

ELECTION FUNDING (AMENDMENT) ACT, 1981, No. 98

New South Wales



ANNO TRICESIMO

ELIZABETHÆ II REGINÆ

Act No. 98, 1981.

An Act to amend the Election Funding Act, 1981, with respect to the eligibility of parties to participate in the distribution of the Central Fund established under that Act for a general election. [Assented to, 27th August, 1981.]

Election Funding (Amendment).

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

Short title.

1. This Act may be cited as the "Election Funding (Amendment) Act, 1981".

Amendment of Act No. 78, 1981.

2. The Election Funding Act, 1981, is amended in the manner set forth in Schedule 1.

SCHEDULE 1.

(Sec. 2.)

AMENDMENTS TO THE ELECTION FUNDING ACT, 1981.

(1) Section 59 (2) (d)—
Omit "and by no other party".

(2) Section 59 (3)–(6)—

After section 59 (2), insert:—

(3) Where the Authority is satisfied that 2 or more registered parties endorse a group for a periodic Council election and that the members of the group each claim to be endorsed by those parties—

(a) those parties shall, for the purposes of the application of sections 62 and 63 to and in respect of the general election concerned, be deemed, in relation to that group, to constitute one registered party instead of 2 or more registered parties;

Election Funding (Amendment).

SCHEDULE 1—continued.**AMENDMENTS TO THE ELECTION FUNDING ACT, 1981—continued.**

- (b) the amount calculated in accordance with this Part as being payable from the Central Fund for that general election to the party so deemed to be constituted shall not be so payable, but shall instead be payable from that fund to those 2 or more registered parties in—
 - (i) equal shares; or
 - (ii) such other shares as the registered agents of those parties agree upon in relation to that general election and as are specified in a direction in writing signed by them and served on the Authority; and
 - (c) no amounts, other than those payable by virtue of this subsection, are payable from that fund to those 2 or more registered parties in respect of that general election.
 - (4) If a registered party would, but for this subsection, be entitled to be paid 2 or more amounts by virtue of subsection (3), the party is entitled to be paid only one of those amounts, being an amount that is not smaller than any other of those amounts.
 - (5) A direction referred to in subsection (3) (b) (ii) remains effective until revoked by the registered agents of the parties concerned and notice in writing of the revocation is served on the Authority.
 - (6) In a case where a part only of a group is endorsed by a party, the references in subsection (2) (c) and (e) to “the group” shall be construed as references to the whole group in which the part is included.
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