



**PROVINCIAL GOVERNMENT (AMENDMENT) BILL
2014**

(BILL NO. 14 OF 2014)

PROVINCIAL GOVERNMENT (AMENDMENT) BILL 2014

Short title and
commencement

1. This Act may be cited as the Provincial Government (Amendment) Act, 2014, and shall come into force on the date that it is published in the Gazette.

Amendment
of section 9

2. Section 9 of the principal Act is amended by deleting subsection (1) and substituting the following -

“(1) Subject to subsection (2) an ordinary election of members of a Provincial Assembly shall –

(a) be held on the fourth anniversary of the date of the office of the previous election of members (whether it was an ordinary election or an election held under section 10(4)); or

(b) any other date that the Minister may appoint by Order published in the Gazette if the Minister -

(i) is satisfied that such action is necessary and in the public interest;

(ii) has consulted with the Premier of the relevant province; and

(iii) the date of the election is not more than 60 days before or after the date that the election would otherwise be held under paragraph (a) of this subsection.”

THE PROVINCIAL GOVERNMENT (AMENDMENT) BILL 2014

OBJECTS AND REASONS

This Bill seeks to amend the Provincial Government Act 1997, in order to permit holding of elections on a date other than the fourth anniversary of the previous election when certain circumstances make such action necessary in the public interest.

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MINISTER FOR PROVINCIAL GOVERNMENT

Time of election and term of office of members.

9. (1) Subject to subsection (2) an ordinary election of members of a Provincial Assembly shall be held on the fourth anniversary of the date of the office of previous election of members (whether it was an ordinary election or an election held under section 10(4)).

(2) If the anniversary referred to in subsection (1) falls on an excluded day the election shall be held on the next subsequent day which is not an excluded day.

(3) In this section "excluded day" in relation to an election means Saturday, Sunday and any day which is a public holiday for the purposes of the Public Holidays Act, unless it is a day appointed under section 6 of that Act for the purposes of the election.

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(4) The term of office of any member of a Provincial Assembly (whether elected at an ordinary election or otherwise) shall begin on the day on which he is elected and end with the dissolution of the Assembly.