

1980/70

**THE LOCAL GOVERNMENT ENROLMENT REGULATIONS
1980, AMENDMENT NO. 1**

KEITH HOLYOAKE, Governor-General

ORDER IN COUNCIL

At the Government Buildings at Wellington this 8th day of April 1980

Present:

THE RIGHT HON. R. D. MULDOON PRESIDING IN COUNCIL

PURSUANT to the Local Government Act 1974, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, hereby makes the following regulations.

REGULATIONS

1. Title and commencement—(1) These regulations may be cited as the Local Government Enrolment Regulations 1980, Amendment No. 1, and shall be read together with and deemed part of the Local Government Enrolment Regulations 1980* (hereinafter referred to as the principal regulations).

(2) These regulations shall come into force on the day after the date of their notification in the *Gazette*.

2. Electoral roll to be compiled—Regulation 3 of the principal regulations is hereby amended by adding the following subclause:

“(3) Except where subclause (2) of this regulation applies, it shall not be necessary to insert in any electoral roll in form 1, in relation to any elector, the elector’s occupation or any other identification information in the column headed ‘Other Identification Information’.”

3. Application for enrolment—The principal regulations are hereby amended by revoking regulation 6, and substituting the following regulation:

“6. (1) Subject to subclause (2) of this regulation, every application for enrolment as an elector shall be in form 2.

“(2) Form 2 shall not be vitiated by the inclusion in that form by the principal officer of provisions designed to produce information additional to that required by that form as printed in the First Schedule to these regulations if—

“(a) The additional information sought will facilitate claims for enrolment; and

“(b) The provisions included are not misleading.

“(3) A failure to comply with provisions included in form 2 pursuant to subclause (2) of this clause shall not invalidate any application for enrolment.”

4. Form 1 amended—The First Schedule to the principal regulations is hereby amended by omitting from form 1 the words “Occupation and any”.

5. New form 2 substituted—The First Schedule to the principal regulations is hereby further amended by revoking form 2, and substituting the form 2 set out in the Schedule to these regulations.

6. Savings—(1) Notwithstanding the amendment of form 1 by regulation 4 of these regulations, an electoral roll compiled after the coming into force of these regulations and before the 11th day of October 1980 shall not be invalidated by the compilation of that roll in the form 1 prescribed immediately before the coming into force of these regulations.

(2) Nothing in these regulations shall invalidate an application for enrolment made before the coming into force of these regulations and any such application may be dealt with as if these regulations had not been made.

SCHEDULE

Reg. 5

NEW FORM 2 SUBSTITUTED IN FIRST SCHEDULE TO PRINCIPAL
REGULATIONS

FORM 2

Reg. 6

CLAIM FOR ENROLMENT

Please read carefully, and, if qualified, complete this form.

Qualifications for Enrolment

You are qualified to be enrolled as an elector if you—

1. Have attained the age of 18 years; and
2. Either—
 - (a) Have a rating qualification (in accordance with section 69 (1) (a) of the Local Government Act 1974) by reason of the fact that your name appears for the time being in the "Occupiers" column in the valuation roll for the district in respect of rateable property in the district or ward or community, as the case may be; or
 - (b) Have a residential qualification (in accordance with section 69 (1) (b) of the Local Government Act 1974) by reason of the fact that you have resided for 1 year in New Zealand and have resided in the district or ward or community, as the case may be, for not less than 3 months immediately preceding the date of your application for enrolment; and
3. Are not disqualified by section 69 (2) of the Local Government Act 1974 (which declares that certain detainees in hospitals under the Mental Health Act 1969 or in penal institutions are not qualified for enrolment as electors).

Name and Address of Applicant

Surname: (*In block letters*)

Forenames: (*In block letters*)

Full residential address:
(*Give house number,
street or road, and
town or location of residence*)

(For Office use
only)

Postal address—if different from above address:

(*Give R.D. No. or Post Office box number, if applicable*)

.....

SCHEDULE—continued

I, the abovenamed applicant,—

- (a) Have attained the age of 18 years; and
- (b) Am qualified to be an elector of [*Insert name of district or ward or community*] by virtue of a

rating*	}	qualification.
residential*		

*Delete whichever is inapplicable.

I was previously enrolled at the following address:

.....

I claim to be enrolled on the Roll of Electors and declare that to the best of my knowledge and belief the above statements are true and that I am entitled to be enrolled in accordance with the qualifications printed on this form.

Usual signature of applicant:

[NOTE—By section 76 of the Local Government Act 1974, every person who wilfully makes a false claim for enrolment commits an offence and is liable to a fine not exceeding \$500.]

(NOTE—If the principal officer so desires, a separate form of claim for enrolment may be used in respect of each qualification.)

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 amend the Local Government Enrolment Regulations 1980. *Regulations 2 and 4* make it clear that extra information by way of identification (such as an elector's occupation) is required to be shown on the roll only where that information is necessary to distinguish 2 or more electors whose names are the same.

Regulation 3 allows a principal officer to include on a claim for enrolment (form 2) provisions designed to produce additional information if—

- (a) The additional information sought will facilitate claims for enrolment; and

- (b) The provisions included are not misleading.

A claim for enrolment is not invalidated by a failure to provide any such additional information.

Regulation 5 substitutes a new form of claim for enrolment (form 2). The provisions of the box setting out the qualifications for enrolment are now expressed in the same language as the relevant sections of the Act.

Form 2 has also been altered (in line with the amendments effected by *regulations 2 and 4* of these regulations) to do away with the need for the claimant to state his occupation. The need for a claimant to state his date and year of birth has also been dispensed with. The claimant is required to indicate the qualification (rating or residential) by virtue of which he claims enrolment. A separate form of claim for enrolment may, if the principal officer so desires, be used in respect of each qualification.

Regulation 6 (1) allows the form of electoral roll in force immediately before the coming into force of these regulations to continue to be used until the 11th day of October 1980.

Regulation 6 (2) makes it clear that these regulations do not invalidate any application for enrolment made before the coming into force of these regulations and any such application may be dealt with as if these regulations had not been made.

Issued under the authority of the Regulations Act 1936.

Date of notification in *Gazette*: 10 April 1980.

These regulations are administered in the Department of Internal Affairs.