or rejected, but simply into the identity of the persons, and whether their votes were improperly admitted or rejected, assuming the register to be correct.

Remuneration to president of Court.

XLIV. And be it Enacted, That the president of the Court shall be paid five guineas for each day the said Court shall sit, and the two members not being of the Council shall be paid two guineas for each such day, the other members serving gratuitously; and that the said sums be defrayed, in the first instance, by the candidate or other party presenting a petition against the return, who shall be entitled to recover that amount, and any other costs or expenses that may be awarded to him by the Court, under the hand of the president, by action of debt, from the candidate against whose return the petition shall have been presented, if he shall succeed in setting aside the return, otherwise all such costs, charges, and expenses must devolve on the petitioning candidate, or other party petitioning against the return.

Expences by whom payable.

Complaints of undue returns to be by petition to the Governor or Council.

XLV. And be it Enacted, That all complaints of the undue return of members to serve in the said Legislative Council shall be addressed in the form of a petition to the Governor or the Legislative

lative Council; and that no petition shall be noticed, nor any proceedings had thereon, unless it shall have been addressed to the Governor or the Legislative Council by a person who was a candidate at the election whereof it may be alleged that an undue return has been made, or by a number of persons who either voted or were qualified to have voted at the said election, amounting to not less than one-tenth of the whole number on the list of electors; and no petition shall be noticed which shall not be received by the Governor or the Legislative Council within twenty-one days from the day of election.

Disputed Returns.

XLVI. And be it Enacted, That the Governor, or the Legislative Council, within ten days after any such petition shall have been duly received by him, if the Legislative Council be then sitting, or if the Council be not then sitting, within ten days after its next meeting following the receipt of the said petition, shall cause the same to be referred to the Court above-mentioned; and the Governor, if such petition be addressed to him, shall cause a copy of the same to be at the same time presented to the said Legislative Council.

Petition to be referred to Court by Governor and copies presented to the Council.

XLVII. And be it Enacted, That the said court, in hearing and deciding on the merits of every such petition, shall be guided by the principles of good faith and equity, and shall receive or reject at their discretion any evidence that may be tendered to them, and shall have power to compel the attendance of witnesses, and to examine them on oath; and if the said court shall declare that any person was not duly elected, who was returned as elected by the returning officer of any Electoral District, the person so declared to have been not duly elected, shall cease to be a Member of the Council; and if the said court shall declare any person to have been duly elected who was not returned by any returning officer, the person so declared to be duly elected shall be sworn a Member of the said Council, and take his seat accordingly; and if the said Court shall declare any election to have been absolutely void, it shall be lawful for the Governor, on the same being certified to him by the president of the court, to issue a new writ for the holding of another election, such writ to be issued within ten days after such certificate shall have been made to the Governor.

Proceedings of Court on petitions.

XLVIII. And for the prevention of bribery and corruption, be it Enacted, That all and each of the following acts shall be deemed and taken to be acts of bribery and corruption on the part of any candidate, whether committed by such candidate or by any agent authorised to act for him, that is to say, the giving of money or any other article whatsoever, cockades included, to any elector, with a view to influence his vote, or the

General Provisions.

What shall be deemed Acts of Bribery and Corruption.

7 & 8 Geo. IV, cap. 37 s. 2.

General Provisions.

the holding out to him any promise or expectation of profit, advancement, or enrichment in any shape, in order to influence his vote, or making use of any threat to any voter, or otherwise intimidating him in any manner with a view to influence his vote; the treating of any voter, or the supplying him with meat, drink, lodging, or horse or carriage hire, or conveyance by steam or otherwise, whilst at such election, or whilst engaged in coming to or going from such election; the payment to any elector of any sum of money for acting or joining in any procession during such election, or before or after the same; the keeping open, or allowing to be kept open, any public house, shop, booth, or tent, or place of entertainment, whether liquor or refreshment of any kind be distributed at such place of entertainment or not; the giving of any dinner, supper, breakfast, or other entertainment, at any place whatsoever, by a candidate to any number of persons, with a view of influencing their votes.

Any of the above acts to disqualify.

XLIX. And be it Enacted, That the commission of any one of the above-mentioned acts shall, on proof thereof, by the decision of the above-mentioned court, be held to render void the election of the person committing such act, and to disqualify him from sitting and voting in the said Legislative Council, during the whole period that may intervene between the commission of the same and the time of the next general election.

Principals bound by acts of their Agents.

L. And be it Enacted, That the acts of all authorised agents of a candidate or member shall, in matters connected with elections, be held to be the acts of their principal, provided that it shall be proved to the satisfaction of the above-mentioned court that such acts were committed with his knowledge, power, or consent.

Acts of bribery and corruption by persons not being the authorised agents.

LI. And be it Enacted, That if any of the above mentioned acts, hereby declared to be acts of bribery and corruption, shall be committed by any person not the authorised agent of any candidate or member, the person so committing or having committed them, shall be deemed guilty of a misdemeanour, and may be indicted for such act as for a misdemeanour, in the Supreme Court and punished with fine not exceeding Two Hundred Pounds or imprisonment not exceeding six calendar months at the suit or on the plaint of Her Majesty's Attorney or Advocate-General, or of any registered elector of the District wherein such act of bribery or corruption shall be alleged to have been committed.

Penalty on persons receiving or offering reward for voting or withholding vote.

LII. And be it Enacted, That if any person who shall have or claim to have any right to vote in any election of a Member of

of Council for any Electoral District shall directly or indirectly ask, receive, or take any money or other reward by way of gift, employment, or other reward whatsoever for himself or for any of his family or kindred, to give his vote or to abstain from giving his vote in any such election, or if any person by himself, his friends, or by any person employed by him, shall by any gift or reward or by any promise and agreement, or security for any gift or reward, corrupt or procure any person to give his vote in any such election, or to abstain from giving the same, such offender shall for such offence forfeit the sum of fifty pounds sterling to the person who shall first sue for the same to be recovered with full costs by action of debt, bill, plaint or information in the Supreme Court.

General Provisions.

LIII. And be it Enacted, That every person who shall poll a second time, or offer to poll a second time at the same election, for any Electoral District, or who shall personate any other person for the purpose of polling at such election shall be guilty of a misdemeanor, and upon being thereof convicted shall be imprisoned for any term not more than two years, at the discretion of the Court who shall try such person.

Punishment for voting twice, or personating voters.

LIV. And be it Enacted, That for the remuneration of the collectors, every person, upon giving notice of his claim as an elector to the collector as hereinbefore mentioned, shall pay, or cause to be paid to the said collector, for his own use, the sum of One Shilling, and such notice of claim shall not be deemed valid until such sum shall have been paid.

Expenses of Collectors. how to be paid.

LV. And be it Enacted, That all booths erected, or rooms hired for the convenience of taking polls, shall be at the joint and equal expense of the several candidates, and the same shall be by contract with the candidates, if they shall think fit to make such contract, or if they shall not make such contract, then the same shall be erected or hired by the Returning Officer, at the expense of the several candidates as aforesaid, subject to such limitation as is hereinafter next mentioned, that is to say—that the expense to be incurred shall not exceed the sum of Twenty Pounds in respect of any one polling place, and that all Returning Officers, and Deputy Returning Officers, shall be paid each Two Guineas by the day; and all Clerks employed in taking the poll shall be paid each One Guinea by the day, at the expense of the candidates at such election: Provided always, that if any person shall be proposed without his consent, then the person so proposing him shall be liable to defray his share of the said expenses, in like manner as if he had been a candidate.

Candidates, or persons proposing a candidate without his consent, to be at the expense of booths and poll-clerks.

LVI. And

General Provisions.

Payment of other expenses incurred.

LVI. And be it Enacted, That all necessary and reasonable expences which shall be incurred by any persons appointed under and by virtue of this Ordinance, for the purpose of carrying into effect the several provisions hereof, and not otherwise provided for, shall, if allowed by the Governor, be paid and discharged out of the general public revenues of the Province by warrants under the hand of the Governor directed to the Colonial Treasurer.

Provision in the event of impediments of a formal nature.

LVII. And whereas divers of the Electoral Districts above named are far distant from the seat of Government, and unforeseen delays or difficulties may arise in carrying into effect the several provisions hereinbefore mentioned, in regard to the elections for the said Districts: Be it therefore Enacted, That no election for any of the said Districts shall be held to be void in consequence solely of any such delay in the holding of such election at the time appointed, or in the return of the writ, or of any impediment of a mere formal nature: Provided that the validity of such election shall be declared by the Governor, with the advice of the Executive Council, within thirty days from the day on which such election was held or ought to have been held: Provided also, that within the period of twenty days before or after the day appointed for the holding of any election, it shall be lawful for the said Governor, with the advice of the said Executive Council, to extend the time allowed for the holding of such election, or for the return of the writ issued for the same, and to adopt or cause to be adopted such measures as may be necessary to remove any obstacle by which the due course of any election may be impeded, and to supply any deficiency that may otherwise affect the same: Provided further, that any measures so adopted by the Governor with the advice of the Executive Council shall be duly notified in the *South Australian Government Gazette*.

Council may proceed to business when summoned, when there are not more than two members deficient by the non-return of writs.

LVIII. And whereas in consequence of the great extent of the Province of South Australia delays may occur in the return of the writs from some parts of the same, and by the non-return of such writs the number of the Council may not be completed on the day whereon it may be summoned to meet for the dispatch of business, and it is expedient to remove doubts which might otherwise arise as to the power of the said Council, in its incomplete state to proceed to business: Be it Enacted, That notwithstanding the non-return of any writs on or before the day whereon such writs are returnable, the Council shall be competent to proceed to business if duly summoned thereto, and provided the number of members deficient in consequence of the non-return of such writs be not greater than two.

LIX. And

LIX. And be it Enacted, That it shall and may be lawful for the Governor to assign to the persons appointed to perform any office or duty in execution of this Ordinance such remuneration for their services as to the said Governor may seem proper.

General Provisions.

Governor may order remuneration for officers.

LX. And be it Enacted, That the said Governor shall and may have power to delegate to any other person the performance of any act or thing which he is hereby empowered to perform: Provided such delegation be made under his hand and the Public Seal of the Province, and be duly announced by Proclamation in the *South Australian Government Gazette*.

Powers of Governor under this Ordinance may be given or be delegated to another.

LXI. And be it Enacted, That any and every person who may, under the provisions hereof be appointed a returning officer, or deputy returning officer, or appointed to perform any other duty under this Ordinance shall before he enters on the performance of any duty under the same, make and subscribe before a Justice of the Peace, the following declaration, and the Justice before whom such declaration may be made, is hereby required to transmit the same by the first convenient opportunity to the Colonial Secretary of South Australia.

Declaration to be made by officers before a Justice, and be transmitted to Colonial Secretary.

"I, (A.B.) do hereby declare that I accept the office of _____ and I do hereby promise and declare that I will faithfully perform the duties of the same, to the best of my understanding and ability."

LXII. And be it Enacted, That if any returning officer, or any deputy returning officer, after having accepted office as such, or any mayor or magistrate shall neglect or refuse to perform any of the duties which by the provisions hereof he is required to perform, every such returning officer, deputy returning officer, mayor, or magistrate, shall for every such offence, forfeit and pay any sum not less than ten nor exceeding two hundred pounds; and in like manner if any clerk or other officer or person appointed under this Ordinance, shall neglect or refuse to perform any of the duties which by the provisions hereof he is required to perform, every such clerk or other officer or person shall for every such offence forfeit and pay any sum not less than five and not exceeding fifty pounds.

Penalty on officers refusing or neglecting duty

LXIII. And be it Enacted, That the respective penalties before mentioned shall be recovered with full costs of suit by any person who shall sue for the same within three calendar months after the commission of such offence, by action of debt or on the case, in the

Recovery and application of penalties.

General Provisions.

the Supreme Court of the Province of South Australia; and the money so recovered shall, after payment of the costs and expenses attending the recovery thereof, be paid and apportioned as follows, that is to say—one moiety thereof to the person so suing, and the other moiety thereof to Her Majesty for the public uses of the Province and support of the Government thereof.

Where matters to be done fall on a holiday.

LXIV. And be it Enacted, That when any matter or thing shall be hereby directed to be performed on a certain day, and that day happen to be Sunday, Good Friday, Christmas Day, or other Public Holiday, the said matter or thing may be performed on the next succeeding day.

Commencement.

LXV. And be it Enacted, That this Ordinance shall commence and take effect from and after the passing thereof.

H. E. F. YOUNG.

Lieutenant-Governor.

*Passed the Legislative Council, this }
twenty-first day of February, One }
Thousand Eight Hundred and }
Fifty-one.*

F. C. SINGLETON,
Acting Clerk of Council.

SCHEDULES REFERRED TO.

A.

ELECTORAL DISTRICTS.

1. DISTRICT OF NORTH ADELAIDE.—Comprising all that portion of the City of Adelaide to the North of the River Torrens, within the exterior boundaries of the Park Lands to the North of the River Torrens.

2. DISTRICT OF EAST ADELAIDE.—Comprising all that portion of the City of Adelaide within the exterior boundaries of the Park Lands South of the River Torrens, bounded on the West by a right line running North and South through the centre of King William-street, and produced both ways to the exterior boundaries of South Adelaide.

3. DISTRICT OF WEST ADELAIDE.—Comprising all that portion of the City of Adelaide within the exterior boundaries of the Park Lands to the South of the River Torrens, bounded on the East by a right line running North and South through the centre of King William-street, and produced both ways to the exterior boundaries of South Adelaide.

4. DISTRICT OF PORT ADELAIDE.—Comprising the Hundred of Port Adelaide, and all that portion of the Hundred of Yatala being to the West of the North Road, passing along the East boundaries of Sections 2064, 348, 349, 350, 351, 352, 353, 354, 355, 356, 357, 358, 359, and 360.

5. DISTRICT OF YATALA.—Comprising all that portion of the Hundred of Yatala to the East of the North Road, passing along the East boundaries of Sections 2064, 348, 349, 350, 351, 352, 353, 354, 355, 356, 357, 358, 359, 360, together with the Hundreds of Munno Para, Talunga, and Para Wirra.

6. DISTRICT OF EAST TORRENS.—Comprising all that portion of the Hundred of Adelaide being to the East of the City of Adelaide and to the North-east of the Great Eastern Road, passing through Glen Osmond, together with all that portion of the Hundred of Onkaparinga, being to the North of the South boundary lines of Sections 5593, 5594, 5595, and 5590, and to the West of the East boundaries of Sections 5595, 5545, 5544, 5590, 5589, 5602, and 5603.

7. DISTRICT OF WEST TORRENS.—Comprising all that portion of the Hundred of Adelaide being to the West and South of the City of Adelaide, and to the South-west of the Great Eastern Road passing through Glen Osmond.

8. DISTRICT OF NOARLUNGA.—Comprising the Hundreds of Noarlunga and Willunga.

9. DISTRICT

9. DISTRICT OF MOUNT BARKER.—Comprising all that remaining portion of the Hundred of Onkaparinga not included in the Electoral District of East Torrens, together with the Hundreds of Kanmantoo and Monarto, and all that adjoining portion of the Hundred of Macclesfield being to the North of the Eastern Road, passing by Hahndorf, Section 3810, and between Sections 4463, and 4459, where it enters the Hundred of Strathalbyn.

10. DISTRICT OF HINDMARSH.—Comprising all that remaining portion of the Hundred of Macclesfield not included in the Electoral District of Mount Barker, together with the Hundred of Kuitpo, and all that remaining portion of the County of Hindmarsh not included in any other Electoral District.

11. DISTRICT OF BAROSSA.—Comprising the Hundreds of Barossa and Moorooroo, and the Town of Gawler and Suburbs being Sections numbered 1, 2, 3, 4, 5, 6, 7, 8, and 24.

12. DISTRICT OF VICTORIA.—Comprising all that remaining portion of the County of Sturt not included in any Hundred, together with the Counties of Russell, Robe, and Grey, and all remaining portions of the Province to the South-East of River Murray, being to the South of the 35th parallel of Latitude.

13. DISTRICT OF LIGHT.—The County of Light except the Hundred of Moorooroo, together with the County of Eyre, and all that North-Eastern portion of the Province being to the East of the Counties of Sturt and Eyre, and East of a meridian line running Northwards from the Great Bend of the Murray, and bounded on the South by the 35th parallel of Latitude.

14. DISTRICT OF STANLEY.—Comprising the County of Gawler except the Town of Gawler and Suburbs, being sections numbered 1, 2, 3, 4, 5, 6, 7, 8, and 24, the County of Stanley and all that Northern portion of the Province to the North of the Counties of Stanley, Light, and Eyre, except the Electoral District of the Burra, and of a line running from the South-west angle of the County of Stanley to Point Riley, bounded West by the East Coast of Spencer's Gulf, and a meridian line Northwards from the Head of Spencer's Gulf, and bounded East by a meridian line running North from the Great Bend.

15. DISTRICT OF THE BURRA.—Comprising Kooringa, Redruth, Aberdeen, together with all that remaining portion of the Province bounded South by a line passing West from the Great Bend of the River Murray along the North boundary of the County of Eyre, thence along the Northern boundary of the County of Light as far as its intersection with the East boundary of the County of Stanley, bounded on the West by a line passing North from this last-named intersection along the East boundary of the County of Stanley as far North as a trigonometrical station called "Bald Hill," North, on the North-west by a line connecting the trigonometrical station of Bald Hill, North, and

and Mount Cone, North ; on the North by a line produced due East from Mount Cone, North until it intersects a meridian line produced North from the Great Bend of the River Murray, and on the East by the said meridian line.

16. DISTRICT OF FLINDERS.—Comprising the County of Flinders, and all those portions of the Province to the Westward of the West Coast of Spencer's Gulf, and of a meridian line drawn northwards from the Head of Spencer's Gulf, together with all that portion of Yorke's Peninsula being South of a line from Point Riley to the South-west angle of the County of Stanley, together with Kangaroo Island and all Islands West of the meridian of Cape Jarvis.

B.

NOTICE BY THE COLLECTORS.

We hereby give notice, that we shall, on or before the first day of April in this year, make out a list of all persons entitled to vote in the election of a Member of Council to serve for the District of _____ in respect of property situate wholly or in part within such District: And all persons so entitled, are hereby required to deliver or transmit to us, or one of us, on or before the said first day of April in this year, a claim in writing, containing their Christian name and surname, their place of abode, the nature of their qualification, and the name of the place, and number of the sections, wherein the property in respect of which they claim to vote is situate; and each of such persons so claiming must also at the same time pay the sum of one shilling: Persons omitting to deliver or transmit such claim, or to make such payment, (not being already registered) will be excluded from the register of voters for the said District.

C.

LIST OF ELECTORS FOR THE ELECTORAL DISTRICT OF _____

Christian name and surname of each person at full length.	Nature of Qualification.	Where the property affording the qualification is situated.

(Signed) $\left. \begin{array}{l} \text{A. B.} \\ \text{C. D.} \end{array} \right\}$ Collectors.
day of

Dated at

Schedule D.

D.

NOTICE OF CLAIM.

*To the**of*

I hereby give you notice that I claim to have my name
 inserted in the Electoral List of _____ in virtue of the
 freehold property which I possess at _____ (or of the
 dwelling-house which I occupy at _____, as the case may be.)

Dated at _____

day of _____

in the year 18 _____

(Signed) JOHN STILES, of (place of abode).

E.

NOTICE OF OBJECTION.

*To the Clerk of**(and to the person objected to.)*

I hereby give you notice, that I object to the name of
 of _____ (name and describe the person objected to as in the
 electoral list), being retained on the electoral list of the

Dated this _____

(Signed) John Stiles of (here state the dwelling-house,
 or property for which he is included in
 the electoral list).

F.

LIST OF CLAIMANTS.

The following persons claim to have their names inserted in the
 electoral list of the

Christian name and Surname of each Claimant.	Nature of the property or qualification in respect to which he prefers his claim.	Place where the property or qualification is situated.

Dated at _____

(Signed) _____
this _____A.B., Clerk of the
day of _____

Schedule G

G.

LIST OF PERSONS OBJECTED TO.

The following persons have been objected to as not being entitled to have their names retained on the Electoral list for the District of

Christian name and surname of each person objected to.	Nature of the property or qualification for which his name is on the Electoral List.	Place where the property or qualification is situated.

Dated at this (Signed) A. B., Clerk of
day of

H.

VOTING PAPER.

I, (A.B.), being a Qualified Elector in respect of the under-mentioned property, do hereby vote for to
be a Member of Council for the Electoral District of

(Signed) A. B., Name of Elector, and place
where qualification is situate.