



# **STATUTES AMENDMENT (CONSTITUTION AND MEMBERS REGISTER OF INTERESTS) ACT 1994**

**No. 40 of 1994**

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ANNO QUADRAGESIMO TERTIO

**ELIZABETHAE II REGINAE**

A.D. 1994

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No. 40 of 1994

**An Act to amend the Constitution Act 1934 and the Members of Parliament (Register of Interests) Act 1983.**

[Assented to 2 June 1994]

The Parliament of South Australia enacts as follows:

**PART 1  
PRELIMINARY**

**Short title**

1. This Act may be cited as the *Statutes Amendment (Constitution and Members Register of Interests) Act 1994*.

**Commencement**

2. This Act will come into operation on a day to be fixed by proclamation.

**Interpretation**

3. A reference in this Act to the principal Act is a reference to the Act referred to in the heading to the Part in which the reference occurs.

**PART 2  
AMENDMENT OF CONSTITUTION ACT 1934**

**Amendment of s. 17—Vacation of seat in Council**

4. Section 17 of the principal Act is amended—

(a) by inserting after paragraph (a) the following paragraph:

(ab) is not or ceases to be an Australian citizen; or;

(b) by inserting after its present contents as amended by this section (now to be designated as subsection (1)) the following subsection:

(2) The seat of a member of the Legislative Council is not vacated because the member acquires or uses a foreign passport or travel document.

**Amendment of s. 31—Vacation of seat in Assembly**

5. Section 31 of the principal Act is amended—

(a) by inserting after paragraph (a) the following paragraph:

(ab) is not or ceases to be an Australian citizen; or;

(b) by striking out paragraph (d);

(c) by inserting after its present contents as amended by this section (now to be designated as subsection (1)) the following subsection:

(2) The seat of a member of the House of Assembly is not vacated because the member acquires or uses a foreign passport or travel document.

**Repeal of ss. 49 to 54**

6. Sections 49 to 54 (inclusive) of the principal Act are repealed.

**PART 3  
AMENDMENT OF MEMBERS OF PARLIAMENT (REGISTER OF  
INTERESTS) ACT 1983**

**Amendment of s. 4—Contents of returns**

7. Section 4 of the principal Act is amended—

(a) by inserting after paragraph (e) of subsection (2) the following paragraph:

(ea) particulars of any contract made during the return period between the Member or a person related to the Member and the Crown in right of the State where any monetary consideration payable by a party to the contract equals or exceeds \$7 500;;

(b) by inserting after subsection (4) the following subsection:

(4a) It will be sufficient compliance with paragraph (ea) of subsection (2) if a Member's return contains particulars of a class of contracts referred to in that paragraph (rather than particulars of the individual contracts comprised in the class) provided that each contract of the class is an ordinary commercial or arm's length contract.

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

ROMA MITCHELL Governor