

# STATUTORY RULES.

1961. No. 53.

## REGULATIONS UNDER THE CENSUS AND STATISTICS ACT 1905-1949.\*

I THE ADMINISTRATOR of the Government of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, hereby make the following Regulations under the *Census and Statistics Act* 1905-1949.

Dated this

6<sup>th</sup>

day of

April

, 1961.

DALLAS BROOKS

Administrator.

By His Excellency's Command,

(SIGNED) [Signature]

Treasurer.

### CENSUS REGULATIONS.

1. These Regulations may be cited as the Census Regulations. Citation.
2. The Census Regulations (being Statutory Rules 1954, No. 13) are repealed. Repeal.
3. In these Regulations, unless the contrary intention appears— Definitions.
  - "Householder's Schedule" includes a personal slip;
  - "officer" means a person holding an office referred to in regulation 6 of these Regulations;
  - "personal slip" means a personal slip referred to in regulation 15 of these Regulations;
  - "ship" includes any vessel used in navigation by water;
  - "the Act" means the *Census and Statistics Act* 1905-1949;
  - "the Australian Capital Territory" includes the Territory accepted by the Commonwealth by the *Jervis Bay Territory Acceptance Act* 1915;
  - "the Census day" means the day in the year One thousand nine hundred and sixty-one appointed to be the Census day by proclamation under sub-section (2.) of section 8 of the Act.
- 4.—(1.) The Statistician may, by writing under his hand, in relation to a matter or class of matters or to a State or part of the Commonwealth, delegate any of his powers or functions under these Regulations (except this power of delegation). Delegation by the Statistician.

(2.) A power or function so delegated may be exercised or performed by the delegate in accordance with the instrument of delegation.

(3.) A delegation under this regulation is revocable at will and does not prevent the exercise of a power or the performance of a function by the Statistician.

5. The Statistician shall, for the purposes of the taking and collection of the Census—

Division of the Commonwealth for the Census.

- (a) divide each State, the Australian Capital Territory and the Northern Territory into such Census Divisions as he considers necessary;
- (b) divide each Census Division into such Census Sub-divisions as he considers necessary; and
- (c) divide each Census Sub-division into such Collector's Districts as he considers necessary.

6.—(1.) For the purposes of the taking and collection of the Census, the Statistician—

Appointment of officers.

- (a) shall appoint a person to be the Chief Field Supervisor for the Commonwealth;
- (b) shall appoint a person to be the Assistant Chief Field Supervisor for the Commonwealth;
- (c) shall appoint, in respect of each State, of the Australian Capital Territory and of the Northern Territory, a person to be the Deputy Field Supervisor for the State or Territory; and
- (d) shall appoint, in respect of each Census Division, a person to be the Enumerator for the Division.

(2.) A Deputy Field Supervisor for a State, for the Australian Capital Territory or for the Northern Territory shall appoint, in respect of each Census Sub-division in that State or Territory, a person to be the Sub-enumerator for the Sub-division.

(3.) In making an appointment under the last preceding sub-regulation, a Deputy Field Supervisor shall, if practicable, appoint a person who holds or has held the office of Registrar or Assistant Returning Officer under the *Commonwealth Electoral Act 1918-1953*.

(4.) An Enumerator for a Census Division shall appoint, in respect of each Collector's District in that Division, a person to be the Collector for the District.

(5.) A Deputy Field Supervisor may appoint a person to be a Collector for a specified train, motor-coach or aeroplane.

(6.) A person appointed under this regulation holds office during the pleasure of the person by whom he has been appointed.

(7.) A person appointed under this regulation shall be paid, in respect of the performance of his duties under the Act and these Regulations, such remuneration as the Minister, on the recommendation of the Statistician, approves.

7. For the purposes of section 7 of the Act, the prescribed form of undertaking of fidelity and secrecy is the form in the Schedule to these Regulations.

Form of undertaking by officers.

- 8.** The Chief Field Supervisor for the Commonwealth shall— Duties of the Chief Field Supervisor.
- (a) furnish advice to the Statistician on such matters relating to the taking and collection of the Census as the Statistician requires;
  - (b) take all necessary action to ensure that sufficient persons are available for appointment as officers for the purpose of the taking and collection of the Census;
  - (c) ensure that all instructions of the Statistician relating to the taking and collection of the Census are furnished to officers in sufficient time before the Census day;
  - (d) ensure that sufficient supplies of all documents and books necessary for the taking and collection of the Census are furnished to officers before the Census day;
  - (e) arrange for the payment to officers of the remuneration payable under these Regulations; and
  - (f) carry out such other duties in relation to the taking and collection of the Census as the Statistician directs.

**9.** The Assistant Chief Field Supervisor for the Commonwealth shall assist the Chief Field Supervisor for the Commonwealth in the performance of the duties referred to in the last preceding regulation and, during any illness or absence of the Chief Field Supervisor, shall perform those duties. Duties of Assistant Chief Field Supervisor.

- 10.** A Deputy Field Supervisor shall— Duties of Deputy Field Supervisors.
- (a) make all necessary arrangements for the distribution and collection of Householder's Schedules in the State or Territory for which he has been appointed;
  - (b) forward to the Statistician the Householder's Schedules collected in the State or Territory for which he has been appointed as soon as practicable after their collection has been completed;
  - (c) forward such summaries and reports relating to those Schedules as the Statistician requires; and
  - (d) carry out such other duties in relation to the taking and collection of the Census as the Statistician directs.

**11.** Each Enumerator, Sub-enumerator and Collector shall carry out such duties in relation to the taking and collection of the Census as the Statistician directs and, in the case of a Collector, as are prescribed by these Regulations. Duties of Enumerators, Sub-enumerators and Collectors.

**12.—(1.)** Each of the following matters is, in relation to a dwelling, a prescribed matter for the purposes of paragraph (c) of section 12 of the Act:— Additional matters to be included in Householder's Schedules.

- (a) the class of dwelling, that is to say, whether the dwelling is a private house, flat, portion of a private house or flat, hotel, institution or other class of habitation;
- (b) the title by which the occupier occupies the dwelling;
- (c) the weekly rate of rent, if any, payable in respect of the dwelling;
- (d) whether a television receiver is installed in the dwelling;
- (e) whether gas or electricity or gas and electricity services are supplied to the dwelling;
- (f) whether the dwelling contains a kitchen or bathroom or both;
- (g) the date of construction of the dwelling; and

- (h) whether the dwelling is on a rural holding not less than one acre in area and, if the dwelling is on such a rural holding, the approximate area of the rural holding and the approximate distance of the dwelling from the post office to which mail addressed to a person at the dwelling would, in the ordinary course of post, be transmitted for delivery.

(2.) Each of the following matters is, in relation to a person, a prescribed matter for the purposes of paragraph (c) of section 12 of the Act:—

- (a) in the case of a person whose marriage is existing on the Census day—the number of children (if any) of that person and the spouse of that person born to them during that marriage;
- (b) the race to which the person belongs;
- (c) the industry, business, trade, service or profession in which the person is engaged or, if the person is unemployed or temporarily absent from work, in which the person is usually engaged;
- (d) the qualifications or training of the person for the profession or occupation in which he is engaged or is usually engaged, as the case may be;
- (e) whether the person is an employer, an employee or a person engaged in business on his own behalf;
- (f) the place of work of the person;
- (g) in the case of an unemployed person—the duration for which he has been unemployed and the cause of his unemployment; and
- (h) in the case of a person who is absent from his usual place of residence—the State or Territory of the Commonwealth in which he usually resides.

13.—(1.) A Collector shall leave a Householder's Schedule at each occupied dwelling within the Collector's District. Distribution of Householder's Schedules.

(2.) Except with the approval of the Enumerator or Sub-enumerator for the Census Division or Census Sub-division, as the case may be, in which the Collector's District is included, a Collector shall not leave a Householder's Schedule at a dwelling earlier than seven days before the Census day or after the Census day.

(3.) A Collector shall leave the Householder's Schedule at a dwelling—

- (a) by delivering it personally to the occupier of the dwelling;
- (b) by delivering it to a person apparently in charge of the dwelling or residing at the dwelling; or
- (c) if no person is in the dwelling at the time the Collector calls at the dwelling, by placing it in the letter-box for the dwelling, under a door of the dwelling or in some other place where it is likely to come to the notice of the occupier.

(4.) A person, not being the occupier of a dwelling, who receives a Householder's Schedule, into whose hands a Householder's Schedule comes or who receives notice of the fact that a Householder's Schedule has been left at a dwelling shall deliver the Schedule to the occupier or give notice of that fact to the occupier, as the case requires.

Penalty for a contravention of this sub-regulation: Five pounds.

14.—(1.) The Collector for a Collector's District in which a port is included shall leave a Householder's Schedule with the master of each ship that is in the port on the Census day.

Delivery of Householder's Schedules to ships.

(2.) Where a ship is on a passage between any two ports in the Commonwealth on the Census day and a Householder's Schedule was not left with the master of the ship before the Census day, the Collector for the Collector's District in which the port at which the ship first arrives after the Census day is included shall leave a Householder's Schedule with the master of the ship.

(3.) The Collector for a Collector's District in which any inland waters are included shall leave a Householder's Schedule with the master of a ship in those waters.

15.—(1.) Where a person does not wish to furnish to the occupier of a dwelling or to the master of a ship for insertion in the Householder's Schedule for that dwelling or ship the particulars required to be furnished in that Schedule in respect of himself, the Collector shall supply to the occupier, for completion by that person, a personal slip containing the questions relating to the particulars in respect of a person that are required to be specified in a Householder's Schedule under section 12 of the Act.

Supply of particulars by persons who do not wish to provide information for inclusion in the Householder's Schedule.

(2.) A person who does not wish to furnish to the occupier of the dwelling or to the master of the ship for insertion in the Householder's Schedule for that dwelling or ship the particulars so required to be furnished in respect of himself shall supply those particulars on the personal slip, shall sign the slip, seal it in an envelope and hand the envelope to the occupier or to the master.

Penalty: Ten pounds.

(3.) The occupier of a dwelling or the master of a ship shall deliver each envelope handed to him in accordance with the last preceding sub-regulation to the Collector when delivering to the Collector the Householder's Schedule for the dwelling or ship.

Penalty for a contravention of this sub-regulation: Ten pounds.

16.—(1.) The Collector for a train, motor-coach or aeroplane may leave with a person who is travelling on the train, motor-coach or aeroplane on the night of the Census day a personal slip.

Persons on trains, motor-coaches and aeroplanes.

(2.) A person with whom a personal slip is left under the last preceding sub-regulation shall, before leaving the train, motor coach or aeroplane, enter in the personal slip the particulars in respect of himself specified in the slip, and deliver the slip to the Collector.

Penalty for a contravention of this sub-regulation: Ten pounds.

17.—(1.) Where a Collector has reason to believe—

(a) that a person did not reside in a dwelling and was not travelling on a train, motor-coach or aeroplane on the night of the Census day; or

Persons may be required to furnish particulars.

(b) that a person—

(i) is a person in respect of whom the particulars specified in a personal slip are required to be furnished under the Act; and

(ii) no such particulars in respect of the person have been so furnished,

the Collector shall require the person—

- (c) to supply, in a personal slip handed to the person by the Collector, the particulars in respect of the person specified in the slip; or
- (d) to furnish to the Collector such particulars as are necessary to enable a personal slip to be completed in respect of that person.

(2.) A person shall not fail to comply with a requirement made under the last preceding sub-regulation.

Penalty for an offence against this sub-regulation: Ten pounds.

18. Where the particulars required under the Act in respect of a person have not been included in a Householder's Schedule or in a personal slip that has been furnished to an occupier of a dwelling, to the master of a ship or to a Collector, that person shall, as soon as practicable after the Census day, attend at a post office or police station and there furnish the particulars in respect of himself specified in a Householder's Schedule.

Obligation of persons in respect of whom particulars are not furnished.

Penalty: Ten pounds.

19. A Collector shall, as soon as practicable after the Census day, call at each dwelling in the Collector's District for which he has been appointed and collect the Householder's Schedule and the personal slips in respect of that dwelling.

Collection of Schedules.

20. Where a Collector finds that a dwelling is uninhabited on the Census day, the Collector shall—

Particulars with respect to uninhabited dwellings.

- (a) supply, on a Householder's Schedule, such of the particulars in relation to a dwelling as are specified in that Schedule and he can ascertain by observation and inquiry;
- (b) write on the Schedule the word "unoccupied" and such brief particulars of the reasons why the dwelling is uninhabited as he can ascertain by inquiry; and
- (c) sign the Schedule.

THE SCHEDULE.

Regulation 7.

Census and Statistics Act 1905-1949.

UNDERTAKING OF FIDELITY AND SECRECY.

BY

I, \_\_\_\_\_, of \_\_\_\_\_, a person appointed under the Census Regulations to the office of \_\_\_\_\_, hereby undertake that, in connexion with the taking and collecting of the Census in the year 1961—

- (a) I will faithfully and to the best of my ability execute the powers conferred, and carry out the duties imposed, on me under the *Census and Statistics Act 1905-1949*, the *Census Regulations* and the instructions issued in pursuance of that Act or those Regulations;
- (b) I will not desert from my duty;
- (c) I will not, without just excuse, refuse or neglect to perform the duties of my office;

*Census Regulations.*

7

- (d) I will not, wilfully or without lawful authority, alter any document or form under that Act or those Regulations;
- (e) I will not wilfully sign any untrue document or form; and
- (f) I will not, except as allowed by that Act or those Regulations, divulge the contents of any form filled up, or any information furnished, in pursuance of the Act or those Regulations.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 1961.

*(Signature.)*

Signed in my presence—

*(Signature and address of witness.)*