

Reprint
as at 12 May 2011

**Compulsory Retirement Savings
Scheme Referendum Regulations
1997**

(SR 1997/134)

Compulsory Retirement Savings Scheme Referendum Regulations 1997:
revoked, on 12 May 2011 (after being spent on 2 April 1998), by clause 3 of
the Regulatory Reform (Revocations) Order 2011 (SR 2011/99).

PURSUANT to section 65 of the Compulsory Retirement Savings Scheme Referendum Act 1997, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, makes the following regulations.

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Note

Changes authorised by section 17C of the Acts and Regulations Publication Act 1989 have been made in this eprint.

A general outline of these changes is set out in the notes at the end of this eprint, together with other explanatory material about this eprint.

These regulations are administered in the Ministry of Justice.

Schedule
Forms

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1 Title and commencement

- (1) These regulations may be cited as the Compulsory Retirement Savings Scheme Referendum Regulations 1997.
- (2) These regulations come into force on the day after the date of their notification in the *Gazette*.

2 Interpretation

- (1) In these regulations, unless the context otherwise requires, **the Act** means the Compulsory Retirement Savings Scheme Referendum Act 1997.
- (2) A reference in these regulations to a numbered form is a reference to a form so numbered in the Schedule.

3 Form of voting paper

- (1) The voting paper must be in form 1.
- (2) A replacement voting paper posted under section 32(3)(a) of the Act must show the words **Replacement voting paper** on the detachable part of the voting paper.

4 Declarations as to deletion of electoral information

- (1) The declaration required to be made under section 25(2)(b) of the Act must be in form 2.
- (2) The declaration required to be made under section 26(4)(b) of the Act must be in form 3.
- (3) The declaration required to be made under section 26(5)(b) of the Act must be in form 4.

5 Application for replacement voting paper

An application by an elector under section 32(1) of the Act for a replacement voting paper may be made orally or in writing, and must state the elector's—

- (a) full name:
- (b) date of birth:

- (c) occupation (if any):
- (d) current postal address:
- (e) previous postal address (where the original voting paper was not posted to the current postal address):
- (f) a daytime contact phone number (if available) and an evening contact phone number (if available).

6 Application to have voting paper faxed

An application by an elector under section 33(1) of the Act to have the voting paper faxed to the elector must be in writing, and must state—

- (a) the elector's full name:
- (b) the circumstances of the elector, in sufficient detail to enable the Returning Officer to assess the elector's eligibility to have the voting paper faxed to the elector:
- (c) the elector's date of birth:
- (d) the elector's occupation (if any):
- (e) the address shown against the elector's name on the referendum roll (if the elector knows that address):
- (f) the fax number to which the voting paper for the elector is to be faxed:
- (g) a daytime contact phone number (if available) and an evening contact phone number (if available).

7 Application to have relevant parts of voting paper dictated

(1) An application by an elector under section 33(2) of the Act to have the relevant parts of the voting paper dictated to the elector may be made orally or in writing, and must state—

- (a) the elector's full name:
- (b) the circumstances of the elector, in sufficient detail to enable the Returning Officer to assess the elector's eligibility to have the relevant parts of the voting paper dictated to the elector:
- (c) the elector's date of birth:
- (d) the elector's occupation (if any):
- (e) the address shown against the elector's name on the referendum roll (if the elector knows that address):
- (f) a phone number or other number that can be used to dictate the relevant parts of the voting paper to the elector:

-
- (g) a daytime contact phone number (if available) and an evening contact phone number (if available).
- (2) If a voter who is entitled to vote by dictating his or her vote to the Returning Officer indicates to the Returning Officer that he or she wishes to vote in that way, the Returning Officer must receive the voter's dictation in an area where no one other than the Returning Officer is present or within hearing range.
- (3) If under section 36(4) of the Act the Returning Officer has marked a voting paper in accordance with the voter's instructions, the Returning Officer must endorse on the back of the voting paper the words "Produced by dictation under section 36(4) of the Act," and must sign and date the endorsement.
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Schedule

r 2(2)

Forms

Form 1

r 3

Voting paper

REFERENDUM ON THE COMPULSORY RETIREMENT SAVINGS SCHEME

[Elector's name and address]

Explanation

Use this voting paper to have your say on the proposed compulsory retirement savings scheme. A summary of the scheme is with this voting paper. A full description is in the Government publication entitled "You and your retirement savings *The proposed compulsory Retirement Savings Scheme*" dated 7 July 1997.

The Government will introduce legislation to set up the scheme if more people voting at the referendum vote "yes" than vote "no".

Directions to Voter

1. You may vote only once.
2. To vote for the compulsory retirement savings scheme, in the circle at the end of the line "YES I support the proposed compulsory retirement savings scheme".
3. To vote against the compulsory retirement savings scheme, in the circle at the end of the line "NO I do not support the proposed compulsory retirement savings scheme".
4. After you have voted, carefully tear off the bottom part of the voting paper. The bottom part of the voting paper is your vote. **Do not fold it.**
5. You may post your vote or you may deliver it by hand.
6. To post your vote—
Put it in the envelope addressed to the Returning Officer and seal the envelope.
If you are voting from overseas, put a stamp on the envelope.
Post it early—
A vote posted in New Zealand must be postmarked on or before 26 September 1997.
If you post your vote on 26 September, choose a postbox which is cleared in time for your vote to be postmarked on that day. The clearance times are on the boxes.
A vote posted overseas must be postmarked on or before 25 September 1997.
Votes postmarked after these dates will be invalid.
7. To deliver your vote, take it during business hours to the Chief Electoral Office, Level 1, 110 Featherston Street, Wellington.
8. If you spoil your vote, ring 0800 800 610 for advice on how to get a replacement voting paper.

Tear here

REFERENDUM ON THE COMPULSORY RETIREMENT SAVINGS SCHEME



Vote Here

Do you support the proposed
compulsory retirement
savings scheme?

YES	I support the proposed compulsory retirement savings scheme	<input type="checkbox"/>
NO	I do not support the proposed compulsory retirement savings scheme	<input type="checkbox"/>

Tick only ONE answer above.

Form 2

r 4(1)

Declaration by person who has a copy of the
referendum roll

To the Chief Registrar:

I, AB, [*Insert residence and occupation*], solemnly and sincerely declare—

(a) That I held referendum roll information for the purposes of the Compulsory Retirement Savings Scheme Referendum Act 1997. (In this declaration “referendum roll information” refers to a copy of the whole or any part of any of the following:

- (i) The referendum roll;
- (ii) The supplementary referendum roll;
- (iii) Any marks made on those rolls under sections 24(6), 32(3)(b), 33(5), or 40(2)(b) of the Compulsory Retirement Savings Scheme Referendum Act 1997); and

(b) That I have fully complied with my obligations under section 25(2)(a) of the Compulsory Retirement Savings Scheme Referendum Act 1997 by—

- * (i) Erasing all referendum roll information from any computer tape, disk, or diskette held by me;
- * (ii) Deleting all referendum roll information from any electronic system used by me.

AB

Declared at this day of 19 before me:

.....
CD

- *Justice of the Peace
- *Solicitor
- *†Returning Officer

NOTE:

*Delete if inapplicable.

†A declaration by the Returning Officer must be made before a Justice of the Peace or a solicitor.

**Form 3
Declaration by panel**

To the Chief Registrar:

I, AB, [*Insert residence and occupation*], a member of the panel referred to in the Compulsory Retirement Savings Scheme Referendum Act 1997, solemnly and sincerely declare on behalf of the panel—

- (a) That the Chief Registrar supplied the panel under section 26(1) of the Compulsory Retirement Savings Scheme Referendum Act 1997 with a list of electors; and
- (b) That the panel has fully complied with its obligations under section 26(4)(a) of the Compulsory Retirement Savings Scheme Referendum Act 1997 by—
 - * (i) Erasing all information supplied by the Chief Registrar from any computer tape, disk, or diskette held by the panel:
 - * (ii) Deleting all information supplied by the Chief Registrar from any electronic system used by the panel.

AB

Declared at this day of 19 before me:

.....
CD

- *Justice of the Peace
- *Solicitor
- *Returning Officer

NOTE:

*Delete if inapplicable.

Form 4

r 4(3)

Declaration by person who has completed task
for official publicity campaign

To the Chief Registrar:

I, AB, [*Insert residence and occupation*], solemnly and sincerely declare—

- (a) That the panel supplied me with a list of electors for the purposes of a task required for the official publicity campaign; and
- (b) That I have fully complied with my obligations under section 26(5)(a) of the Compulsory Retirement Savings Scheme Referendum Act 1997 by—
 - * (i) Erasing all information supplied by the panel from any computer tape, disk, or diskette held by me;
 - * (ii) Deleting all information supplied by the panel from any electronic system used by me.

AB

Declared at this day of 19 before me:

.....
CD

- *Justice of the Peace
- *Solicitor
- *Returning Officer

NOTE:
*Delete if inapplicable.

MARIE SHROFF,
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 provide machinery provisions related to the conduct of the referendum on a proposed compulsory retirement savings scheme.

Regulation 3 prescribes the form of the voting paper.

Regulation 4 prescribes forms of declarations required to be made by persons who are given lists of electors in electronic form for the purposes of the referendum. Such information has to be deleted on completion of the tasks for which it was supplied. The persons con-

cerned have to declare that they have complied with that statutory obligation.

Regulation 5 prescribes the information to be given in applications for replacement voting papers.

Regulation 6 prescribes the information to be given in applications to have voting papers faxed to electors.

Regulation 7 prescribes the information that has to be given in applications to have voting papers dictated to electors. This regulation also provides that, when a vote is dictated, the Returning Officer must receive the dictation in an area where no other person is present or within hearing range. The Returning Officer is required to endorse and sign votes produced by dictation.

Issued under the authority of the Acts and Regulations Publication Act 1989.
Date of notification in *Gazette*: 17 July 1997.

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Notes**1 General**

This is an eprint of the Compulsory Retirement Savings Scheme Referendum Regulations 1997. The eprint incorporates all the amendments to the regulations as at 12 May 2011. The list of amendments at the end of these notes specifies all the amendments incorporated into this eprint since 3 September 2007.

Relevant provisions of any amending enactments that contain transitional, savings, or application provisions that cannot be compiled in the eprint are also included, after the principal enactment, in chronological order.

2 About this eprint

This eprint has not been officialised. For more information about eprints and officialisation, please see <http://www.pco.parliament.govt.nz/eprints/>.

**3 List of amendments incorporated in this eprint
(most recent first)**

Regulatory Reform (Revocations) Order 2011 (SR 2011/99): clause 3
Compulsory Retirement Savings Scheme Referendum Act 1997 (1997 No 13):
section 2
