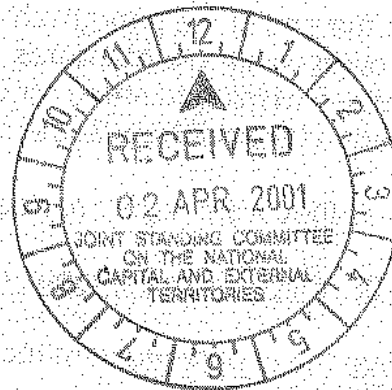


Our Reference: X2000/0362

Contact:

Mr Richard Selth
Secretary
Joint Standing Committee on the National Capital
and External Territories
Parliament House
CANBERRA ACT 2600



Dear Mr Selth

I refer to this Department's submission of 2 March 2001 to the Committee's inquiry into Norfolk Island electoral matters. I would like to submit the following three amendments to this submission.

Page 1, last paragraph

Replace: "Under the *Norfolk Island Act 1979* (Cth), territory laws relating to the Norfolk Island Legislative Assembly and electoral provisions are non-scheduled matters; that is, they are not listed in Schedules 2 or 3 of the *Norfolk Island Act 1979* (Cth) and are therefore reserved for the Governor-General's pleasure."

With: "Under the *Norfolk Island Act 1979* (Cth), with the exception of the following Schedule 2 powers:

- The maintenance of rolls of residents of the Territory;
- Matters in respect of which duties, powers, functions or authorities are expressly imposed or conferred on executive members by or under laws in force in the Territory other than a matter that relates to immigration or the operation of the *Immigration Act 1980* of the Territory;
- Matters incidental to or consequential on the execution of executive authority;
- Remuneration, allowances and other entitlements in respect of services of members of the Legislative Assembly, members of the Executive Council and other offices in or in connection with the Legislative Assembly that can be held only by members of the Assembly;

territory laws relating to the Norfolk Island Legislative Assembly and electoral provisions are non-scheduled matters; that is, they are not listed in Schedules 2

or 3 of the *Norfolk Island Act 1979* (Cth) and are therefore reserved for the Governor-General's pleasure."

Page 10, paragraph 3:

Add to the end of the paragraph: "Citizenship is a requirement for candidature to many other western legislatures. For example Norfolk Islanders and other Australians wishing to stand for election to the New Zealand Parliament are required to take out New Zealand citizenship."

“, unless they were registered as an elector on 22 August 1975”

Page 38, third row of the table, last column:

Remove the underlined sentence: "Also removed requirement to hold Australian citizenship."

Add an additional row at page 37, after row dealing with "1985 - *Norfolk Island Act 1979* (Cth) amended." which states that the "Statute Law Revision (Status) (No3) Act 1986 (NI), among other things, removed references to Australian citizenship from the Legislative Assembly Act 1979 (NI)."

Should you have any queries on this matter, please do not hesitate to contact Sue Strickland on 6274 8091.

Yours sincerely



Dianne Gayler
Assistant Secretary
Regional Support and Self-Governing Territories Branch

2 April 2001