To the Assistant Minister for Finance, Charities and Electoral Matters

**Notification of Determination**

**Section 49 Certificate – *Commonwealth Electoral Act 1918***

I, Tom Rogers, Electoral Commissioner**, hereby certify that**:

Pursuant to section 46 of the *Commonwealth Electoral Act 1918* (the Electoral Act), I have this day ascertained the number of the people of the Commonwealth, States and Territories, and those numbers are as follows:

|  |  |  |
| --- | --- | --- |
| **The Commonwealth** | 24,845,330 |  |
| **The States** |  |  |
| New South Wales | 8,128,984 |  |
| Victoria | 6,651,074 |  |
| Queensland | 5,129,996 |  |
| Western Australia | 2,639,080 |  |
| South Australia | 1,759,184 |  |
| Tasmania | 537,012 |  |
| **The Territories** |  |  |
| Australian Capital Territory | 440,253 |  |
| Northern Territory | 247,280 |  |
| Norfolk Island | 1,742 |  |
| The Territory of Cocos (Keeling) Islands | 563 |  |
| The Territory of Christmas Island | 1,956 |  |
| Australian Antarctic Territory | 220 |  |
| Territory of Heard Island and McDonald Islands | 0 |  |
| Coral Sea Islands Territory | 4 |  |
| Territory of Ashmore and Cartier Islands | 0 |  |

Pursuant to section 48 of the Electoral Act, I have this day determined the number of members of the House of Representatives to be chosen in the States and Territories at a general election to be as follows:

|  |  |  |
| --- | --- | --- |
| **State/Territory** | **Number of members of the House of Representatives to be chosen in the State or Territory** | |
| **The States** |  |  |
| New South Wales | 47 |  |
| Victoria | 39 |  |
| Queensland | 30 |  |
| Western Australia | 15 |  |
| South Australia | 10 |  |
| Tasmania | 5 |  |
| **The Territories** |  |  |
| Australian Capital Territory | 3 |  |
| Northern Territory | 1 |  |
| Norfolk Island | 0 |  |
| The Territory of Cocos (Keeling) Islands | 0 |  |
| The Territory of Christmas Island | 0 |  |
| Australian Antarctic Territory | 0 |  |
| Territory of Heard Island and McDonald Islands | 0 |  |
| Coral Sea Islands Territory | 0 |  |
| Territory of Ashmore and Cartier Islands | 0 |  |
| **TOTAL** | **150** |  |

As required by section 49 of the Electoral Act, the following tables provide details of the statistical information supplied by the Australian Statistician, the adjustments made to the statistical information supplied by the Australian Statistician, calculations involved in arriving at those adjusted numbers, and the calculations involved in the making of the determination of the number of members of the House of Representatives to be chosen in the States and Territories at a general election.

1. **Reference date**

The 2019 federal election was held on Saturday 18 May 2019.

In the 46th Parliament, the first meeting of the House of Representatives was held on Tuesday 2 July 2019.

The reference day is Friday 3 July 2020.

1. **Number of the people of the States and Territories as ascertained by the Electoral Commissioner**

This ascertainment has been made using statistics supplied to the Electoral Commissioner by the Australian Statistician on 18 June 2020 in accordance with section 47 of the Electoral Act. The information supplied is reproduced in Tables 11 and 12.

#### **Table 1: Number of the people of the States and Territories as ascertained by the Electoral Commissioner**

|  |  |  |  |
| --- | --- | --- | --- |
| **State/Territory** | **Population supplied by the Australian Statistician** | **Adjustment** | **Population as ascertained by the Electoral Commissioner** |
| New South Wales | 8,128,984 | 0 | 8,128,984 |
| Victoria | 6,651,074 | 0 | 6,651,074 |
| Queensland | 5,129,996 | 0 | 5,129,996 |
| Western Australia | 2,639,080 | 0 | 2,639,080 |
| South Australia | 1,759,184 | 0 | 1,759,184 |
| Tasmania | 537,012 | 0 | 537,012 |
| Australian Capital Territory | 427,419 | 398 | 427,817 |
| Northern Territory | 244,761 | 0 | 244,761 |
| Norfolk Island | 1,742 | 0 | 1,742 |
| The Territory of Cocos (Keeling) Islands | 563 | 0 | 563 |
| The Territory of Christmas Island | 1,956 | 0 | 1,956 |
| Australian Antarctic Territory | 220 | 0 | 220 |
| Territory of Heard Island and McDonald Islands | 0 | 0 | 0 |
| Coral Sea Islands Territory | 4 | 0 | 4 |
| Territory of Ashmore and Cartier Islands | 0 | 0 | 0 |

Note: 1) Pursuant to section 38A of the Electoral Act, the Australian Capital Territory includes the Jervis Bay Territory.

1. **The population quota**

To determine the number of members of the House of Representatives each state and territory is entitled to, the Electoral Commissioner is required to calculate the population quota using the following formula:

|  |  |  |
| --- | --- | --- |
| Population quota | = | Number of the people of the Commonwealth as ascertained by the Electoral Commissioner |
| Twice the number of senators for the States |

#### **Table 2: Number of the people of the Commonwealth as ascertained by the Electoral Commissioner**

|  |  |
| --- | --- |
| **State** | **Population as ascertained by the Electoral Commissioner** |
| New South Wales | 8,128,984 |
| Victoria | 6,651,074 |
| Queensland | 5,129,996 |
| Western Australia | 2,639,080 |
| South Australia | 1,759,184 |
| Tasmania | 537,012 |
| **The Commonwealth** | **24,845,330** |

Note: 1) Pursuant to section 45 of the Electoral Act, the number of the people of the Commonwealth does not include the people of the Territories.

#### **Table 3: Population quota**

|  |  |
| --- | --- |
| Number of the people of the Commonwealth as ascertained by the Electoral Commissioner | 24,845,330 |
| Twice the number of senators for the States  (2 x (12 x 6)) | 144 |
| Population quota | 172,537.013889 |

1. **Number of members for the states**

To calculate the number of members of the House of Representatives for a state, the ascertained number of people of the state is divided by the population quota, and the result rounded to the nearest whole number.

|  |  |  |
| --- | --- | --- |
| Number of members for a state | = | Ascertained population of individual state |
| Population quota |

#### **Table 4: Calculation of the number of members of the House of Representatives to which each State is entitled to**

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| **State/Territory** | **Number of people of the State ascertained by the Electoral Commissioner** | **Population quota** | **Number of members of the House of Representatives** | **Number of members of the House of Representatives – application of rounding rule** |
| New South Wales | 8,128,984 | 172,537.01389 | 47.11443543 | 47 |
| Victoria | 6,651,074 | 172,537.01389 | 38.54867921 | 39 |
| Queensland | 5,129,996 | 172,537.01389 | 29.7327274 | 30 |
| Western Australia | 2,639,080 | 172,537.01389 | 15.29573244 | 15 |
| South Australia | 1,759,184 | 172,537.01389 | 10.19598033 | 10 |
| Tasmania | 537,012 | 172,537.01389 | 3.112445196 | 5 |

Note: 1) Pursuant to paragraph 48(2)(b) of the Electoral Act, where there is a remainder greater than one-half of the quota, one more member shall be chosen.

2) Section 24 of the Commonwealth of Australia Constitution Act specifies the requirements for the composition of the House of Representatives, requiring that ‘… five members at least shall be chosen in each Original State’. Original States are defined in section 6 as meaning ‘… such States are parts of the Commonwealth at its establishment’. As Tasmania is an Original State, it is guaranteed a minimum of five members of the House of Representatives.

1. **Number of members for the territories**

To calculate the number of members of the House of Representatives for a state, the ascertained number of people of the state is divided by the population quota, and the result rounded to the nearest whole number.

|  |  |  |
| --- | --- | --- |
| Number of members for a territory | = | Ascertained population of individual territory |
| Population quota |

#### **Table 5: Calculation of the number of members of the House of Representatives to which each Territory is entitled to**

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| **State/Territory** | **Number of people of the Territory ascertained by the Electoral Commissioner** | **Population quota** | **Number of members of the House of Representatives** | **Number of members of the House of Representatives – application of rounding rule** |
| Australian Capital Territory | 427,817 | 172,537.01389 | 2.479566502 | 2 |
| Northern Territory | 244,761 | 172,537.01389 | 1.418599954 | 1 |
| Norfolk Island | 1,742 | 172,537.01389 | 0.010096384 | 0 |
| The Territory of Cocos (Keeling) Islands | 563 | 172,537.01389 | 0.003263068 | 0 |
| The Territory of Christmas Island | 1,956 | 172,537.01389 | 0.011336698 | 0 |
| Australian Antarctic Territory | 220 | 172,537.01389 | 0.001275089 | 0 |
| Territory of Heard Island and McDonald Islands | 0 | 172,537.01389 | 0 | 0 |
| Coral Sea Islands Territory | 4 | 172,537.01389 | 0.000023183 | 0 |
| Territory of Ashmore and Cartier Islands | 0 | 172,537.01389 | 0 | 0 |

Note: 1) Pursuant to paragraph 48(2A)(a) of the Electoral Act, where there is a remainder less than or equal to 0.5, no member of the House of Representatives is to be chosen for that Territory.

2) Pursuant to paragraph 48(2A)(b) of the Electoral Act, where there is a remainder of greater than 0.5 and less than or equal to 1.5, one member of the House of Representatives is to be chosen for that Territory.

3) Pursuant to paragraph 48(2A)(c) of the Electoral Act, in any other case, where there is a remainder greater than one-half of the quota, one more member shall be chosen.

1. **Adjustments for the Australian Capital Territory to incorporate Norfolk Island**

Pursuant to sub-section 48(2C) of the Electoral Act, as Norfolk Island is not entitled to a member of the House of Representatives, the population is added to the population of the Australian Capital Territory and the number of members of the House of Representatives to which the Australian Capital Territory is entitled is recalculated. See Tables 6 and 7.

#### **Table 6: Adjustments to the population of the Australian Capital Territory**

|  |  |
| --- | --- |
| Number of the people of the Australian Capital Territory as ascertained by the Electoral Commissioner | 427,817 |
| Number of the people of Norfolk Island as ascertained by the Electoral Commissioner | 1,742 |
| Adjusted population of the Australian Capital Territory as ascertained by the Electoral Commissioner | 429,559 |

Note: 1) Number of people of the Australian Capital Territory and Norfolk Island as ascertained by the Electoral Commissioner is in Table 1.

#### **Table 7: Calculation of the number of members of the House of Representatives to which the Australian Capital Territory is entitled to**

|  |  |
| --- | --- |
| Number of the people of the Australian Capital Territory as ascertained by the Electoral Commissioner | 429,559 |
| Population quota | 172,537.01389 |
| Number of members of the House of Representatives for the Australian Capital Territory | 2.489662886 |
| Number of members of the House of Representatives for the Australian Capital Territory – application of rounding rule | 2 |

Note: 1) The number of people of the Australian Capital Territory as ascertained by the Electoral Commissioner is in Table 6.

2) Pursuant to paragraph 48(2A)(a) of the Electoral Act, where there is a remainder less than or equal to 0.5, no member of the House of Representatives is to be chosen for that Territory.

3) Pursuant to paragraph 48(2A)(b) of the Electoral Act, where there is a remainder of greater than 0.5 and less than or equal to 1.5, one member of the House of Representatives is to be chosen for that Territory.

4) Pursuant to paragraph 48(2A)(c) of the Electoral Act, in any other case, where there is a remainder greater than one-half of the quota, one more member shall be chosen.

1. **Adjustments for the Northern Territory to incorporate Christmas Island and Cocos (Keeling) Islands**

Pursuant to sub-section 48(2C) of the Electoral Act, as the Territory of Cocos (Keeling) Islands and the Territory of Christmas Island are not entitled to a member of the House of Representatives, the populations of both are added to the population of the Northern Territory and the number of members of the House of Representatives to which the Northern Territory is entitled is recalculated. See Tables 8 and 9.

#### **Table 8: Adjustments to the population of the Northern Territory**

|  |  |
| --- | --- |
| Number of the people of the Northern Territory as ascertained by the Electoral Commissioner | 244,761 |
| Number of the people of the Territory of Cocos (Keeling) Islands as ascertained by the Electoral Commissioner | 563 |
| Number of the people of the Territory of Christmas Island as ascertained by the Electoral Commissioner | 1,956 |
| Adjusted population of the Northern Territory as ascertained by the Electoral Commissioner | 247,280 |

Note: 1) The number of people of the Northern Territory, the Territory of Cocos (Keeling) Islands and the Territory of Christmas Island as ascertained by the Electoral Commissioner is in Table 1.

#### **Table 9: Calculation of the number of members of the House of Representatives to which the Northern Territory is entitled to**

|  |  |
| --- | --- |
| Number of the people of the Northern Territory as ascertained by the Electoral Commissioner | 247,280 |
| Population quota | 172,537.01389 |
| Number of members of the House of Representatives for the Northern Territory | 1.43319972 |
| Number of members of the House of Representatives for the Northern Territory – application of rounding rule | 1 |

Note: 1) The number of people of the Northern Territory as ascertained by the Electoral Commissioner is in Table 8.

2) Pursuant to paragraph 48(2A)(a) of the Electoral Act, where there is a remainder less than or equal to 0.5, no member of the House of Representatives is to be chosen for that Territory.

3) Pursuant to paragraph 48(2A)(b) of the Electoral Act, where there is a remainder of greater than 0.5 and less than or equal to 1.5, one member of the House of Representatives is to be chosen for that Territory.

4) Pursuant to paragraph 48(2A)(c) of the Electoral Act, in any other case, where there is a remainder greater than one-half of the quota, one more member shall be chosen.

1. **Adjustments for the Australian Capital Territory and Northern Territory**

Where the number of members of the House of Representatives to which the Australian Capital Territory is entitled is equal to a whole number (known as the ‘relevant whole number’) and a remainder that is less than or equal to one-half of the population quota, sub-section 48(2E) of the Electoral Act specifies an additional calculation be performed which, under specified circumstances, will result in the ascertained population being altered which may result in the entitlement increasing. The ascertained population is altered if the following holds true:

(Population quota x Relevant whole number and one-half) – (Ascertained population of the Australian Capital Territory) ≤ Twice the standard error of the Australian Statistician’s estimate of the net undercount for the Australian Capital Territory at the last Census

Australian Capital Territory

#### **Table 10: Calculations to determine whether sub-section 48(2E) of the Electoral Act applies to the Australian Capital Territory**

|  |  |
| --- | --- |
| Relevant whole number | 2 |
| Relevant whole number + 0.5 | 2.5 |
| Population quota | 172,537.013889 |
| Number of people required to achieve 2.5 quotas | 431,342.5347 |
| Number of the people of the Australian Capital Territory as ascertained by the Electoral Commissioner | 429,559 |
| Difference between the number of people required to achieve 2.5 quotas and the ascertained population | 1,783.534722 |
| Twice the standard error of the estimated net undercount for the Australian Capital Territory | 10,694 |
| Is the difference less than twice the standard error? | Yes |
| Does sub-section 48(2E) of the Electoral Act apply to the Australian Capital Territory? | Yes |

Note: 1) The number of people of the Australian Capital Territory as ascertained by the Electoral Commissioner is in Table 6.

2) In accordance with sub-section 48(2F) of the Electoral Act, the ascertained population of the Australian Capital Territory is taken to never have been made. The number of the people of the Australian Capital Territory is increased by a number equal to twice the standard error of the estimated net undercount for the Australian Capital Territory.

#### **Table 11: Adjustment to the population of the Australian Capital Territory and recalculation of the number of members of the House of Representatives to which the Australian Capital Territory is entitled to**

|  |  |
| --- | --- |
| Number of the people of the Australian Capital Territory as ascertained by the Electoral Commissioner | 429,559 |
| Twice the standard error of the estimated net undercount for the Australian Capital Territory | 10,694 |
| Adjusted population of the Australian Capital Territory as ascertained by the Electoral Commissioner | 440,253 |
| Population quota | 172,537.01389 |
| Number of members of the House of Representatives for the Australian Capital Territory | 2.55164379 |
| Number of members of the House of Representatives for the Australian Capital Territory – application of rounding rule | 3 |

Note: 1) The number of people of the Australian Capital Territory as ascertained by the Electoral Commissioner is in Table 6.

2) Pursuant to paragraph 48(2A)(a) of the Electoral Act, where there is a remainder less than or equal to 0.5, no member of the House of Representatives is to be chosen for that Territory.

3) Pursuant to paragraph 48(2A)(b) of the Electoral Act, where there is a remainder of greater than 0.5 and less than or equal to 1.5, one member of the House of Representatives is to be chosen for that Territory.

4) Pursuant to paragraph 48(2A)(c) of the Electoral Act, in any other case, where there is a remainder greater than one-half of the quota, one more member shall be chosen.

Northern Territory

#### **Table 12: Calculations to determine whether sub-section 48(2E) of the Electoral Act applies to the Northern Territory**

|  |  |
| --- | --- |
| Relevant whole number | 1 |
| Relevant whole number + 0.5 | 1.5 |
| Population quota | 172,537.013889 |
| Number of people required to achieve 2.5 quotas | 258,805.5208 |
| Number of the people of the Northern Territory as ascertained by the Electoral Commissioner | 247,280 |
| Difference between the number of people required to achieve 2.5 quotas and the ascertained population | 11,525.52083 |
| Twice the standard error of the estimated net undercount for the Northern Territory | 7,440 |
| Is the difference less than twice the standard error? | No |
| Does sub-section 48(2E) of the Electoral Act apply to the Northern Territory? | No |

Note: 1) The number of people of the Northern Territory as ascertained by the Electoral Commissioner is in Table 6.

2) In accordance with sub-section 48(2F) of the Electoral Act, the ascertained population of the Northern is taken to never have been made. The number of the people of the Northern Territory is increased by a number equal to twice the standard error of the estimated net undercount for the Northern Territory.

1. **Information supplied by the Australian Statistician**

#### **Table 13: Populations supplied by the Australian Statistician in accordance with section 47 of the Electoral Act**

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
|  | | | **Estimated resident population as at 31 December 2019** | |
| **The States** | | |  |  |
| New South Wales | | | 8,128,984 |  |
| Victoria | | | 6,651,074 |  |
| Queensland | | | 5,129,996 |  |
| Western Australia | | | 2,639,080 |  |
| South Australia | | | 1,759.184 |  |
| Tasmania | | | 537,012 |  |
| **The Territories** |  |
| Australian Capital Territory (excluding Jervis Bay Territory) | | | 427,419 |  |
| Northern Territory | | | 244,761 |  |
| Norfolk Island | | | 1,742 |  |
| The Jervis Bay Territory | | | 398 |  |
| The Territory of Cocos (Keeling) Islands | | | 563 |  |
| The Territory of Christmas Island | | | 1,956 |  |
| Australian Antarctic Territory | | | 220 |  |
| Territory of Heard Island and McDonald Islands | | | 0 |  |
| Coral Sea Islands Territory | | | 4 |  |
| Territory of Ashmore and Cartier Islands | | | 0 |  |

Note: 1) The Australian Statistician confirmed the information presented above, was compiled and published in a regular series on 18 June 2020 in Table 3 of the ABS publication *Australian Demographic Statistics, December Quarter 2019* (ABS cat. No. 3101.0) in accordance with sections 9 and 12 of the *Census and Statistics Act 1905*. The Australian Statistician also confirmed they are the most recent population estimates published before 3 July 2020 (the reference day).

#### **Table 14: Other information relating to the Australian Capital Territory and the Northern Territory supplied by the Australian Statistician in accordance with section 47 of the Electoral Act**

|  |  |  |
| --- | --- | --- |
| **Information** | **Australian Capital Territory** | **Northern Territory** |
| Australian Statistician’s estimate of the net undercount for the Territory at the 2016 Census | -4,132 | 12,020 |
| Standard error of the estimate of the net undercount for the Territory at the 2016 Census | 5,347 | 3,720 |
| Upper limit of the 95% confidence interval of the estimate of the net undercount for the Territory at the 2016 Census | 6,562 | 19,460 |
| Lower limit of the 95% confidence interval of the estimate of the net undercount for the Territory at the 2016 Census | -14,826 | 4,580 |

Note: 1) The Australian Statistician advised the information presented above, in respect of the 2016 Census of Population and Housing, was published on 23 February 2018 in the ABS publication *Census of Population and Housing: Details of Overcount and Undercount, Australia, 2016* (ABS cat. no. 2940.0).

SIGNED

Tom Rogers

Electoral Commissioner

3 July 2020