

1995
THE LEGISLATIVE ASSEMBLY
FOR THE AUSTRALIAN CAPITAL TERRITORY

(As presented)

(Ms Follett)

**Oaths and Affirmations (Amendment)
Bill 1995**

**A BILL
FOR
An Act to amend the *Oaths and Affirmations
Act 1984***

The Legislative Assembly for the Australian Capital Territory enacts as follows:

Short title

- 5 1. This Act may be cited as the *Oaths and Affirmations (Amendment) Act 1995*.

Commencement

2. This Act commences on the day on which it is notified in the *Gazette*.

Principal Act

- 10 3. In this Act, "Principal Act" means the *Oaths and Affirmations Act 1984*.¹

Job No.: 1995/81

Insertion

4. After section 6 of the Principal Act the following section is inserted:

Oath or affirmation by member of Assembly

- 5 “6A. Notwithstanding subsection 9 (1) of the *Australian Capital Territory (Self-Government) Act 1988* of the Commonwealth, the oath or affirmation to be made and subscribed by a member of the Legislative Assembly before taking his or her seat shall be in accordance with the form specified in Schedule 1A.”.

Insertion

- 10 5. Before section 11 of the Principal Act the following section is inserted in Part III:

Authority to administer oath or affirmation to a member of the Assembly

- 15 “10A. An oath or affirmation referred to in section 6A shall be made and subscribed before the Chief Justice of the Supreme Court or a Judge of that Court authorised by the Chief Justice.”.

Authority to administer oath etc.

6. Section 11 of the Principal Act is amended by omitting from subsection (1) “An oath” and substituting “Subject to section 10A, an oath”.

- 20 **Alternative form and manner for oath**

6. Section 21 of the Principal Act is amended by omitting “section 15” and substituting “sections 6A and 15”.

Schedule

- 25 7. After Schedule 1 to the Principal Act the Schedule set out in the Schedule to this Act is inserted.

Application

8. The amendments made by this Act apply in relation to a member of the Legislative Assembly who becomes eligible to take his or her seat after the commencement of this Act.

SCHEDULE

Section 7

SCHEDULE 1A

Section 6A

OATH AND AFFIRMATION BY MEMBER OF LEGISLATIVE ASSEMBLY

OATH

I, A.B., swear that I will faithfully serve the people of the Australian Capital Territory as a member of the Legislative Assembly and discharge my responsibilities according to law.
SO HELP ME GOD.

AFFIRMATION

I, A.B., solemnly declare and affirm that I will faithfully serve the people of the Australian Capital Territory as a member of the Legislative Assembly and discharge my responsibilities according to law.

NOTE

Principal Act

1. Reprinted as at 30 June 1991. See also Act No. 81, 1994.