



ANNO TRICESIMO PRIMO

ELIZABETHAE II REGINAE

A.D. 1982

No. 80 of 1982

An Act to provide for the holding of a referendum of electors relating to daylight saving and for other purposes.

[Assented to 9 September 1982]

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

1. This Act may be cited as the "Referendum (Daylight Saving) Act, 1982". Short title.

2. In this Act, unless the contrary intention appears— Interpretation.

"elector" means a person who is, on the date on which the referendum is held, entitled to vote for the return of a member of the House of Assembly:

"the Electoral Act" means the Electoral Act, 1929-1982, and includes the regulations in force under that Act:

"the Electoral Commissioner" means the person holding or acting in the office of Electoral Commissioner under the Electoral Act:

"general election" means an election for the return of members of the House of Assembly:

"the prescribed question" means the question set out in section 4:

"the referendum" means the submission, under this Act, of the prescribed question to the electors.

3. (1) A referendum in which the prescribed question is submitted to the electors shall be held on the same day as the general election next held after the commencement of this Act. Fixing of day for referendum.

(2) The Electoral Commissioner shall conduct the referendum by taking the votes of the electors on the prescribed question in accordance with the provisions of this Act and of the Electoral Act as it applies to the referendum.

Question to be submitted to electors.

4. (1) The question at the referendum is—Are you in favour of daylight saving?

(2) It is the duty of every elector to register a vote at the referendum.

(3) The form of the ballot-papers to be used for the purposes of the referendum shall be determined by the Electoral Commissioner.

(4) An elector who desires to register an affirmative vote on the question asked at the referendum shall write the word "Yes" in the square on the ballot-paper opposite the question and an elector who desires to register a negative vote on the question shall write the word "No" in the square on the ballot-paper opposite the question.

Application of Electoral Act to referendum.

5. (1) Subject to this Act, the provisions of the Electoral Act relating to elections for the return of members of the House of Assembly shall, with necessary adaptations and modifications, apply to, and in relation to, the referendum.

(2) For the purposes of that application, but without limiting the generality of subsection (1)—

(a) a reference in the Electoral Act to an election shall be read as a reference to the referendum;

(b) a reference in the Electoral Act to the poll shall be read as a reference to the taking of votes at the referendum;

(c) a polling place appointed for the purposes of the general election that is held on the same day as the referendum shall be a polling place for the purposes of the referendum;

(d) officers appointed for the purpose of taking votes at the general election shall be officers for the purposes of taking votes at the referendum;

and

(e) any further adaptations or modifications of the Electoral Act insofar as it applies to the referendum that are, in the opinion of the Governor, desirable for the purposes of the referendum may be made by regulation.

Declaration of result of referendum.

6. When the result of the referendum is known the Electoral Commissioner shall declare the result by notice published in the *Gazette*.

Appointment of temporary officers.

7. The Electoral Commissioner, or, with his approval, a returning officer, may appoint temporary officers to assist in holding the referendum.

Financial provision.

8. The moneys required for the purposes of this Act shall be paid out of moneys provided by Parliament for those purposes.

9. The Governor may make such regulations as are contemplated by this Act or as are necessary or expedient for the purposes of this Act. Regulations.

10. This Act shall expire on the first anniversary of the publication in the *Gazette* of the notice declaring the result of the referendum. Expiry of Act.

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

D. B. DUNSTAN, Governor