



ANNO TRICESIMO PRIMO

**ELIZABETHAE II REGINAE**

A.D. 1982

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**No. 57 of 1982**

**An Act to amend the Constitution Act, 1934-1981, and to make consequential amendments to the Electoral Act, 1929-1981.**

{ *Reserved 25 March 1982*  
 { *Royal Assent proclaimed 1 July 1982* }

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

Short titles.

1. (1) This Act may be cited as the "Constitution Act Amendment Act, 1982".

(2) The Constitution Act, 1934-1981, is in this Act referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Constitution Act, 1934-1982".

Amendment of  
s. 45—  
Disqualification  
of members  
holding offices  
of profit.

2. Section 45 of the principal Act is amended by inserting after its present contents (now to be designated as subsection (1)) the following subsection:

(2) If a candidate for election as a member of Parliament holds an office of profit from the Crown he shall, unless he resigns that office before the date of the declaration of poll, be incapable of being elected.

Amendment of  
s. 49—  
Disqualification  
of persons  
holding certain  
contracts.

3. Section 49 of the principal Act is amended by inserting after its present contents (now to be designated as subsection (1)) the following subsection:

(2) An officer or employee of the Crown is not disqualified by this section from being a candidate for election as a member of the Parliament but shall, unless he resigns that office or employment before the date of the declaration of poll, be incapable of being elected.

Consequential  
amendment of  
Electoral Act.

4. (1) The Electoral Act, 1929-1981, is amended—

(a) by striking out from Form B in the third schedule the passage "I declare that I am qualified under the laws of the State" and substituting the passage "I declare that I am qualified under section 12 of the Constitution Act, 1934-1981";

and

- (b) by striking out from Form C in the third schedule the passage "I declare that I am qualified under the laws of the State" and substituting the passage "I declare that I am qualified under section 29 of the Constitution Act, 1934-1981".

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

D. B. DUNSTAN, Governor