

[AS REPORTED FROM THE STATUTES REVISION COMMITTEE]

*House of Representatives, 15 July 1966*

Words struck out by the Statutes Revision Committee are shown with black rule at beginning and after last line of struck out matter; words inserted are shown with double rule before first line and after last line of new matter.

*Hon. Mr Hanan*

## ELECTORAL AMENDMENT

### ANALYSIS

Title	1. Short Title
	2. Voting rights of servicemen overseas.

### A BILL INTITULED

#### An Act to amend the Electoral Act 1956

BE IT ENACTED by the General Assembly of New Zealand in Parliament assembled, and by the authority of the same,  
5 as follows:

**1. Short Title**—This Act may be cited as the Electoral Amendment Act 1966, and shall be read together with and deemed part of the Electoral Act 1956\* (hereinafter referred to as the principal Act).

10 *New*

**1A. Meetings in roads or streets**—The principal Act is hereby amended by inserting, after section 90, the following section:

15 “90A. (1) No bylaw of a local authority shall be effectual to prohibit a candidate or his agent, in accordance with subsection (2) of this section,—

“**(a)** Addressing a public meeting for electoral purposes in any road or street, or making announcements in any road or street of such a meeting; or

\*1957 Reprint, Vol. 4, p. 341  
Amendments: 1958, No. 64; 1959, No. 60; 1960, No. 4; 1963, No. 85;  
1965, No. 17

*New*

- “(b) Exhibiting one fixed notice or sign announcing the time and place of the meeting if the notice or sign is readily removable; or
- “(c) Circulating handbills announcing the meeting by delivering them into letter boxes or into other receptacles. 5
- “(2) The provisions of subsection (1) of this section shall apply to a meeting—
- “(a) If it is held— 10
- “(i) Between the hours of noon and two o’clock in the afternoon or between the hours of half past five and nine o’clock in the evening on any day other than a Sunday in a place situated in an area that is zoned exclusively or principally for industrial or commercial purposes under a district scheme within the meaning of the Town and Country Planning Act 1953; or 15
- “(ii) In any other place between the hours of half past five and half past eight in the evening of any day other than a Saturday or a Sunday or between the hours of half past eight in the morning and two o’clock in the afternoon on a Saturday; and
- “(b) If it is also held during the three weeks immediately preceding the polling day; and 25
- “(c) If there is no hindrance caused by the meeting to traffic of any description actually seeking to use the road or street at the time of the meeting; and
- “(d) If at the meeting the total time occupied by announcement of speeches by agents does not exceed the total time occupied by the candidate himself speaking and the putting of questions to him and his answering them; and 30
- “(e) If the notice or sign has a superficial area not exceeding ten square feet, and is displayed not earlier than forty-eight hours immediately preceding the time of the holding of the meeting and is removed by the candidate or his agent immediately after the meeting.” 35 40

*Struck Out*

**2. Voting rights of servicemen overseas—**(1) Section 99 of the principal Act is hereby amended by repealing paragraph (e), and substituting the following paragraph:

- “(e) Any serviceman who is outside New Zealand, if— 45
- “(i) He is or will be of or over the age of twenty-one years before polling day; or

*Struck Out*

“(ii) He will not attain that age before polling day but is on the date on which he exercises his vote serving in a special service area as a member of a unit of the naval, military, or air forces of New Zealand stationed in that area,—  
and his place of residence immediately before he left New Zealand is within the district.”

(2) Section 99 of the principal Act is hereby further amended by adding, as subsections (2) and (3), the following subsections:

“(2) The Governor-General may from time to time, by Order in Council, declare any specified area outside New Zealand to be a special service area for the purposes of paragraph (e) of subsection (1) of this section, if he is satisfied that warlike operations are being carried on in or affecting that area or that a state of disturbance in or affecting that area exists, or that there is an imminent threat of such operations or such a disturbance.

“(3) In paragraph (e) of subsection (1) of this section the term ‘unit’, in relation to the naval, military, or air forces of New Zealand, includes any section, detachment, or ship thereof.”

*New*

**2. Voting rights of servicemen or former servicemen under twenty-one years of age**—The principal Act is hereby further amended by inserting, after section 99, the following section:

“99A. (1) Subject to the provisions of this Act, the following persons shall be qualified to vote at any election in any district, notwithstanding that they are under twenty-one years of age, namely:

“(a) Any serviceman who is serving in a special service area as a member of a unit of the naval, military, or air forces of New Zealand stationed in that area, if his place of residence immediately before he left New Zealand is within the district:

“(b) Any serviceman or former serviceman (whether he is in New Zealand or outside New Zealand) who, as a member of a unit of the naval, military, or air forces of New Zealand stationed in the area, has served in any area during any period while it was or was declared to have been a special service area for the purposes of this section, if—

“(i) In the case of such a serviceman or former serviceman who is outside New Zealand, his place of residence before he left New Zealand is within the district:

*New*

“(ii) In the case of such a serviceman or former serviceman who is in New Zealand, his place of residence is within the district.

“(2) The Governor-General may from time to time, by Order in Council made on the recommendation of the Minister given with the concurrence of the Prime Minister and the Leader of the Opposition,—

“(a) Declare any area outside New Zealand to be a special service area for the purposes of this section, if he is satisfied that warlike operations are being carried on in or affecting that area, or that a state of disturbance in or affecting that area exists:

“(b) Declare any area outside New Zealand to have been a special service area during any period before the making of the order (whether before or after the commencement of this section and whether or not that period has ended before the making of the order), if he is satisfied that during that period warlike operations were being carried on in or affecting that area or a state of disturbance in or affecting that area existed,—

and may in like manner revoke or amend any such order.

“(3) A certificate by the Secretary of Defence or a Deputy Secretary of Defence or an Assistant Secretary of Defence that any serviceman or former serviceman named in the certificate is qualified to vote by virtue of the provisions of paragraph (b) of subsection (1) of this section shall be sufficient evidence of that fact for the purposes of this Act.

“(4) In this section the term ‘unit’, in relation to the naval, military, or air forces of New Zealand, includes any section, detachment, or ship thereof.”