

HOUSE OF REPRESENTATIVES

Supplementary Order Paper

Thursday, the 14th Day of March 1974

LOCAL ELECTIONS AND POLLS AMENDMENT BILL

Proposed Amendments

HON. Mr MAY, in Committee, to move the following amendments:

Clause 1, subclause (1): To omit the words "Local Elections and Polls Amendment Act 1973" in line 2, and substitute the words "Local Elections and Polls Amendment Act 1974".

Clause 1, subclause (2) (as proposed to be added by the Local Bills Committee): To insert in the proviso, after the words "extraordinary vacancy" in line 10, the words "or notice of a poll".

To insert, after the word "election" in both places where it appears in line 12, the words "or poll".

New Clause 1A: To insert, after clause 1, the following clause:

1A. Age of electors and members of local authorities—

(1) The enactments specified in the Schedule to this Act are hereby amended in the manner indicated in that Schedule.

(2) The First Schedule to the Local Elections and Polls Amendment Act 1970 is hereby amended by repealing so much thereof as relates to the enactments specified in the Schedule to this Act.

(3) Notwithstanding anything in subsections (1) and (2) of this section, the provisions of the enactments specified in the Schedule to this Act shall continue to apply, as if those subsections had not been enacted, for the purposes of any election to fill an extraordinary vacancy on any local authority and of any poll, if that election or poll is held before the 12th day of October 1974.

Clause 11, subclause (4): To insert in paragraph (a), before the words "any list of candidates" in line 36, the words "the public notice given under section 21 (1) of the Local Elections and Polls Act 1966 and in".

To insert in paragraph (b), after the words "will be shown" in line 43, the words "in the said public notice and".

Clause 27: To add, as subclause (2), the following subclause:

(2) The said Fourth Schedule to the principal Act is hereby further amended by inserting in the second column of so much thereof as relates to the First Schedule to the principal Act, before the item relating to form 5 in the said First Schedule, the following items:

“By omitting from form 3 (as amended by section 11 (4) (a) of the Local Elections and Polls Amendment Act 1974), the words ‘and in any list of candidates provided in each polling booth.’”

“By omitting from the note to form 3 (as amended by section 11 (4) (b) of the Local Elections and Polls Amendment Act 1974) the words ‘and in any such list.’”

New Schedule: To add the following Schedule:

Section 1A

SCHEDULE

ENACTMENTS AMENDED

Enactment	Amendment
1908, No. 96—The Land Drainage Act 1908 (1957 Reprint, Vol. 7, p. 471)	By omitting from section 9 (1) (as amended by section 2 of the Local Elections and Polls Amendment Act 1970) the words “of or over the age of 20 years”, and substituting the words “of or over the age of 18 years”.
1908, No. 165—The River Boards Act 1908 (1957 Reprint, Vol. 13, p. 397)	By omitting from section 30 (as amended by section 2 of the Local Elections and Polls Amendment Act 1970) the words “of or over the age of 20 years”, and substituting the words “of or over the age of 18 years”.
1914, No. 32—The Local Railways Act 1914 (1931 Reprint, Vol. VII, p. 935)	By repealing paragraph (a) of section 5 (1) (as substituted by section 2 of the Local Elections and Polls Amendment Act 1970), and substituting the following paragraph: “(a) A person under the age of 18 years.”
1921–22, No. 17 (Local)—The Auckland Electric Power Board Act 1921–22	By repealing paragraph (a) of section 11 (2) (as substituted by section 2 of the Local Elections and Polls Amendment Act 1970), and substituting the following paragraph: “(a) A person under the age of 18 years.”
1925, No. 38—The Electric Power Boards Act 1925 (1957 Reprint, Vol. 4, p. 441)	By repealing paragraph (a) of section 21 (as substituted by section 2 of the Local Elections and Polls Amendment Act 1970), and substituting the following paragraph: “(a) A person under the age of 18 years.”
1937, No. 11 (Local)—The Auckland Electric Power Board Amendment Act 1937	By omitting from section 2 (1) (as amended by section 2 of the Local Elections and Polls Amendment Act 1970), the words “of or over the age of 20 years”, and substituting the words “of or over the age of 18 years”.

ENACTMENTS AMENDED—*continued*

Enactment	Amendment
1941, No. 12—The Soil Conservation and Rivers Control Act 1941 (Reprinted, 1969, Vol. 4, p. 3063)	By repealing paragraph (a) of section 54 (1) (as substituted by section 2 of the Local Elections and Polls Amendment Act 1970), and substituting the following paragraph: “(a) A person under the age of 18 years:”.
1950, No. 34—The Harbours Act 1950 (Reprinted, 1966, Vol. 3, p. 2395)	By repealing paragraph (b) of section 31 (1) (as substituted by section 2 of the Local Elections and Polls Amendment Act 1970), and substituting the following paragraph: “(b) A person under the age of 18 years:”.
1964, No. 135—The Education Act 1964	By omitting from paragraph (a) of the definition of the term “householder” in section 2 (1) (as amended by section 2 of the Local Elections and Polls Amendment Act 1970) the words “person of or over the age of 20 years”, and substituting the words “person of or over the age of 18 years”. By omitting from section 17 (as amended by section 2 of the Local Elections and Polls Amendment Act 1970) the words “20 years”, and substituting the words “18 years”.
1967, No. 147—The Agricultural Pests Destruction Act 1967	By omitting from section 42 (1) (as amended by section 2 of the Local Elections and Polls Amendment Act 1970) the words “20 years of age”, and substituting the words “18 years of age”.

EXPLANATORY NOTE

Clause 1, subclause (1): This is a formal amendment only.

Clause 1, subclause (2): These amendments make it clear that if notice of a poll other than an election has been given before the commencement of the Act, the poll is to be held in accordance with the existing provisions, and the amendments made by the Bill will not apply.

Clause 1A: The effect of the amendments made by this clause to the several enactments specified in the Schedule proposed to be added is to reduce from 20 years to 18 years the minimum age for voting at local authority elections and polls and the minimum age for elective members of local authorities.

Separate provision is made in the case of city, borough, and town councils by amendments to the Municipal Corporations Amendment (No. 2) Bill contained in a Supplementary Order Paper to that Bill, and in the case of county councils by amendments to the Counties Amendment Bill contained in a Supplementary Order Paper to that Bill.

Clause 11 (4): These amendments are consequential on the provisions of the proposed new section 21 (as amended in the Local Bills Committee) requiring any party affiliations claimed by candidates to be shown in the public notice of election given under that section.