

AUSTRALIAN CAPITAL TERRITORY.

No. 6 of 1951.

AN ORDINANCE

To amend the Advisory Council Ordinance 1936-1945.

BE it ordained by the Governor-General in and over the Commonwealth of Australia, with the advice of the Federal Executive Council, in pursuance of the powers conferred by the *Seat of Government Acceptance Act 1909-1938* and the *Seat of Government (Administration) Act 1910-1947*, as follows:—

1.—(1.) This Ordinance may be cited as the *Advisory Council Ordinance 1951*.*

Short title and citation.

(2.) The *Advisory Council Ordinance 1936-1945* is in this Ordinance referred to as the Principal Ordinance.

(3.) The Principal Ordinance, as amended by this Ordinance, may be cited as the *Advisory Council Ordinance 1936-1951*.

2. Section three of the Principal Ordinance is amended—

Definitions.

(a) by inserting before the definition of “the Council” the following definition:—

“the Australian Capital Territory Electoral Regulations’ means the Australian Capital Territory Electoral Regulations in force under the *Australian Capital Territory Representation Act 1948-1949* or those Regulations as amended from time to time;” and

(b) by inserting after the definition of “the Council” the following definitions:—

“the Registrar’ means the person holding office, or acting, as the Electoral Registrar for the Territory in pursuance of regulation 6 of the Australian Capital Territory Electoral Regulations;

“the Roll’ means the Roll of electors for the Territory kept in pursuance of the Australian Capital Territory Electoral Regulations.”

* Notified in the *Commonwealth Gazette* on 22nd June, 1951.

Constitution
of Advisory
Council.

3. Section four of the Principal Ordinance is amended by omitting from sub-section (2.) the words—

“The Assistant Secretary (Civic Administration), Department of the Interior;
The Surveyor-General and Chief Property Officer, Department of the Interior; and”

and inserting in their stead the words—

“Two officers of the Department of the Interior appointed by the Minister of State for the Interior to be members of the Council; and”.

4. Section five of the Principal Ordinance is repealed and the following section inserted in its stead:—

Election of
members.

“5.—(1.) For the purposes of the election of members of the Council, the Territory shall be regarded as one electoral division returning three members.

“(2.) Subject to the next succeeding sub-section, a person is entitled to vote at an election of members of the Council if the name of that person—

- (a) is on the Roll at such time, in relation to the election, as is prescribed; or
- (b) is placed on the Roll after that time in pursuance of a claim for enrolment received by the Registrar before that time.

“(3.) A person is not entitled to vote at an election if his name is not on the Roll on the day of the election, having been removed from the Roll by the authority and direction of the Chief Electoral Officer for the Commonwealth.

“(4.) A person is entitled to be elected as a member of the Council at an election of members of the Council if—

- (a) he is entitled to vote at the election; and
- (b) he has lived in the Territory for a continuous period of six months immediately preceding the date of the election.

“(5.) The election of members of the Council shall be by ballot and shall be conducted in the prescribed manner.

“(6.) The provisions of the *Commonwealth Electoral Act* 1918-1949 or of that Act as amended from time to time, as they apply to the election of members of the Senate, apply, with such exceptions and subject to such modifications as are prescribed, to elections under this Ordinance.

“(7.) A person is not entitled to vote more than once at an election.”.

5. Section six of the Principal Ordinance is amended by omitting sub-section (1.) and inserting in its stead the following sub-section:—

Vacancies in
Council.

“(1.) Where an elected member of the Council ceases to hold office before the expiration of his term of office, the Minister may appoint to the vacant office a person—

- (a) whose name is on the Roll on the day on which the appointment is made; and
- (b) who has lived in the Territory for a continuous period of six months immediately preceding that day.”.

Dated this twenty-first day of June, 1951.

W. J. McKELL
Governor-General.

By His Excellency's Command,

W. S. KENT HUGHES
Minister of State for the Interior.