



Electoral Amendment Regulations 2007

Anand Satyanand, Governor-General

Order in Council

At Wellington this 27th day of August 2007

Present:

His Excellency the Governor-General in Council

Pursuant to section 267 of the Electoral Act 1993, His Excellency the Governor-General, acting on the advice and with the consent of the Executive Council, makes the following regulations.

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Regulations

- 1 Title**
 These regulations are the Electoral Amendment Regulations 2007.

2 Commencement

These regulations come into force on the 28th day after the date of their notification in the *Gazette*.

3 Principal regulations amended

These regulations amend the Electoral Regulations 1996.

4 Declaration by special voter

Regulation 25(3) is amended by inserting the following paragraph after paragraph (e):

“(ea) a notary public; or”.

5 Returning Officer to extract declaration form

Regulation 32 is amended by revoking subclause (2) and substituting the following subclause:

“(2) The Returning Officer must ensure that the declaration form and its envelope are marked with the same unique number.”

6 New forms substituted in Schedule 1

Schedule 1 is amended by revoking forms 16, 17, 18, and 21 and substituting the forms 16, 17, 18, and 21 set out in the Schedule of these regulations.

Schedule New forms substituted in Schedule 1

r 6

Form 16

rr 21(5)(a)(i), 25(1A)

Declaration by voter before polling day where voter is on printed roll for that electorate

Declaration by voter before polling day

where the voter is on the printed roll for that electorate

[Consecutive Number]

PAGE	LINE NO.

OFFICIAL MARK

Voter's electorate

This must be the electorate in which you last resided continuously for at least one month

Grounds for special vote

Tick circle(s) where applicable

I believe I am qualified to vote in the electorate of:

Show the ground or grounds that apply to you:

- I intend to be outside my electorate on polling day.
- I intend to be outside New Zealand on polling day.
- I will be unable to attend a polling place in my electorate on polling day because of illness, infirmity, pregnancy, or recent childbirth.
- I have a religious objection to attending a polling place on polling day.
- I have satisfied the Issuing Officer that I cannot attend a polling place in the electorate on polling day without suffering hardship or serious inconvenience for the following reason: *(Give reason below)*

Voter's details

Please PRINT clearly

My surname or family name is:

My full given or first names are:

My occupation is:

Declaration by voter

I declare that to the best of my knowledge and belief the details given in this declaration are true.

Signature of voter

Date

Official use only

I certify that the voter signed the declaration in my presence.

Signature of Issuing Officer

Date

OFFICIAL MARK
ISSUING OFFICER

rr 21(5)(a)(i), 22(3), 25(1A)

Form 17

Declaration by special voter where voter is present at issuing office or polling place or by tangata whenua voter

Instructions to voters:

- for a special vote, other than as a tangata whenua voter, complete Part 1 of this form only
- for a tangata whenua voter, complete Part 2 of this form only

Declaration by special voter

where the voter is present at an issuing office or polling place or by a tangata whenua voter

(Consecutive Number)

PAGE	LINE NO.

OFFICIAL MARK

Part 1

Declaration by special voter where the voter is present at an issuing office or polling place

Special voter's electorate

This must be the electorate in which you last resided continuously for at least one month

I believe I am qualified to vote in the electorate of:

[Empty box for electorate name]

OFFICIAL USE ONLY Index Reference

Grounds for special vote

Tick circle(s) where applicable

Show the ground or grounds that apply to you:

- My name is not on the printed roll for this electorate or has been wrongly deleted.
- I am, or will be, outside my electorate on polling day.
- I intend to be outside New Zealand on polling day.
- I am, or will be, unable to attend a polling place in my electorate on polling day because of illness, infirmity, pregnancy, or recent childbirth.
- I have a religious objection to attending a polling place on polling day.
- I have satisfied the Issuing Officer that I cannot attend a polling place in the electorate without suffering hardship or serious inconvenience for the following reason: (Give reason below)

[Empty box for reason]

Special voter's details

Please PRINT clearly

My surname or family name is:

[Empty box for surname]

My full given or first names are:

[Empty box for first names]

My occupation is:

[Empty box for occupation]

My contact telephone number is:

[Empty box for telephone number]

You do not have to show your date of birth but it will help with the checking of your enrolment if you do

My date of birth is:

[Empty box for date of birth]

You do not have to show your former name but it will help with the checking of your enrolment if you do

Has your name changed since you enrolled?

- Yes → My former name was:
- No

[Empty box for former name]

My present residential address is:

Flat/House number
Street/Road:
Town/City or Locality:

I have resided at the above address for: Tick one

- Less than one month
- One month or more

Show the last address where you lived continuously for at least one month:

Flat/House number
Street/Road:
Town/City or Locality:

Form 17—continued

Declaration by special voter

I declare that to the best of my knowledge and belief the details given in this declaration are true.

Signature of special voter / Date

Official use only

I certify that the special voter signed the declaration in my presence.

Signature of Issuing Officer / Date

OFFICIAL MARK ISSUING OFFICER

Part 2

Tangata whenua vote

[Consecutive Number]

PAGE LINE NO

OFFICIAL MARK

Grounds for a tangata whenua vote

All grounds must apply

- I am attending a general polling place on polling day that does not provide ordinary Maori voting facilities.
My name appears on an electoral roll for a Maori electorate.
This general polling place is situated in that Maori electorate.

Voter's details

Please PRINT clearly

My surname or family name is:

My full given or first names are:

My occupation is: My contact telephone number is:

You do not have to show your date of birth but it will help with the checking of your enrolment if you do

My date of birth is:

You do not have to show your former name but it will help with the checking of your enrolment if you do

Has your name changed since you enrolled? Yes No My former name was:

My present residential address is: Flat/House number Street/Road: Town/City or Locality:

I have resided at the above address for: Tick one

- Less than one month One month or more

Show the last address where you lived continuously for at least one month:

Flat/House number Street/Road: Town/City or Locality:

rr 21(5)(a)(i), 25(2)

Form 18

Declaration by special voter where voter is not present at issuing office or polling place

Declaration by special voter

where the voter is NOT present at an issuing office or polling place

[Consecutive Number]

PAGE	LINE NO.

OFFICIAL MARK

Special voter's electorate

This must be the electorate in which you last resided continuously for at least one month

I believe I am qualified to vote in the electorate of:

OFFICIAL USE ONLY
Index Reference

Grounds for special vote

Tick circle(s) where applicable

Show the ground or grounds that apply to you:

- I am, or will be, outside my electorate on polling day.
- I intend to be outside New Zealand on polling day.
- I am, or will be, unable to attend a polling place in my electorate on polling day because of illness, infirmity, pregnancy, or recent childbirth.
- I have a religious objection to attending a polling place on polling day.
- I have satisfied the Issuing Officer that I cannot attend a polling place in the electorate without suffering hardship or serious inconvenience for the following reason: (Give reason below)

Special voter's details

Please PRINT clearly

OFFICIAL USE ONLY

My surname or family name is:

My full given or first names are:

My occupation is:

My contact telephone number is:

You do not have to show your date of birth but it will help with the checking of your enrolment if you do

→ My date of birth is:

You do not have to show your former name but it will help with the checking of your enrolment if you do

→ Has your name changed since you enrolled?

- Yes → My former name was:
- No

My present residential address is:

Flat/House number
Street/Road:
Town/City or
Locality:

I have resided at the above address for: Tick one

- Less than one month
- One month or more



Show the last address where you lived continuously for at least one month:

Flat/House number
Street/Road:
Town/City or
Locality:

Witness

I certify that the special voter signed the declaration in my presence.

Signature of witness

Witness details

My surname or family name is:

My full given or first names are:

My residential address is:

Flat/House number
Street/Road:
Town/City or
Locality:

Show how you qualify as a witness:

Tick one

- Person authorised to take a statutory declaration
- Person approved by the Returning Officer
- Relative, or member of the household, of the special voter
- Registered New Zealand elector

Declaration by special voter

I declare that to the best of my knowledge and belief the details given in this declaration are true.

Signature of special voter

Date

Form 21

rr 25(3), 45(2)(b), 45A(3)

Declaration by special voter who is overseas or on fishing vessel

Declaration by special voter

who is overseas or on a fishing vessel

[Consecutive Number]

Table with 2 columns: PAGE, LINE NO.

OFFICIAL MARK

Special voter's electorate

This must be the electorate in which you last resided continuously in New Zealand for at least one month

I believe I am qualified to vote in the electorate of:

[Electorate Name Field]

OFFICIAL USE ONLY Index Reference

Show the ground or grounds that apply to you:

Tick circle(s) where applicable

(A) I am outside New Zealand, and (show the additional grounds that apply to you)

- 1. I am a New Zealand citizen and have been in New Zealand within the last 3 years; or
2. I am a permanent resident of New Zealand and have been in New Zealand within the last 12 months; or
3. I am carrying out my duties as: (a) a public servant, or (b) a member of the Defence Force, or (c) a head of mission or head of post within the meaning of the Foreign Affairs Act 1988, or (d) an officer or employee of Trade New Zealand; or

4. I am accompanying a person described in category 3 above, and (a) I am the spouse, civil union partner, or de facto partner of that person, or (b) I am the child of that person, or (c) I am the child of the spouse, civil union partner, or de facto partner of that person;

OR (B) I am on a fishing vessel that is not scheduled to return to port in the period between the close of nominations and the close of the poll;

OR (C) I am in the Ross Dependency.

Special voter's details

Please PRINT clearly

My surname or family name is:

[Surname Field]

My full given or first names are:

[First Names Field]

My occupation is:

[Occupation Field]

My contact telephone number is:

[Telephone Number Field]

My date of birth is:

[Date of Birth Field]

You do not have to show your date of birth but it will help with the checking of your enrolment if you do

Has your name changed since you enrolled?

No

You do not have to show your former name but it will help with the checking of your enrolment if you do

Yes -> My former name was:

[Former Name Field]

My present residential address is:

Not required for Ground B

Flat/House number
Street/Road:
Town/City or Locality:
Country:

Show the last address in New Zealand at which you have resided continuously for at least one month:

Flat/House number
Street/Road:
Town/City or Locality:

Witness

I certify that the special voter signed the declaration in my presence.

[Signature Line]

Signature of witness

Is the witness the Issuing Officer?

OFFICIAL MARK

No Yes ->

IF WITNESS IS ISSUING OFFICER

Give your details below

Details are only needed if witness is NOT the Issuing Officer

My surname or family name is:

[Surname Field]

My full given or first names are:

[First Names Field]

My residential address is:

Flat/House number
Street/Road:
Town/City or Locality:
Country:

Show how you qualify as a witness:

Tick one

- Commonwealth Representative
Person authorised to take a statutory declaration in New Zealand
Commissioner of Oaths
Notary Public
Person approved by the Returning Officer
Person authorised to administer an oath for the purpose of a judicial proceeding in the country in which the declaration is made
Relative, or member of the household, or business colleague or associate, of the special voter
Registered New Zealand elector

Declaration by special voter

For the grounds that I have indicated above, I am unable to attend a polling place in New Zealand on polling day.

I declare that to the best of my knowledge and belief the details given in this declaration are true.

[Signature and Date Lines]

Signature of special voter

Date

OFFICIAL USE ONLY

Martin Bell,
for Clerk of the Executive Council.

Explanatory note

This note is not part of the regulations, but is intended to indicate their general effect.

These regulations, which amend the Electoral Regulations 1996 (the **principal regulations**), come into force on the 28th day after the date of their notification in the *Gazette*.

Regulation 4 amends regulation 25(3) of the principal regulations to clarify that notaries public may witness declarations in forms 20 (declaration by member of Defence Force applying to vote as a special voter) and 21 (declaration by special voter who is overseas or on a fishing vessel).

Regulation 5 makes a minor amendment to the processing of special votes by the Returning Officer for the district in which the votes were issued. Regulation 32(2) of the principal regulations currently requires the Returning Officer to consecutively number the declaration form and its envelope. That requirement is replaced with a new requirement that the Returning Officer ensure that the declaration form and its envelope are marked with the same unique number.

Regulation 6 revokes and substitutes the following forms in Schedule 1 of the principal regulations:

- form 16 (declaration by voter before polling day where the voter is on the printed roll for that electorate):
- form 17 (declaration by special voter where the voter is present at an issuing office or polling place or by a tangata whenua voter):
- form 18 (declaration by special voter where the voter is not present at an issuing office or polling place):
- form 21 (declaration by special voter who is overseas or on a fishing vessel).

The principal change made by the new forms is that the requirement relating to the voter's electorate information precedes the requirement relating to the grounds for special vote that apply to the voter.

Issued under the authority of the Acts and Regulations Publication Act 1989.

Date of notification in *Gazette*: 30 August 2007.

These regulations are administered by the Ministry of Justice.
