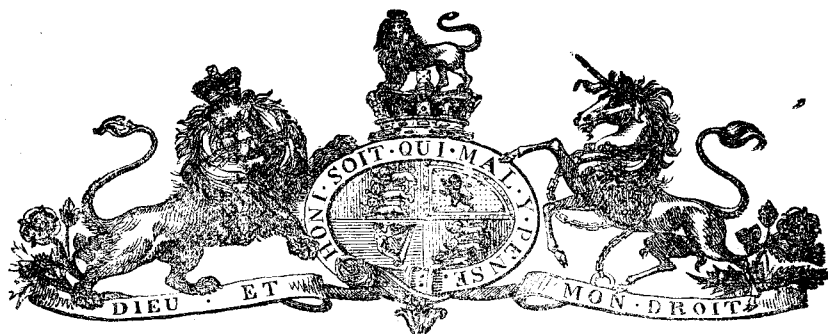


T A S M A N I A .

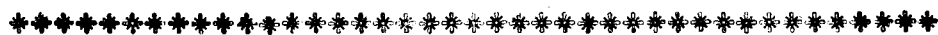


1884.

ANNO QUADRAGESIMO-OCTAVO

VICTORIÆ REGINÆ,

No. 54.



AN ACT to further amend "The Constitution A.D. 1884.  
Act."

[Reserved, 24 November, 1884 ; Royal Assent proclaimed, 23 May, 1885.]

**W**HEREAS it is expedient and necessary to amend "The **PREAMBLE.**  
Constitution Act" in certain particulars :

Be it therefore enacted by His Excellency the Governor of *Tasmania*,  
by and with the advice and consent of the Legislative Council and  
House of Assembly, in Parliament assembled, as follows :—

**1** The Act of Council of the 18th *Victoria*, No. 17, may be cited as Citation of  
"The Constitution Act;" the Act of the Parliament of *Tasmania* of 18 Vict. No. 17,  
23rd *Victoria*, No. 43, may be cited as "The Constitution Amend- 23 Vict. No. 43.  
ment Act, 1859;" the Act of the said Parliament of the 34th 34 Vict. No. 42,  
*Victoria*, No. 42, may be cited as "The Constitution Amendment and this Act.  
Act, 1870;" and this Act may be cited as "The Constitution Amend-  
ment Act, 1884."

**2** In this Act—

"Assessment Roll" means the Valuation or Assessment Roll in Interpretation.  
force for the time being in which any property situate  
within any Electoral District is comprised.

**3** Section Twelve of "The Constitution Act," and Sections Three Repeal.  
and Seven of "The Constitution Amendment Act, 1870," are hereby  
repealed: Provided this repeal shall not affect anything lawfully done  
under the authority thereof, nor any rights acquired or liabilities  
incurred thereunder.

*Constitution Amendment.*

A.D. 1884.

Qualification of Electors for the Legislative Council.

**4** Every man of the age of Twenty-one years, being a natural-born or naturalized subject of Her Majesty, or who has received Letters of Denization or a Certificate of Naturalization, shall be entitled to vote at the Election of a Member to serve in the Legislative Council—

i. If he has—

(a) A Freehold Estate in possession, legal or equitable, within the District for which his vote is to be given of the annual value of Twenty Pounds sterling :

(b) Or, a Leasehold Estate in possession situate in the District for which his vote is to be given of the annual value of Eighty Pounds : or

ii. If he possesses any of the following qualifications, and is resident in the District for which his vote is to be given ; that is to say—

(a) Is a Graduate of any University in the British Dominions, or an Associate of Arts of *Tasmania* :

(b) Or, is a Barrister or Solicitor on the Roll of the Supreme Court of *Tasmania* :

(c) Or, is a legally qualified Medical Practitioner :

(d) Or, is an officiating Minister of Religion :

(e) Or, is an Officer or retired Officer of Her Majesty's Land or Sea Forces not being on actual service, or a retired Officer of the Volunteer Force of *Tasmania* :

Qualification of Electors for the House of Assembly.

**5** Every man of the age of Twenty-one years, being a natural-born or naturalized subject of Her Majesty, or who has received Letters of Denization or a Certificate of Naturalization, shall, subject as hereinafter provided in Section Six, be entitled to vote at the Election of a Member to serve in the House of Assembly,—

i. If his name is included in the Assessment Roll as the owner or occupier of any property within the District for which his vote is to be given : or

ii. If he is in receipt of income, salary, or wages at the rate of Sixty Pounds sterling a year, and has received income, salary, or wages equal to Thirty Pounds sterling during the period of Six months next before the First day of *November* in any year, and is resident in the District for which his vote is to be given.

Certain qualifications to be only available after Twelve months' residence.

**6** No person, except his name is included in the Assessment Roll as provided by this Act, shall be entitled to vote at the Election of a Member to serve in the said House of Assembly, unless he shall have resided in *Tasmania* for the period of Twelve months next before the First day of *November* in any year.

Rations and allowances to be included in computing wages.

**7** Where any person claims to be entitled to vote at the Election of a Member to serve in the said House of Assembly in respect of a wages qualification, and such person occupies a house (hereinafter called house allowance) or is in receipt of rations in connection with his employment, or if such person is in receipt of both house allowance and rations in connection with such employment, the amount of such house allowance or rations, or of both house allowance and rations, as the case may be,

*Constitution Amendment.*

shall be included in the computation of the wages of such person, and for the purposes of such computation the following valuation shall in all cases be adopted :—

- i. In the case of house allowance, Ten Pounds sterling a year.
- ii. In the case of rations, Twenty Pounds sterling a year.
- iii. In the case of house allowance and rations, Thirty Pounds sterling a year.

**8** The words “contract or agreement” used in Section Nineteen of “The Constitution Act,” and in Section Six of “The Constitution Amendment Act, 1870,” shall not extend to, or include, or be held to mean any lease, sale, or purchase of any lands or hereditaments from or to the Crown, or any agreement for any such lease, sale, or purchase, nor shall such words be deemed to have ever extended to or included, or to have ever been lawfully held to mean any such lease, sale, or purchase, or any agreement for the same.

A. D. 1884.

Meaning of words “contract or agreement” restricted.

**9** Notwithstanding anything to the contrary in any former Act contained, it shall be lawful for any Member of the Legislative Council, by writing under his hand addressed to the Governor, to resign his seat in the said Legislative Council ; and upon such resignation the seat of such Member shall become vacant.

Members of Legislative Council may resign.

**10** Where both Houses or either House of the Parliament of *Tasmania* shall stand adjourned for more than Six days from the day of the date of the Proclamation hereinafter mentioned, it shall be lawful for the Governor to issue a Proclamation thereby declaring that the said Parliament shall meet on a day, being not less than Six days from the day of the date of such Proclamation, and the Houses of Parliament shall thereupon stand adjourned to the day and place declared in such Proclamation, notwithstanding any previous adjournment of both Houses or either House of Parliament to any longer day, and notwithstanding any former law to the contrary.

Governor may issue Proclamation for meeting of Parliament in not less than Six days from the date, notwithstanding any previous adjournment to a longer day.

**11** All and singular the Order or Orders which shall have been made by either House of Parliament, and appointed for the day to which such House of Parliament shall have been adjourned, or to any day or days subsequent thereto, other than and except any Order or Orders that shall have been specially appointed for particular days by either House of Parliament, and declared to be so fixed, notwithstanding any meeting of Parliament under this Act, and also except any Order or Orders made under the provisions of any Act of Parliament, shall be deemed and taken to have been appointed for the day on which the Parliament shall meet in pursuance of such Proclamation.

How Orders made by Parliament shall be deemed to have been appointed.

**12** The provisions contained in the last two preceding Sections shall be in addition to and not in derogation of the powers conferred upon the Governor by “The Constitutional Act,” and shall be read and construed therewith.

Preceding provisions to be in addition to powers conferred by 18 Vict. No. 17.

**13** “The Constitutional Act,” and the Acts amending the same, save as altered or amended by this Act, and this Act, shall be read and construed together as one Act.

Acts to be read together.

