



## THE ELECTORAL REGULATIONS 1981, AMENDMENT NO. 4

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DAVID BEATTIE, Governor-General

### ORDER IN COUNCIL

At the Government House at Wellington this 18th day of June 1984

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

PURSUANT to the Electoral Act 1956, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, hereby makes the following regulations.

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#### ANALYSIS

1. Title and commencement
2. Revision of electoral rolls

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| 3. Returning Officer to check rolls |
| 4. Interpreters                     |
| 5. Forms                            |
| Schedule                            |

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#### REGULATIONS

**1. Title and commencement**—(1) These regulations may be cited as the Electoral Regulations 1981, Amendment No. 4, and shall be read together with and deemed part of the Electoral Regulations 1981\* (hereinafter referred to as the principal regulations).

(2) These regulations shall come into force on the 19th day of June 1984.

\*S.R. 1981/296

Amendment No. 1: S.R. 1982/25

Amendment No. 2: S.R. 1983/256

Amendment No. 3: S.R. 1984/19

**2. Revision of electoral rolls**—Regulation 4 of the principal regulations (as amended by regulation 2 of the Electoral Regulations 1981, Amendment No. 2) is hereby amended by revoking subclause (2).

**3. Returning Officer to check rolls**—Regulation 28 (3) of the principal regulations is hereby amended by omitting from the proviso the expression “form 16”, and substituting the expression “form 17”.

**4. Interpreters**—The principal regulations are hereby amended by revoking regulation 48, and substituting the following regulation:

“48. (1) Interpreters appointed under section 93 (1) of the Act shall be under the direction of the Deputy Returning Officer.

“(2) Where it appears to a Deputy Returning Officer that an elector is unfamiliar with the English language, the Deputy Returning Officer shall, before calling on an interpreter, if present, for assistance, draw to the elector’s attention a poster containing instructions, both in English and in languages other than English, on how to vote, which poster shall, for that purpose, be prominently displayed in a convenient position in each polling place.

“(3) If—

“(a) No such poster is available; or

“(b) The elector, having had the poster drawn to his attention, still requires assistance because of the elector’s lack of familiarity with the English language,—

the Deputy Returning Officer shall call on an interpreter, if present, to assist.

“(4) The Returning Officer shall, upon request by a candidate, supply the names of any interpreters appointed by him and the polling booths in respect of which they have been appointed.”

**5. Forms**—(1) The Schedule to the principal regulations is hereby amended by revoking form 5.

(2) The Schedule to the principal regulations is hereby amended by revoking form 12 (as substituted by regulation 3 of the Electoral Regulations 1981, Amendment No. 1), and substituting the form 12 set out in the Schedule to these regulations.

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Reg. 5 (2)

## SCHEDULE

## NEW FORM 12 SUBSTITUTED IN SCHEDULE TO PRINCIPAL REGULATIONS

Reg. 10

## Form 12

## PARLIAMENTARY ELECTORS: INQUIRY ABOUT QUALIFICATION FOR LATE ENROLMENT

Dear Sir/Madam,

1. I received your application for registration as an elector of the [*Insert name*] electorate AFTER the time set by law for the closing of the rolls.

2. Except where the law allows late registration, the rolls are now closed until the day following the day of the return of the writ.

3. The law allows late registration only if you qualify for registration as an elector of the district AFTER [*Insert date fixed by reference to the proviso to section 50 of the Electoral Act 1956. Under that proviso late enrolment is permitted if the applicant becomes qualified for registration as an elector of the district not earlier than 1 month before writ day. Accordingly, if, for example, 14 November 19... were writ day, the day to be inserted here would be 13 October 19...*] (in this form called "the prescribed date").

4. If, after the prescribed date, you—

(a) Reach the age of 18 years; OR

(b) Complete 12 months' continuous residence in New Zealand; OR

(c) Complete 3 months' continuous residence in the electorate; OR

(d) Become a New Zealand citizen or a permanent resident of New Zealand; OR

(e) Being a New Zealand citizen who has not been in New Zealand within the last 3 years, return to New Zealand from overseas; OR

(f) Being a permanent resident of New Zealand (not being a New Zealand citizen) who has not been in New Zealand within the last 12 months, return to New Zealand from overseas; OR

(g) Become qualified for registration as an elector of the electorate on any other ground not stated above,—

and consider that you are entitled to register as an elector, please complete the attached reply and post it in the envelope provided.

5. Please note that if, in the period beginning on the Monday immediately before polling day and ending on polling day, you have become or will become qualified for registration—

(a) By reaching the age of 18 years; or

(b) By completing 3 months' continuous residence in the electorate,— you are entitled, on or after that Monday, to apply for registration as an elector of the electorate.

6. I must receive your reply not later than [*Insert date, being, subject to section 25 (a) of the Acts Interpretation Act 1924, the 7th day after polling day*] to determine whether you are entitled to register late.

Yours faithfully,

Registrar of Electors.

SCHEDULE—continued

[The attached reply shall be in the following form]

To the Registrar of Electors

From [Full name]

of [Present residential address]

I have read the attached message.

I believe that I am entitled to register late, because I qualified for registration as an elector AFTER [Insert the prescribed date] (in this form called "the prescribed date").

- On / / , which is after the prescribed date, I reached or will reach the age of 18 years.
- On / / , which is after the prescribed date, I completed 12 months' continuous residence in New Zealand.
- On / / , which is after the prescribed date, I completed or will complete 3 months' continuous residence in the electorate.
- On / / , which is after the prescribed date, I became a New Zealand citizen or a permanent resident of New Zealand.
- On / / , which is after the prescribed date, I, a New Zealand citizen, returned to New Zealand. I had not been in New Zealand within the 3 years immediately preceding the date of my return to New Zealand. Before my departure from New Zealand my last usual place of abode in New Zealand was at [Insert full residential address].
- On / / , which is after the prescribed date, I, a permanent resident of New Zealand (not being a New Zealand citizen) returned to New Zealand. I had not been in New Zealand within the 12 months immediately preceding the date of my return to New Zealand. The address in respect of which I was qualified to be registered as an elector at the time of my departure from New Zealand is [Insert full residential address].
- On / / , which is after the prescribed date, I became qualified for registration as an elector of the electorate by reason of [State reason].....

/ /  
Date

.....  
Signature

Message from Registrar of Electors

If I am satisfied on the return of this form that you are entitled to register late, I shall send you written confirmation of your registration as a Parliamentary elector. As your name will not appear on the printed roll, you should show the written confirmation when you attend to vote.

P. G. MILLEN,  
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 come into force on 19 June 1984, amend the Electoral Regulations 1981.

*Regulation 2* does away with the need for the Registrar of Electors to use a prescribed form when he inquires about the residential qualification of an applicant.

*Regulation 3* corrects a cross-reference.

*Regulation 4* provides for the display in polling places of posters containing instructions, both in English and in languages other than English, on how to vote. This provision for the display of posters replaces the existing provision for the handing out of sheets of instructions in languages other than English.

If—

(a) No such poster is available; or

(b) The elector, having had the poster drawn to his attention, still requires assistance because of the elector's lack of familiarity with the English language,—  
the Deputy Returning Officer is to call on an interpreter, if present, to assist.

*Regulation 5: Subclause (1)*, which revokes form 5, is consequential on *regulation 2*.

*Subclause (2)* incorporates into form 12 the amendments required by the Electoral Amendment Act 1983. See, in particular, sections 2 (1), 3 (1), and 8 of that Act.

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Issued under the authority of the Regulations Act 1936.

Date of notification in *Gazette*: 18 June 1984.

These regulations are administered in the Department of Justice.