

**FIRST SUPPLEMENT TO THE GIBRALTAR  
GAZETTE**

**No. 2,274 of 6th FEBRUARY, 1986**

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I ASSENT,  
J. K. E. BROADLEY,  
ACTING GOVERNOR.  
6th February, 1986.



**GIBRALTAR. No.1 of 1986.**

AN ORDINANCE to amend the House of Assembly Ordinance.

ENACTED by the Legislature of Gibraltar.

**Short Title.**

1. This Ordinance may be cited as the House of Assembly (Amendment) Ordinance, 1986.

**Amendment of Section 3.**

2. Section 3 of the House of Assembly Ordinance is amended-

- (a) by deleting the word `both' in line 4 of subsection (1);
- (b) by repealing the first paragraphs (a) and (b) of sub-section (1) and substituting the following new paragraphs:-

"(i) have lived in Gibraltar during the whole of the qualifying period;

(ii) intend to live in Gibraltar either permanently or indefinitely; and

(iii) are, on the qualifying date and on the date of the poll, British citizens, British Dependent Territories citizens, British Overseas citizens or British subjects under the British Nationality Act 1981, and are 18 years of age or over and are not subject to any legal incapacity to vote:".

(c) by inserting after subsection (1) the following new subsections:-

"(1A) In determining questions arising under subsection (1) (i) as to whether a person has lived in Gibraltar during the whole of the qualifying period regard shall be had to the purpose and other circumstances, as well as to the fact, of his presence in or absence from Gibraltar".

(1B) For the purposes of subsection (1) (ii) the following presumptions shall apply:-

(a) where a person has his home in Gibraltar, he shall be presumed to intend to live in Gibraltar permanently or indefinitely;

(b) where a person has more than one home, he shall be presumed to live permanently or indefinitely in that place in which he has his principal home;

(c) where a person is stationed in Gibraltar for the principal purpose of carrying on a business, profession or occupation, and his wife and children, if any, have their home outside Gibraltar, he shall be presumed to intend to live permanently or indefinitely in the latter place.".

[1 of 1986] House of Assembly (Amendment) Ordinance, 1986

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Passed by the Gibraltar House of Assembly on the 28th day of January, 1986.

P. A. GARBARINO,  
Clerk to the Assembly.