



New South Wales

# Local Government Amendment (Election Date) Act 2008 No 3

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New South Wales

## **Local Government Amendment (Election Date) Act 2008 No 3**

Act No 3, 2008

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An Act to amend the *Local Government Act 1993* to change the date for the holding of ordinary elections of councillors in and after 2008. [Assented to 19 March 2008]

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**The Legislature of New South Wales enacts:**

**1 Name of Act**

This Act is the *Local Government Amendment (Election Date) Act 2008*.

**2 Commencement**

This Act commences on the date of assent to this Act.

**3 Amendment of Local Government Act 1993 No 30**

The *Local Government Act 1993* is amended as set out in Schedule 1.

**4 Repeal of Act**

- (1) This Act is repealed on the day following the day on which this Act commences.
- (2) The repeal of this Act does not, because of the operation of section 30 of the *Interpretation Act 1987*, affect any amendment made by this Act.

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## Schedule 1 Amendments

(Section 3)

**[1] Section 287 When is an ordinary election of councillors held?**

Omit section 287 (1). Insert instead:

- (1) An ordinary election of the councillors for an area is to be held on the second Saturday of September 2008 and on the second Saturday of September in every fourth year after 2008.

**[2] Schedule 8 Savings, transitional and other provisions consequent on the enactment of other Acts**

Insert at the end of clause 1 (1):

*Local Government Amendment (Election Date) Act 2008*

**[3] Schedule 8, Part 29**

Insert after Part 28 of Schedule 8:

### **Part 29 Provisions consequent on enactment of Local Government Amendment (Election Date) Act 2008**

**91 Effective date of party registration for the purposes of September 2008 elections**

- (1) This clause applies in relation to the ordinary elections of councillors to be held in 2008 and any other concurrent elections, constitutional referendums or council polls to be held under this Act.

- (2) Section 66FA of the *Parliamentary Electorates and Elections Act 1912*, as applied by section 320 of this Act, does not apply to a political party that became registered under Part 7 of Chapter 10 on or before 27 August 2007.

**Note.** Section 66FA of the *Parliamentary Electorates and Elections Act 1912* (which applies to parties registered under that Act and is applied, with modifications, to parties registered under the *Local Government Act 1993*) provides that the registration of a party does not become effective until the first anniversary of its registration for the purposes of party endorsement on ballot-papers, the nomination of candidates by a party, and the registration of electoral material by a party.

[Agreement in principle speech made in Legislative Assembly on 27 February 2008  
Second reading speech made in Legislative Council on 5 March 2008]

BY AUTHORITY