



ANNO TRICESIMO QUINTO

VICTORIÆ REGINÆ.

No. 39.

An Act to amend "The Qualification and Registration of Voters Act, 1871." A. D. 1872.

[Reserved 11th April, 1872.]

WHEREAS it is expedient to amend "The Qualification and Registration of Voters Act, 1871," by making provision for the more convenient discharge of the duties of Registrars in certain Electoral Districts, and for the more speedy revision from time to time of the Lists of Voters under the said Act: Preamble.

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of British Columbia, enacts as follows:—

1. It shall be lawful for the Lieutenant-Governor in Council to appoint two or more Registrars for any Electoral District of the Province, and by Proclamation to declare the Polling Division or Polling Divisions of the Electoral District within which such Registrars shall respectively exercise their powers, and such Registrars so appointed shall, within the Polling Division or Polling Divisions thereof for which they may have been respectively appointed, have, execute, and perform all the privileges, powers, and duties that by the principal Act are conferred upon any Registrar appointed under the said Act, and all the powers, duties, and privileges of Collectors and others within every such Polling Division or Divisions, and all the enactments and provisions of the principal Act as amended, and this Act, shall apply and operate as to all such Registrars, and the Collectors, Voters, and otherwise within every such Polling Division or Divisions, as fully and effectually to all intents and purposes as if every such Polling Division or Divisions had been and continued to be an Electoral District of British Columbia.

Two or more Registrars may be appointed for any Electoral District, and their divisions declared.

2. Nothing herein contained shall affect the powers, privileges, and duties of the Registrar of any Electoral District, except only as

Registrar of District not affected except as to division.

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regards any Polling Division of any such Electoral District in respect of which Polling Division a Registrar shall have been appointed as aforesaid by virtue of this Act.

Section 21 of principal Act amended.

3. The 21st Section of the principal Act is hereby amended by striking out the words and figures "on or before the 25th day of July in each year," and by inserting in lieu thereof the words and figures "on or before the 20th day of July in each year."

Section 22, ditto.

4. The 22nd Section of the said Act is hereby amended by striking out the words and figures "the 23rd day of July," and by inserting in lieu thereof the words and figures "the 20th day of July."

Section 28, ditto.

5. The 28th Section of the principal Act is hereby amended by striking out the words and figures "between the 10th day of August and the last day of September inclusive," and by inserting in lieu thereof the words and figure "between the 1st day of August and the last day of August inclusive;" and the said 28th Section is likewise hereby amended by striking out the words "ten days," and by inserting in lieu thereof the words "five days."

Section 40, ditto.

6. The 40th Section of the principal Act is hereby amended by striking out the words "after the last day of October in any year," and by inserting in lieu thereof the words and figures "after the 14th day of September in any year."

Section 42, ditto.

7. The 42nd Section of the principal Act is hereby amended by striking out the words and figures "on or before the 14th day of September," and by inserting in lieu thereof the words and figures "on or before the 31st day of August."

Section 43, ditto.

8. The 43rd Section of the principal Act is hereby amended by striking out the words and figures "the 14th day of September in the year wherein such register shall have been made, and the 14th day of September in the succeeding year," and by inserting in lieu thereof the words and figures "the 31st day of August in the year wherein such register shall have been made, and the 31st day of August in the succeeding year."

Section 45, ditto.]

9. The 45th Section of the principal Act is hereby amended by striking out the words "the last day of September," and by inserting in lieu thereof the words "the last day of August."

Section 3 of principal Act repealed, and new clause substituted.

10. Section 3 of the Principal Act is hereby repealed, and in lieu thereof the following shall be read:—

"Every male of the full age of Twenty-one Years, not being disqualified by this Act or by any other Law in force in this Province, being entitled within this Province to the privileges of a natural-born British Subject, having resided in this Province for six months previous to sending in his claim to vote as hereinafter mentioned, and being duly registered under the provisions of this Act, shall be

entitled to vote at the Election of a Member or Members of the Legislative Assembly. Provided that no person shall be entitled to be registered as aforesaid, who shall have been convicted of any treason, felony, or other infamous offence, unless he shall have received a free or conditional pardon for such offence, or have undergone the sentence passed upon him for such offence. Provided, also, that no natural-born British Subject who has renounced his allegiance, or sworn allegiance to any Foreign State, or become the citizen of any Foreign State, shall be entitled to be registered under the provisions of this Act, until he shall have taken the oath of allegiance to Her Majesty before some Judge of the Supreme or County Courts, Magistrate, or Justice of the Peace in this Province, which oath such Judge, Magistrate or Justice of the Peace is hereby authorized to administer in the following words:—

“I, A. B., do swear that I will be faithful and bear true allegiance to Her Majesty Queen Victoria, Her Heirs and Successors, according to Law. So help me God.”

“And such oath shall be in writing, and shall be signed by the person taking the same, and by the Judge, Magistrate, or Justice of the Peace before whom the same is taken, and shall be delivered to the person taking the same.

“But every person authorized by law to make a solemn affirmation or declaration, instead of taking an oath, may make such affirmation or declaration in lieu of the said oath; provided, that such affirmation or declaration is also in writing, and signed in the same manner as is above required when an oath is taken, and shall be in like manner delivered to the party; and the production of such oath, affirmation, or declaration shall be prima facie evidence that the person producing it, and purporting to have signed it, has duly taken or made the same.”

11. Section 8 of the principal Act is hereby amended by striking out the last line thereof.

Section 8 of the principal Act amended.

12. The Form No. 3, in the Schedule A. to principal Act is hereby repealed, and, in lieu thereof, the following shall be substituted:—

Form No. 3 in principal Act repealed, and new form substituted.

“No. 3.

“*Form of Notice of Claim to be given to the Collector.*

“*To the Collector of the Electoral District of* [or Polling Division of the Electoral District of].

“I hereby give you notice, that I claim to have my name inserted in the List of Voters for the Electoral District of [or Polling Division of the Electoral District of] in virtue of my being a natural-born [or naturalized] British Subject, as the case may be, of

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the full age of 21 years, and not disqualified by any law in force in this Province.

"Dated at this day of in the year 18
" (Signed) C. D.

"[Claimant to state his christian name and surname at full length, and add his residence, and his profession, trade, or calling.]"

Act not applicable to Chinese or Indians.

13. Nothing in this Act shall be construed to extend to or include or apply to Chinese or Indians.

Forms 3 and 4 to be furnished free of charge.

14. Notwithstanding anything to the contrary contained in Section 19 of the principal Act, the Collector of every District, or Polling Division of a District, shall furnish to all parties requiring them the Forms numbered 3 and 4, free of charge.

Short Title and construction.

15. This Act may be cited as "The Qualification and Registration of Voters Act Amendment Act, 1872," and shall be construed with and as part of "The Qualification and Registration of Voters Act, 1871," herein termed the principal Act.

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