



ANNO DECIMO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1969

No. 50 of 1969

An Act to amend the Electoral Act, 1929-1965, and for other purposes.

[Assented to 27th November, 1969.]

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 as the "Electoral Act Amendment Act, 1969". Short titles.
- (2) The Electoral Act, 1929-1965, as amended by this Act, may be cited as the "Electoral Act, 1929-1969".
- (3) The Electoral Act, 1929-1965, is hereinafter referred to as "the principal Act".
2. This Act shall come into operation on a day to be fixed by proclamation. Commencement.
3. Section 4 of the principal Act is amended by striking out the passage "PART XIV.—Electoral Expenditure.". Amendment of principal Act, s. 4—
Parts.
4. Section 18 of the principal Act is amended by striking out from subsection (1) the word "Assembly" twice occurring. Amendment of principal Act, s. 18—
Arrangement with Commonwealth for keeping rolls.

Amendment of
principal Act,
s. 38—
Alteration of
rolls.

5. Section 38 of the principal Act is amended—

(a) by inserting after paragraph (a) in subsection (1) the following paragraph :—

(aa) amending any description in the particulars of an elector in consequence of the numbering or renumbering of any street or the naming or re-naming of any street or generally for bringing up to date any such description ;

and

(b) by striking out from subsection (2) the passage “if the subdivisions are in the same district” and inserting “at any time other than during the period elapsing between the issue of a writ and the holding of the election to which the writ relates”.

Repeal of
s. 39
of principal
Act.

6. Section 39 of the principal Act is repealed.

Amendment of
principal Act,
s. 44—
Objections by
other persons.

7. Section 44 of the principal Act is amended by striking out from subsection (3) the passage “five shillings” and inserting in lieu thereof the passage “one dollar”.

Amendment of
principal Act,
s. 48—
Determination
of objection.

8. Section 48 of the principal Act is amended by striking out from subsection (3) the passage “five pounds” and inserting in lieu thereof the passage “ten dollars”.

Amendment of
principal Act,
s. 50—
Issue of writ.

9. Section 50 of the principal Act is amended—

(a) by inserting in subsection (1) after the passage “subsection (2)” the passage “and subject to subsection (1a) of this section”;

and

(b) by inserting after subsection (1) the following subsection :—

(1a) The Governor shall not issue a writ for an election until after at least two days' notice of his intention so to do has been given by notice published in a daily newspaper circulating in the State.

Amendment of
principal Act,
s. 51—
Contents of
writ.

10. Section 51 of the principal Act is amended by striking out from subsection (2) the passage “six p.m. of” and inserting in lieu thereof the passage “twelve o'clock noon on”.

Amendment of
principal Act,
s. 52—
Date of
nomination.

11. Section 52 of the principal Act is amended by striking out the word “date” and inserting in lieu thereof the passage “day of issue”.

12. Section 53 of the principal Act is amended by inserting immediately after paragraph (a) the word "and".

Amendment of principal Act, s. 53—
Polling day.

13. Section 61 of the principal Act is amended by striking out from paragraph (c) the passage "twenty-five pounds in money or in Australian notes or in a banker's cheque" and inserting in lieu thereof the passage "one hundred dollars in cash or a banker's cheque for that amount".

Amendment of principal Act, s. 61—
Requisites for nomination.

14. Section 73 of the principal Act is amended—

(a) by striking out paragraph (e) of subsection (1) and inserting in lieu thereof the following paragraph:—

Amendment of principal Act, s. 73—
Application for a postal vote certificate and a postal ballot-paper.

(e) is, by reason of his membership of a religious order or his religious beliefs—

(i) precluded from attending at a polling booth;

or

(ii) precluded from voting throughout the hours of polling on polling day or throughout the greater part of those hours;

(b) by inserting in paragraph (c) of subsection (2) after the passage "an authorized witness" the passage "or, if the applicant is, by reason of illiteracy unable to sign the application, must be authenticated in the prescribed manner";

(c) by striking out from paragraph (d) of subsection (2) the passage "after the tenth day preceding the issue of the writ and before the polling day for the election to" and inserting in lieu thereof the passage "to the returning officer for the State or to";

(d) by striking out from the proviso to paragraph (d) of subsection (2) the passage "within the times above-mentioned";

(e) by inserting in the proviso to subsection (2) after the passage "unless it reaches" the passage "the returning officer for the State or";

(f) by striking out from the proviso to subsection (2) the word "six" and inserting in lieu thereof the word "five";

and

(g) by striking out from subsection (3) the passage "Fifty pounds" and inserting in lieu thereof the passage "Two hundred dollars".

Amendment of
principal Act,
s. 74—
Duty of
witnesses.

15. Section 74 of the principal Act is amended—

- (a) by inserting after the passage “own handwriting” in paragraph (b) of subsection (1) the passage “except where the applicant is, by reason of illiteracy unable to sign the application in which case he has satisfied himself that the application has been authenticated in the prescribed manner” ;
 - (b) by striking out from subsection (1) the passage “Fifty pounds” and inserting in lieu thereof the passage “Two hundred dollars” ;
 - (c) by inserting in subsection (2) after the passage “own handwriting” the passage “and set out his occupation and the address of his usual place of residence” ;
- and
- (d) by striking out from subsection (3) the passage “Fifty pounds” and inserting in lieu thereof the passage “Two hundred dollars” .

Amendment of
principal Act,
s. 75—
Issue of
certificate and
ballot-papers.

16. Section 75 of the principal Act is amended—

- (a) by inserting after the word “The” being the first word in subsection (1) the passage “returning officer for the State or the” ;
 - (b) by striking out from subsection (1) the passage “that it is properly signed by the applicant elector and is properly witnessed, and that the applicant is enrolled” and inserting in lieu thereof the following passage—
that—
 - (a) the applicant is, by reason of the provisions of subsection (1) of section 73 of this Act, entitled to apply for a postal vote certificate and postal ballot-paper ;
 - (b) the application is—
 - (i) properly signed by the applicant ;
 - or
 - (ii) authenticated in the prescribed manner,
 as the case requires ;
- and
- (c) the application is witnessed and that in relation to the witness an occupation and address have been set out in the application. ;

- (c) by striking out from the proviso to subsection (1) the word "six" and inserting in lieu thereof the word "five" ;
- (d) by inserting after the passage "preceding polling day" in the proviso to subsection (1) the passage "the returning officer for the State".
- (e) by inserting in subsection (1a) after the passage "properly signed" the passage "or properly authenticated, as the case may be," ;
- and
- (f) by striking out from the proviso to subsection (1a) the word "six" and inserting in lieu thereof the word "five".

17. Section 77 of the principal Act is repealed.

Repeal of
s. 77
of principal
Act.

18. Section 79 of the principal Act is repealed and the following section is enacted and inserted therein in its place :—

Repeal of
s. 79 of
principal Act
and enactment
of new
section—
Lost postal
ballot-paper.

79. Notwithstanding anything in section 78 of this Act where an elector to whom a postal vote certificate and a postal ballot-paper has been posted pursuant to section 75 of this Act, satisfies a returning officer or presiding officer that he has not received that postal vote certificate or postal ballot-paper then that elector if he is otherwise qualified to vote may—

(a) be permitted to vote ;

or

(b) be issued with a further postal vote certificate and postal ballot-paper (which shall be deemed to have been issued to him under section 75 of this Act),

as the case requires.

19. Section 80 of the principal Act is amended by striking out subsection (1) and inserting in lieu thereof the following subsection :—

Amendment of
principal Act,
s. 80—
Authorized
witness.

(1) Except as provided in subsection (2) of this section any person over or apparently over the age of twenty-one years or any person who is an elector of the Commonwealth is an authorized witness within the meaning of this Act.

Repeal of
s. 81 of
principal Act
and enactment
of new
section—
Directions for
postal voting.

20. Section 81 of the principal Act is repealed and the following section is enacted and inserted in its place :—

81. (1) An elector who desires to vote by means of a postal ballot-paper shall—

- (a) exhibit the ballot-paper to an authorized witness and satisfy the witness that at the time the ballot-paper was so exhibited no vote was recorded on that ballot-paper ;
- (b) except as provided in subsection (2) of this section, sign his name in his own handwriting on the postal vote certificate in the space provided for the signature of the voter ;
- (c) except as provided in subsection (2) of this section, in the presence of the witness but so that the witness cannot see the vote, mark his vote on the ballot-paper in the prescribed manner and then place the ballot-paper or cause it to be placed in the envelope addressed to the returning officer of the district to which the ballot-paper relates and fasten the envelope or cause it to be fastened ;

and

- (d) after the certificate on the envelope has been signed by an authorized witness, as required by subsection (3) of this section, post or deliver it or cause it to be posted or delivered to the returning officer of the district to which the ballot-paper relates.

(2) Where by reason of his illiteracy the elector is unable to sign his name it shall be sufficient compliance with paragraph (b) of subsection (1) of this section if the postal vote certificate is authenticated in the prescribed manner and it shall be sufficient compliance with paragraph (c) of that subsection if a person, appointed by the elector or if no such person is appointed, an authorized witness, marks the ballot-paper in accordance with the directions of the elector and places the ballot-paper so marked in the envelope addressed to the returning officer.

(3) If the witness is satisfied that the requirements of subsection (1) have been complied with he shall sign his name in the space provided on the envelope for the signature

of the witness and shall insert in the place provided his occupation and the address of his usual place of residence.

(4) Where in the opinion of the elector a ballot-paper, proposed to be posted or delivered pursuant to paragraph (d) of subsection (1) of this section, will not be received by the returning officer referred to in that paragraph before the close of poll, it shall be sufficient compliance with that paragraph if the envelope in which the ballot-paper is enclosed is addressed to and posted or delivered to any returning officer, or assistant returning officer or, on the polling day, delivered to any presiding officer.

(5) The returning officer, assistant returning officer or presiding officer referred to in subsection (4) of this section shall deal with an envelope received pursuant to that subsection in the prescribed manner.

21. Section 82 of the principal Act is amended by striking out the passage "One hundred pounds" and inserting in lieu thereof the passage "Four hundred dollars".

Amendment of principal Act, s. 82—
Duty of witness

22. Section 83 of the principal Act is amended—

Amendment of principal Act, s. 83—

(a) by striking out from paragraph (b) the passage "paragraph (f)" and inserting in lieu thereof the passage "subsection (2)";

Penalty for unlawfully marking postal ballot-paper.

(b) by striking out from paragraph (b) the passage "assisting an elector whose sight is so impaired that he cannot vote without assistance,";

and

(c) by striking out the passage "One hundred pounds" and inserting in lieu thereof the passage "Four hundred dollars".

23. Section 84 of the principal Act is amended—

Amendment of principal Act, s. 84—

(a) by striking out from subsection (1) the passage "Fifty pounds" and inserting in lieu thereof the passage "Two hundred dollars";

Penalty for failure to post or deliver postal ballot-paper and for unlawfully opening ballot-paper.

(b) by striking out from subsection (2) the passage "to paragraphs (e) or (f)" and inserting in lieu thereof the passage "to subsection (1) or (2)";

(c) by striking out from subsection (2) the passage "that paragraph" and inserting in lieu thereof the passage "either of those subsections";

and

(d) by striking out from subsection (2) the passage "Fifty pounds" and inserting in lieu thereof the passage "Two hundred dollars".

Amendment of
principal Act,
s. 85—
Duty of
persons present
when an
elector votes
by post.

24. Section 85 of the principal Act is amended—

(a) by striking out from paragraph (b) the passage "paragraph (f) of section 81 in the case of persons whose sight is impaired" and inserting in lieu thereof the passage "section 81 of this Act,";

and

(b) by striking out the passage "One hundred pounds" and inserting in lieu thereof the passage "Four hundred dollars".

Amendment of
principal Act,
s. 86—
Preliminary
scrutiny of
postal ballot-
papers.

25. Section 86 of the principal Act is amended—

(a) by striking out the passage "subsection (2)" and inserting in lieu thereof the passage "subsection (4)";

(b) by striking out paragraphs (a) and (b) and inserting in lieu thereof the following paragraphs:—

(a) examine the signature of the elector or the authentication on each postal vote certificate and examine the signature of or the authentication in respect of the same elector on the application for that certificate and allow the scrutineers to examine such signatures or authentications;

(b) if he is satisfied that the signature on the certificate is that of the elector who made the application or that the authentication on the certificate relates to the elector in respect of whom the application is authenticated as the case requires and if he is also satisfied that the envelope bearing the certificate—

(i) was received by him, any returning officer, any assistant returning officer or any presiding officer prior to the close of the poll;

or

(ii) bears a post mark disclosing a date not later than the polling day,

accept the ballot-paper for further scrutiny but, if not so satisfied, disallow the ballot-paper without opening the envelope in which it was contained :”.

26. Section 88 of the principal Act is amended by inserting in subsection (1) after the passage “to polling day,” the passage “the returning officer for the State and”.

Amendment of principal Act, s. 88—
Duty of returning officer etc., to make arrangements.

27. Section 99 of the principal Act is amended by striking out from subsection (1) the passage “Five pounds” and inserting in lieu thereof the passage “Twenty dollars”.

Amendment of principal Act, s. 99—
Provision relating to scrutineers.

28. Section 105 of the principal Act is amended—

Amendment of principal Act, s. 105—
Questions to be put to voter.

(a) by striking out from subsection (3) the word “or” immediately following paragraph (a) ;

(b) by inserting in subsection (3) after paragraph (a) the following paragraph :—

(ab) fails to answer the question referred to in subsection (1) of this section absolutely in the negative when that question is put to him ;

or ;

and

(c) by inserting after the passage “by his answer” in paragraph (b) of subsection (3) the passage “to any of the questions referred to in subsection (2) of this section”.

29. Section 109 of the principal Act is amended by striking out from subsection (2) the passage “Fifty pounds” and inserting in lieu thereof the passage “Two hundred dollars”.

Amendment of principal Act, s. 109—
Marking of votes.

30. Section 110 of the principal Act is repealed and the following section is enacted and inserted in its place :—

Repeal of s. 110 of principal Act and enactment of section in its place.
Assistance to certain voter

110. If any voter satisfies the presiding officer that he is unable to vote without assistance then that presiding officer, in the presence of another officer, shall mark the voter's ballot-paper in accordance with the voter's directions and shall thereupon fold and deposit the ballot-paper in the ballot box.

Amendment of
principal Act,
s. 118a—
Compulsory
voting for
House of
Assembly.

31. Section 118a of the principal Act is amended—

(a) by striking out from subsection (4) the following passage :—

(a) is dead ; or

(b) was ineligible to vote at the election,

and inserting in lieu thereof the following passage :—

(a) is dead ;

(b) was ineligible to vote at the election ;

or

(c) had a valid and sufficient reason for his failure to vote at the election ;

and

(b) by striking out from subsection (11) paragraph (c) and the passage “Penalty—Not less than ten shillings and not more than two pounds.” and inserting in lieu thereof the following passage :—

(c) states in such form a false reason for not having voted, or, in the case of an elector filling up or purporting to fill up a form on behalf of another elector in pursuance of subsection (7) of this section, states in such form a false reason why that other elector did not vote,

shall be guilty of an offence and shall be liable to a penalty of not less than two dollars and not more than eight dollars.

Amendment of
principal Act,
s. 124—
Penalty on
officers
marking
ballot-papers.

32. Section 124 of the principal Act is amended by striking out the passage “Ten pounds” and inserting in lieu thereof the passage “Forty dollars”.

Amendment of
principal Act,
s. 126—
Scrutiny prior
to receipt of
absent voters’
ballot-papers.

33. Section 126 of the principal Act is amended—

(a) by inserting after the word “Where” the passage “in the course of the scrutiny” ;

and

(b) by striking out the passage “which have been issued in connection with the election” and inserting in lieu thereof the passage “which have been lodged”.

Repeal of
s. 128 of
principal Act
and enactment
of new section.

34. Section 128 of the principal Act is repealed and the following section is enacted and inserted in its place :—

128 (1) The officer conducting a re-count shall, subject to this section, have the same powers as if the re-count were the scrutiny and, without limiting the generality of the foregoing, may reverse any decision given in the scrutiny as to the admission or rejection of any ballot-paper or any decision given pursuant to section 86 of this Act as to the disallowance of any ballot-paper but that officer may not reverse any decision relating to the acceptance of any ballot-paper for further scrutiny pursuant to that section.

Powers of officer conducting re-count.

(2) Nothing in this section shall be construed as effecting the exercise of any power conferred on the Court of Disputed Returns.

35. Part XIV of the principal Act being sections 135 to 143 inclusive together with the heading thereto is repealed.

Repeal of Part XIV of principal Act.

36. Section 145 of the principal Act is amended by striking out the passage "two hundred pounds" and inserting in lieu thereof the passage "eight hundred dollars".

Amendment of principal Act, s. 145—
Breach or neglect of official duty.

37. Section 152 of the principal Act is amended—

(a) by striking out from paragraph (a) the passage "two hundred pounds" and inserting in lieu thereof the passage "eight hundred dollars";

Amendment of principal Act, s. 152—
Punishment for illegal practices.

and

(b) by striking out from paragraph (b) the passage "one hundred pounds" and inserting in lieu thereof the passage "four hundred dollars".

38. Section 154 of the principal Act is amended—

(a) by striking out from the second column of the table in that section the passage "Fifty pounds" three times occurring and inserting in lieu thereof in each case the passage "Two hundred dollars";

Amendment of principal Act, s. 154—
Electoral offences.

(b) by striking out from the second column of the table in that section the passage "Ten pounds" and inserting in lieu thereof the passage "Forty dollars";

(c) by striking out from the second column of the table in that section the passage "Two pounds" and inserting in lieu thereof the passage "Eight dollars";

and

(d) by striking out from the second column of the table in that section the passage "Twenty pounds" twice occurring and inserting in lieu thereof in each case the passage "Eighty dollars".

Repeal of
s. 155
of principal
Act.

39. Section 155 of the principal Act is repealed.

Amendment of
principal Act,
s. 155a—
Publication of
matter.

40. Section 155a of the principal Act is amended by striking out from subsection (1) the passage "One hundred pounds" and inserting in lieu thereof the passage "Four hundred dollars".

Amendment of
principal Act,
s. 155b—
Prohibition of
certain
electoral
posters.

41. Section 155b of the principal Act is amended—

- (a) by striking out from subsection (1) the passage "one hundred and twenty" and inserting in lieu thereof the passage "one thousand two hundred";
- (b) by striking out from subsection (1) the passage "One hundred pounds" and inserting in lieu thereof the passage "Four hundred dollars";
- (c) by striking out subsection (2) and inserting in lieu thereof the following subsection :—

(2) A person shall not write, draw or depict any electoral matter directly on—

(a) any roadway or footpath ;
or

(b) any building, vehicle, vessel, fence, hoarding or structure of any kind without the permission (proof of which shall lie upon him) of the owner of that building, vehicle, vessel, fence, hoarding or structure.

Penalty : Four hundred dollars.;

and

- (d) by striking out subsection (3) and inserting in lieu thereof the following subsections :—

(2a) It is hereby declared that the application of subsection (1) and subsection (2) of this section extends in relation to an election or referendum although the writ for that election or referendum has not been issued.

(3) Nothing in this section shall prohibit—

- (a) the posting up, exhibiting, writing, drawing or depicting of a sign on or at the office or committee room of a candidate or political party indicating only that the office or room is the office or committee room of the candidate or party and specifying the name of the

candidate or the names of the candidates or the name of the party concerned in any case where the sign is so posted up, exhibited, written, drawn or depicted on or at such an office or committee room which is situated more than one hundred yards distant from the entrance to a polling booth ;

or

(b) the projection by means of cinematograph or other similar apparatus of electoral matter onto a screen in a public theatre, hall or premises used for public entertainment.

42. Section 156 of the principal Act is amended by striking out the passage "Fifty pounds" and inserting in lieu thereof the passage "Two hundred dollars".

Amendment of principal Act, s. 156—
Failure to transmit claim.

43. Section 168 of the principal Act is repealed and the following section is enacted and inserted in its place :—

Repeal of s. 168 of principal Act and enactment of new section—
Constitution etc. of Court.

168. (1) The Court shall—

(a) be constituted, in accordance with subsection (2), of this section by a single Judge of the Supreme Court ;

(b) subject to this Act, have the same powers, jurisdiction and authority as a Judge of the Supreme Court presiding at the trial of a civil cause ;

and

(c) be a Court of record.

(2) The Court shall be constituted—

(a) by the senior puisne Judge of the Supreme Court ;

or

(b) where the senior puisne Judge is, for any reason, not available to constitute the Court, by the puisne Judge next in order of seniority, who is so available.

44. Section 169 of the principal Act is repealed and the following section is enacted and inserted in its place :—

Repeal of s. 169 of principal Act and enactment of new section—
Method of disputing returns and jurisdiction of Court.

169. (1) The validity of any election or return may be disputed by petition addressed to the Court, but not otherwise.

(2) The Court shall have jurisdiction to hear and determine any petition referred to in subsection (1) of this section.

Repeal of
s. 170
of principal
Act and
enactment of
new section—
Requisites
of petition.

45. Section 170 of the principal Act is repealed and the following section is enacted and inserted in its place :—

170. (1) Every petition referred to in subsection (1) of section 169 of this Act, in this Part referred to as “the petition” shall—

- (a) set out the facts relied upon to invalidate the election or return ;
- (b) contain a prayer asking for the relief the petitioner claims to be entitled to ;
- (c) be signed by a candidate at the election in dispute or by a person who was qualified to vote at that election ;
- (d) be attested by two witnesses whose occupations and addresses are stated ;

and

- (e) be lodged with the Master of the Supreme Court within twenty-eight days after the day on which the writ to which it relates is returned.

(2) At the time of filing the petition, the petitioner shall deposit with the Master the sum of one hundred dollars as security for costs.

(3) Where a petition claims a seat for a person who has not been returned as a member a notice of the lodging of that petition and a copy of that petition shall forthwith be served on the person, if any, returned as a member whose election is disputed.

(4) A person served in accordance with subsection (3) of this section if he proposes to contest the petition shall within seven days after that service or such further time as may be allowed by the Court lodge with the Master of the Supreme Court and serve on the petitioner a reply.

(5) A reply referred to in subsection (4) of this section shall—

- (a) set out the facts upon which the person referred to in that subsection proposes to rely ;
- (b) ask for the relief to which that person claims to be entitled ;

(c) be signed by that person ;

and

(d) be attested by two witnesses whose occupations and addresses are stated.

46. Section 171 of the principal Act is repealed and the following section is enacted and inserted in its place :—

171. No proceedings on the petition shall be proceeded with unless the requirements of section 170 of this Act are complied with.

Repeal of s. 171 of principal Act and enactment of new section—

No proceedings to lie unless the requisites are complied with.

47. Section 172 of the principal Act is repealed and the following section is enacted and inserted in its place :—

172. The returning officer for the State shall be entitled by leave of the Court to enter an appearance in any proceedings on the petition and to be heard thereon and in such case the returning officer for the State shall be deemed to be a party respondent to the petition.

Repeal of s. 172 of principal Act and enactment of new section—

Right of returning officer for the State to be represented.

48. Sections 173, 174, 175 and 176 of the principal Act are repealed.

Repeal of ss. 173, 174, 175 and 176 of principal Act.

49. Section 177 of the principal Act is amended—

(a) by inserting after paragraph (c) of subsection (1) the following paragraph :—

(ca) with the consent of the parties to the proceedings, to receive evidence on affidavit or by statutory declaration ;

and

(b) by inserting after paragraph (h) of subsection (1) the following paragraph :—

(ha) to amend or allow the amendment of any petition or reply ;.

Amendment of principal Act, s. 177—

Power of Court.

50. Sections 178, 179 and 180 of the principal Act are repealed.

Repeal of ss. 178, 179 and 180 of principal Act.

51. Section 183 of the principal Act is amended by striking out the passage “the Clerk of the House affected” and inserting in lieu thereof the passage “the Master of the Supreme Court”.

Amendment of principal Act, s. 183—

Duty of Master in relation to a finding of illegal practice.

Repeal of s. 187 of principal Act and enactment of new sections—
Copies of petition and order to be sent to Clerk of House affected.

52. Section 187 of the principal Act is repealed and the following sections are enacted and inserted in its place :—

187. The Master of the Supreme Court shall forthwith after the filing of the petition forward to the Clerk of the House of Parliament affected by the petition a copy of the petition and after the determination of the petition shall forthwith forward to that Clerk a copy of the order of the Court.

Appearance by counsel or solicitor.

187a. Any party to any proceedings arising from the petition may be represented by counsel or solicitor.

Special case.

187b. The Court may, on the application of any of the parties to the proceedings, or of its own motion state a question of law, arising in or in relation to those proceedings, for the opinion of the full Court of the Supreme Court.

Costs.

187c. The Court may award costs against an unsuccessful party to the petition and may in its discretion recommend that all or portion of the costs be paid by the Crown.

Amendment of principal Act, s. 188—
Deposit applicable for costs.

53. Section 188 of the principal Act is amended by striking out the passage “President or Speaker (as the case may be)” and inserting in lieu thereof the word “Court”.

Amendment of principal Act, s. 189—
Other costs.

54. Section 189 of the principal Act is amended by striking out the passage “, certified by the President of the Court,”.

Amendment of principal Act, s. 198—
Regulations.

55. Section 198 of the principal Act is amended by striking out from paragraph (a) the passage “twenty pounds” and inserting in lieu thereof the passage “one hundred dollars”.

Repeal of fifth schedule to principal Act.

56. The fifth schedule to the principal Act is repealed.

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

J. W. HARRISON, Governor.