



ANNO DUODECIMO

GEORGII V REGIS.

A.D. 1921.

No. 1499.

An Act to further amend the Electoral Code, 1908.

[*Reserved, October 13th, 1921.*
[*Royal Assent Proclaimed, February 22nd, 1922.*]

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 alone as the "Electoral Code Amendment Act, 1921." Short titles.

(2) The Electoral Acts, 1908 and 1913, and this Act may be cited together as the "Electoral Acts, 1908 to 1921." No. 971 of 1908.
No. 1147 of 1913.

2. This Act is incorporated with the other Acts mentioned in section 1 of this Act, and those Acts and this Act shall be read as one Act. Incorporation with other Acts.

3. (1) Notwithstanding anything contained in the Electoral Code, 1908, or in any other Act, whenever any vacancy occurs in the Legislative Council or the House of Assembly by reason of any member resigning his seat for the purpose of seeking election in South Australia for the Parliament of the Commonwealth of Australia, if such member when tendering his resignation notifies in writing to the President or Speaker of the House affected his intention to seek such election and his intention, in the event of his failing to secure such election, to again become a candidate for the vacancy caused by his resignation, then the issue of the writ for the election of a member to fill such vacancy shall be delayed until the result of such Commonwealth election has been officially declared by the returning officer. Vacancy occurring by reason of resignation to contest Commonwealth election.
Cf. Tas., 65, 1917 s. 2; Vict., 3119 1920, s. 2.

Electoral Code Amendment Act.—1921.

(2) If the member so resigning his seat and notifying the President or Speaker as aforesaid—

- (a) fails to secure election in South Australia for the Parliament of the Commonwealth ; and
- (b) is nominated as a candidate for the vacancy occurring by reason of his own resignation as aforesaid, the Returning Officer to whom the writ is directed shall forthwith, without holding a poll, publicly declare him to be duly elected, and the writ shall be so returned, notwithstanding anything to the contrary contained in the Electoral Code, 1908, or in any other Act.

Reserved for the signification of His Majesty the King's pleasure thereon.

W. E. G. A. WEIGALL, Governor.