

TABLE OF PROVISIONS

Regulation

PART I — PRELIMINARY

1. Citation
2. Forms

PART II — FORMS

3. Roll of electors
4. Claim for enrolment or transfer
5. Notice of objection to enrolment
6. Notice of intention to apply for court order
7. Nomination for election
8. Withdrawal of nomination consent
9. Application for postal vote
10. Postal vote certificate
11. Postal ballot-paper
12. Ballot-paper
13. Declaration under section 80(1) of the Act
14. Declaration under section 80(2) of the Act
15. Declaration under section 80(3) of the Act

PART III — ROLLS AND ENROLMENT

16. Inquiries concerning incorrect details on roll
17. Notification of non-enrolment
18. Transfer of enrolment
19. Alterations to rolls
20. Fees

PART IV — POLLING

21. Incorrect details in roll
22. Withholding of ballot-paper
23. Record of withholding of ballot-paper
24. Spoilt ballot-papers
25. Ballot-boxes
26. Failure to vote
27. Court hearing
28. Postal ballot-box

PART V — SCRUTINY OF POSTAL BALLOT-PAPERS AND BALLOT-PAPERS ISSUED UNDER SECTION 80 OF THE ACT

29. Definitions
30. Invalid postal votes
31. Checking postal vote certificates
32. Examination of section 80 declarations
33. Part-counting of votes
34. Omissions and errors in ballot-papers

PART VI — MISCELLANEOUS

35. Nominee's photograph
36. Display of nominee's photographs and names
37. Undertaking by officers and representatives
38. Deferred counting of ballot-papers
39. Retention of ballot-papers

Regulations under the *Electoral Act*

I, JOHN ARMSTRONG ENGLAND, the Administrator of the Northern Territory of Australia, acting with the advice of the Executive Council, hereby make the following Regulations under the *Electoral Act*.

Dated this thirty-first day of March, 1980.

J. A. ENGLAND
Administrator

ELECTORAL REGULATIONS**PART I — PRELIMINARY****1. CITATION**

These Regulations may be cited as the Electoral Regulations.

2. FORMS

In these Regulations, a reference to a Form by number is a reference to a Form so numbered in the Schedule.

PART II — FORMS**3. ROLL OF ELECTORS**

Rolls shall be in accordance with Form 1.

4. CLAIM FOR ENROLMENT OR TRANSFER

A claim for enrolment or transfer of enrolment shall be in accordance with Form 2.

5. NOTICE OF OBJECTION TO ENROLMENT

A notice of objection to the inclusion of a name on a roll shall be in accordance with Form 3.

6. NOTICE OF INTENTION TO APPLY FOR COURT ORDER

A notice of intention to apply to a Court of Summary Jurisdiction for an order under Division 3 of Part V of the Act shall be in accordance with Form 4.

7. NOMINATION FOR ELECTION

A nomination shall be in accordance with Form 5.

8. WITHDRAWAL OF NOMINATION CONSENT

A notice of withdrawal of consent to act as a member of the Legislative Assembly if elected shall be in accordance with Form 6.

9. APPLICATION FOR POSTAL VOTE

An application for a postal ballot-paper shall be in accordance with Form 7.

*Notified in the *Northern Territory Government Gazette* on 3 April, 1980.

10. POSTAL VOTE CERTIFICATE

A postal vote certificate shall be in accordance with Form 8.

11. POSTAL BALLOT-PAPER

A postal ballot-paper shall be in accordance with Form 9.

12. BALLOT-PAPER

A ballot-paper, other than a postal ballot-paper, shall be in accordance with Form 10.

13. DECLARATION UNDER SECTION 80(1) OF THE ACT

A declaration under section 80(1) of the Act shall be in accordance with Form 11.

14. DECLARATION UNDER SECTION 80(2) OF THE ACT

A declaration under section 80(2) of the Act shall be in accordance with Form 12.

15. DECLARATION UNDER SECTION 80(3) OF THE ACT

A declaration under section 80(3) of the Act shall be in accordance with Form 13.

PART III — ROLLS AND ENROLMENT**16. INQUIRIES CONCERNING INCORRECT DETAILS ON ROLL**

The Divisional Returning Officer shall, subject to the directions of the Chief Electoral Officer, make such inquiries from time to time as are practicable in order to ascertain the names of qualified persons who are entitled to be enrolled, but are not so enrolled, for the division for which he keeps the roll, who have changed their respective places of residence from the address shown on the roll to another address in the in the division, or who have changed their names.

17. NOTIFICATION OF NON-ENROLMENT

(1) Where a Divisional Returning Officer is satisfied that a person who resides in his division has not complied with the enrolment requirement of the Act he may, by notice in writing sent by post to that person, require the person, within 21 days after receiving the notice, to make a claim for enrolment or transfer of enrolment, as the case may be, or give a satisfactory explanation to the Divisional Returning Officer for not having enrolled.

(2) Where a person referred to in sub-regulation (1) fails to give an explanation as required under that sub-regulation within the time specified, or gives an explanation which, in the opinion of the Divisional Returning Officer, is not a satisfactory explanation, the Divisional Returning Officer shall, by notice in writing sent by post to that person, so advise the person and require him, within 21 days after receiving the notice, to enrol or transfer his enrolment, as the case may be, in accordance with the requirements of the Act.

18. TRANSFER OF ENROLMENT

Where the name of an elector is transferred under the Act from one roll to another by reason of a distribution, the Chief Electoral Officer shall—

- (a) cause notice of the transfer to be published in the *Gazette* and in a newspaper circulating in the divisions concerned; or
- (b) if he considers that publication of a notice under paragraph (a) would not be reasonably effectual to give notice of the transfer to the elector, cause notice of the transfer to be sent by post to the elector.

19. ALTERATION TO ROLLS

Every alteration to a roll shall be made so as not to obliterate the entry being altered, and the reasons for the alteration and the date thereof, together with the initials of the person making it, shall be recorded against the alteration.

20. FEES

For the purposes of section 25(b) of the Act, the fees for the provision of a copy of a roll are—

- (a) for a roll — \$2.00; and
- (b) for a supplementary roll — \$0.50.

PART IV — POLLING**21. INCORRECT DETAILS IN ROLL**

(1) A claim to vote at a polling shall not be rejected by reason only of the omission from the roll or a certified list of voters of the given name of a person or the entry of a wrong given name, address, occupation or spelling of a surname if, in the opinion of the presiding officer, the voter is sufficiently identified.

(2) No female voter shall be disqualified from voting under the name appearing on the roll by reason only of her surname having been changed by marriage.

22. WITHHOLDING OF BALLOT-PAPER

The presiding officer of a polling place shall refuse to issue a ballot-paper to a person required to answer a question put to him under section 75(2) of the Act who refuses to answer the question or fails to answer it in the affirmative.

23. RECORD OF WITHHOLDING OF BALLOT-PAPER

(1) Where the presiding officer of a polling place refuses to issue a ballot-paper to a person referred to in section 80 of the Act who has made the relevant declaration under that section, he shall make a written note of the person's request to be issued with a ballot-paper and the presiding officer's reasons for refusing to issue it and sign the note in the presence of such candidates representatives as are present at the polling place.

(2) A note referred to in sub-regulation (1) shall be forwarded to the Divisional Returning Officer for the division in which the polling place is situated at the close of polling.

24. SPOILT BALLOT-PAPERS

A presiding officer who receives a spoilt ballot-paper referred to in section 82 of the Act shall there and then, on receiving it, write the word "spoilt" across the face thereof, place it in an endorsed envelope and, after the polling, forward it to the Divisional Returning Officer.

25. BALLOT-BOXES

(1) Each ballot-box shall have a cleft in the cover through which the ballot-papers may be deposited in the ballot-box, and shall be provided with means for securely closing the cleft.

(2) Each ballot-box shall be capable of being securely fastened by means of a lock.

26. FAILURE TO VOTE

(1) As soon as practicable after an election, the Divisional Returning Officer shall prepare a list of electors for his division who failed to vote at the election.

(2) Subject to the directions of the Chief Electoral Officer, the Divisional Returning Officer shall, within 3 months after the declaration of the poll, send a written notice by post to each elector whose name appears on the list referred to in sub-

regulation (1) requiring the elector, within 21 days after receiving that notice, to give an explanation of his reasons for his failing to vote at the election.

(3) Where a person to whom a notice under sub-regulation (2) has been sent does not, within the time specified, give an explanation for his not having voted or gives an explanation which, in the opinion of the Divisional Returning Officer, is not a satisfactory explanation for his not having done so, the Divisional Returning Officer shall, by notice in writing posted to the person, so advise the person and further advise him that legal proceedings may be commenced against him.

(4) In any legal proceedings commenced against an elector for failing to vote at an election the Divisional Returning Officer shall send to the court before which the charge is to be heard the explanation under this regulation, if any, of the elector.

(5) In any legal proceedings referred to in this regulation the court shall, whether or not the defendant is present, consider the contents of the written explanation of an elector as if it were given in evidence before the court.

(6) If the elector attends the court and sets up a defence different in substance from the explanation contained in the elector's written explanation under this regulation, the court shall, if it dismisses the complaint, do so without awarding the defendant the costs of his defence.

27. COURT HEARING

(1) In any proceedings referred to in regulation 26, there shall be served on the defendant a notice that the defendant may attend the court and answer the charges in person or may, at any time not less than 7 days before the date fixed for the hearing, lodge with or send by post to the prosecuting officer a statutory declaration setting out any matters he desires to set out in answer to the charge.

(2) A notice referred to in sub-regulation (1) may be written on the summons or may be a separate document served with the summons.

(3) Where a statutory declaration is received by the prosecuting officer in pursuance of sub-regulation (1), he shall, as far as it is practicable for him so to do, inquire into the truth of its contents and shall, unless he withdraws the prosecution, bring the declaration to the notice of the court.

(4) The court shall, at the hearing of the case, consider the statutory declaration, whether the defendant is present or not, as if its contents were given in evidence before it, but if the defendant attends the court, and sets up a defence different in substance from the statement contained in his declaration, the court shall, if it dismisses the prosecution, do so without awarding the defendant the costs of his defence.

(5) The court may, in its discretion, on the application of the prosecuting officer, adjourn the hearing for any period it thinks fit, to enable that officer to answer the declaration.

28. POSTAL BALLOT-BOX

The Divisional Returning Officer shall keep a locked and sealed ballot-box with the words "Postal Ballot-box" marked thereon, and shall place and keep therein, until the determination of the results of the poll, all envelopes containing postal ballot-papers relating to his division received by him up to the time prescribed for the receipt of those ballot-papers.

PART V — SCRUTINY OF POSTAL BALLOT-PAPERS AND BALLOT-PAPERS ISSUED UNDER SECTION 80 OF THE ACT

29. DEFINITIONS

For the purposes of this Part—

"ballot-paper" means a ballot-paper issued under section 80 of the Act;

“claim for enrolment” includes a claim for enrolment under Part VI of the Northern Territory Electoral Regulations from time to time in force under the *Northern Territory Representation Act 1922* of the Commonwealth and the *Commonwealth Electoral Act 1918* of the Commonwealth;

“Divisional Returning Officer”, in relation to voting on ballot-papers or postal ballot-papers, means the Divisional Returning Officer for the division in respect of which those votes are cast;

“postal ballot-paper” means a ballot-paper issued under Part VIII of the Act.

30. INVALID POSTAL VOTES

(1) A postal ballot-paper shall be excluded from the determination of the results of the poll if—

- (a) it is not posted or delivered to a Divisional Returning Officer or delivered to a presiding officer before the close of polling; or
- (b) it is received by the Divisional Returning Officer more than 10 days after polling day.

(2) A postal ballot-paper upon which a vote was marked after 6.00 o'clock in the evening on polling day shall be excluded from the determination of the results of the poll.

(3) In the absence of evidence to the contrary, the time and date appearing in the postal vote certificate of an elector shall be taken as the time and date on which the elector's vote was marked.

31. CHECKING POSTAL VOTE CERTIFICATES

The Divisional Returning Officer shall, at such times as he considers practicable after the close of polling, in the presence of such representatives as choose to attend and other persons approved by the Divisional Returning Officer—

- (a) produce unopened all envelopes containing postal ballot-papers received by him within 10 days after polling day;
- (b) compare the signature of the elector on his postal vote certificate with the signature of the same elector on his application for a postal ballot-paper or, if there is no application, on his claim for enrolment, and allow the representatives to inspect both signatures;
- (c) if satisfied that—
 - (i) the elector's signature on his postal vote certificate is that of the elector who signed the application or the claim for enrolment;
 - (ii) the signature purports to be witnessed by an authorized witness;
 - (iii) the vote marked on the postal ballot-paper contained in the envelope purports to have been cast before 6.00 o'clock in the evening on polling day; and
 - (iv) the postal ballot-paper was posted or delivered to him, another Divisional Returning Officer or delivered to a presiding officer before the close of polling,

the Divisional Returning Officer shall—

- (v) place a mark against the name of the elector on a certified list of voters to be used by him for the purposes of the determination of the results of the poll;
- (vi) withdraw from the envelope the postal ballot-paper and, without inspecting or unfolding it or allowing any other person to do so, forthwith deposit the folded postal ballot-paper in a locked and sealed ballot-box; and

- (vii) place the envelope from which the postal ballot-paper was withdrawn in a parcel together with all other envelopes from which postal ballot-papers were withdrawn in accordance with sub-paragraph (vi);
- (d) if not satisfied of the matters referred to in paragraph (c)(i), (ii), (iii) and (iv), exclude the postal ballot-paper from the determination of the results of the poll, without opening the envelope in which it is contained;
- (e) place in a parcel the unopened envelopes bearing the postal vote certificates of those persons whose postal ballot-papers he has excluded from the determination of the results of the poll; and
- (f) seal up the parcels referred to in paragraphs (c)(vii) and (e) and endorse on each parcel a statement of its contents.

32. EXAMINATION OF SECTION 80 DECLARATIONS

(1) The Divisional Returning Officer shall, after the close of the polling, in the presence of such representatives as choose to attend and other persons approved by the Divisional Returning Officer—

- (a) produce unopened all envelopes containing ballot-papers;
- (b) examine each envelope and if satisfied that—
 - (i) the declaration on the envelope is properly signed and attested; and
 - (ii) the person who made the declaration is, in his opinion, entitled to vote in respect of, and, in the case of a person who made a declaration under section 80(2) or (3) of the Act, enrolled for, the division in respect of which the Divisional Returning Officer is appointed,the Divisional Returning Officer shall—
 - (iii) place a mark against the name of the person, other than a person who made a declaration under section 80(1) of the Act, on a certified list of voters to be used by him for the purposes of the determination of the results of the poll;
 - (iv) withdraw from the envelope the ballot-paper and, without inspecting it or unfolding the ballot-paper or allowing any other person to do so, forthwith deposit the folded ballot-paper in a locked and sealed ballot-box; and
 - (v) place the envelope from which the ballot-paper has been withdrawn in a parcel together with all other envelopes from which ballot-papers were withdrawn in accordance with sub-paragraph (iv);
- (c) if not satisfied of the matters referred to in paragraph (b)(i) and (ii), exclude the ballot-paper from the determination of the results of the poll, without opening the envelope in which it is contained;
- (d) place in a parcel the unopened envelopes bearing declarations made under section 80 of the Act of those persons whose ballot-papers he has excluded from the determination of the results of the poll; and
- (e) seal up the parcels referred to in paragraphs (b)(v) and (d) and endorse on each parcel a statement of its contents.

(2) The Divisional Returning Officer shall not exclude a ballot-paper from the determination of the results of the poll by reason only of the fact that the presiding officer of the polling place where the vote was cast omitted to attest the declaration of the voter if the voter's name appears on the record made and signed by the presiding officer in accordance with section 80(4).

33. PART-COUNTING OF VOTES

It is not necessary for the Divisional Returning Officer, for the purposes of regulations 31 and 32, to await the receipt of all envelopes containing postal ballot-papers or ballot-papers before he proceeds to deal with such postal ballot-papers or ballot-papers, as the case may be, in accordance with section 91(1) of the Act, but sufficient uncounted postal ballot-papers or ballot-papers shall be kept in the ballot-box referred to in regulation 31(c)(vi) or 32(b)(iv), as the case may be, to ensure that any postal ballot-papers or ballot-papers for an election that are taken from a number sufficient to prevent the identity of the voters from being disclosed.

34. OMISSIONS AND ERRORS IN BALLOT-PAPERS

- (1) Without derogating from the Act or these Regulations—
- (a) a postal ballot-paper shall not be counted if it is received by the Divisional Returning Officer otherwise than in the envelope bearing the postal vote certificate; and
 - (b) a ballot-paper shall not be counted if it is received by the Divisional Returning Officer otherwise than in the envelope bearing the declaration of the voter.
- (2) A postal ballot-paper or a ballot-paper shall not be not counted by reason only of—
- (a) the name of a wrong division appearing on it;
 - (b) the omission of the name of the division from the postal ballot-paper or ballot-paper in a case where the name of the division for which the voter is enrolled appears on the postal vote certificate or the declaration signed by the elector, as the case may be;
 - (c) the surname only of a candidate being written on it in a case where no other candidate has the same surname; or
 - (d) a mistake in spelling of the name of a candidate in a case where, in the opinion of the Divisional Returning Officer, there is no doubt as to the identity of the candidate.

PART VI — MISCELLANEOUS**35. NOMINEE'S PHOTOGRAPH**

For the purposes of section 48(1)(f) of the Act, a photograph of a nominee shall—

- (a) be a black and white, full faced, vertical portrait photograph of the nominee's head and shoulders;
- (b) be a minimum of 12.75 centimetres in length by 8.75 centimetres in width;
- (c) have been taken within 6 months before the date of the lodging of his nomination; and
- (d) have endorsed on its reverse side the full name of the nominee and a statement signed by him certifying that the photograph was taken within the period referred to in paragraph (c).

36. DISPLAY OF NOMINEES' PHOTOGRAPHS AND NAMES

(1) Subject to sub-regulation (2), for the purposes of section 66 of the Act the size of the photograph of a candidate, and the printing of his name, for display in a polling booth shall be determined by the Divisional Returning Officer for the division in which the relevant polling place is situated.

- (2) The photograph and name of each candidate shall—

- (a) be of the same size and print as the photograph and name of each other candidate;
- (b) be displayed in the same area of the polling booth in the same order, in relation to the photograph and name of each other candidate, in which it appears on the ballot-paper,

and the name shall be the same as that appearing on the ballot-paper and be affixed, in relation to the photograph, in a position determined by the Divisional Returning Officer.

37. UNDERTAKING BY OFFICERS AND REPRESENTATIVES

(1) All officers conducting an election and candidates representatives present at a polling place during an election or representatives present at a place at which the results of a poll are determined during that determination or any part of it, shall make and subscribe an undertaking in accordance with Form 14.

(2) An omission by an officer or a candidate's representative or a representative to make or subscribe an undertaking required by this regulation to be made or subscribed shall not be grounds for setting aside an election.

38. DEFERRED COUNTING OF BALLOT-PAPERS

(1) Where the number of ballot-papers, other than those referred to in section 91(1)(b), in a ballot-box received by an officer conducting a determination of the results of a poll is less than 100, the officer conducting that determination shall place them in a locked and sealed ballot-box kept for that purpose at the place where the results of the poll are to be determined, and the counting of those ballot-papers shall be deferred.

(2) Subject to sub-regulation (3), the ballot-papers placed in a ballot-box referred to in sub-regulation (1) shall be taken out of the box and counted when the relevant ballot-papers taken from 2 or more ballot-boxes and placed in that ballot-box exceeds 100.

(3) Where no more ballot-boxes are to be received at the place where the results of a poll are to be determined, the ballot-box referred to in sub-regulation (1) shall be opened and the ballot-papers taken out and counted, notwithstanding that there are less than 100 ballot-papers in the ballot-box.

39. RETENTION OF BALLOT-PAPERS

A Divisional Returning Officer shall preserve all sealed parcels of ballot-papers required under the Act to be kept, until the authority of the Chief Electoral Officer has been obtained for their destruction.

Electoral Regulations

SCHEDULE

FORM 1

Regulation 2

Regulation 3

NORTHERN TERRITORY OF AUSTRALIA

Electoral Act

ROLL OF ELECTORS

Roll of electors for the Division of

No.	Name in Full	Place of Residence	Occupation	Sex
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FORM 2

Regulation 4

NORTHERN TERRITORY OF AUSTRALIA

Electoral Act

CLAIM FOR ENROLMENT OR TRANSFER OF ENROLMENT

Particulars of enrolment (use BLOCK letters)

Surname

Given Names

Place of Residence

Occupation Sex Male/Female

The following particulars relating to a claimant will not appear on the roll of electors but must be stated in this form.

Date of Birth Place of Birth

Former surname (if applicable)

Postal Address (if same as Place of residence, write "as above")

.....

TO the Divisional Returning Officer for the division of
(insert the name of division in respect of which the claim is made)

I am not under the age of 18 years.

I have lived in Australia for 6 months continuously.

I am a British subject.

I claim to have my name and particulars of enrolment placed on the roll of electors for the abovenamed division, in which I now live and have lived for a period of not less than one month immediately before the date of this claim.

I am enrolled in respect of the following address:

.....
.....
.....

for the division of

I declare that the statements made in this claim are true to the best of my knowledge and belief.

.....
(signature of claimant)

Date...../...../.....

I, the undersigned, am a person who is qualified to vote at an election of a member of the Legislative Assembly of the Northern Territory of Australia, and I certify that I have seen the claimant sign this claim, and that I either know the statements contained in the claim to be true or have satisfied myself by inquiry of the claimant or otherwise that the statements are true.

Signature

Name

Place of Residence

Occupation

FORM 3

Regulation 5

NORTHERN TERRITORY OF AUSTRALIA

Electoral Act

NOTICE OF OBJECTION

Division of

Name
(given names) (surname)

Place of Residence*
.....

Occupation

Notice is hereby given that an objection has been made by

.....
(name and address of objector)

objecting to your name being included on the roll of electors for the abovenamed division on the following grounds:

- (1) You do not reside in the abovenamed division and you have not so resided for at least one month last past (delete if not applicable)
- (2)
(include other grounds of objection here)
.....
.....
.....

You are entitled at any time within 30 days after service of this notice to answer the objection either orally or in writing.

If you intend to answer the objection orally you should attend at my office at

.....
(address of office)

which is open between the hours of.....a.m. and..... p.m., Monday to Friday.

If you intend to answer the objection in writing, and do not desire to attend at my office for the purpose of answering the objection orally, you should with the least delay, but before the expiration of 30 days after the service of this notice—

- (a) complete, sign and date the reply in the space provided; and
- (b) send or deliver the notice to me with your reply attached.

If you are not qualified to vote at an election of a member of the Legislative Assembly of the Northern Territory of Australia for the abovenamed division, you need not reply to this objection.

If you fail to answer the objection within 30 days after service of this notice, the objection will be determined, and your name may be removed from the roll of electors for the abovenamed division but no notice of the decision on the objection will be sent to you.

Dated this _____ day of _____, 19 ____ .

.....
(Divisional Returning Officer
for the abovenamed division)

Postal address

(*Present address, if known to the Divisional Returning Officer, if not known, address as shown on roll)

REPLY

(To be completed only if the elector claims that he is qualified for the enrolment objected to.)

I am the elector whose enrolment is objected to in this notice, and I claim that I am qualified to vote at an election of a member of the Legislative Assembly for the division of
(name of division)

My reasons for so claiming are as follows:

- (1) I am the elector whose enrolment is objected to in this notice.
- (2) My place of residence is still in the abovenamed Division for which I retain my qualification for enrolment.
- (3)
(include any other reasons here)

Dated this _____ day of _____, 19 ____ .

.....
(signature of elector)

Address



FORM 4

Regulation 6

NORTHERN TERRITORY OF AUSTRALIA

Electoral Act

NOTICE OF INTENTION TO APPLY TO A COURT OF SUMMARY JURISDICTION FOR AN ORDER UNDER DIVISION 3 OF PART V OF THE *ELECTORAL ACT*

TO—

(Insert as applicable the Chief Electoral Officer, the Divisional Returning Officer, name of person on a roll of electors whose name was objected to, or name of person who made an objection to the inclusion of a name on a roll of electors — see the note at the end of this form)

You are hereby notified that I, (full name)

of (address)

intend to apply to the Court of Summary Jurisdiction to be held at on the day of, 19 at o'clock in the noon (particulars of place, date, and time of hearing to be inserted by the Clerk of Courts) for an order—

*(a) directing that my name be placed on the roll of electors for the division of

*(b) sustaining the objection made by me to the inclusion of the name on the roll of electors for the division of

(*Strike out whichever of (a) or (b) is not applicable)

You are entitled to appear as a party at the hearing of the application. If you wish to so appear, you are required to attend at the time and place notified.

Dated this day of, 19

..... (signature of applicant)

NOTE: Section 38(1) of the *Electoral Act* provides:

“A person who intends to make an application under this Division shall, not less than 7 days before making the application, serve notice of the application in the prescribed form on—

- (a) where applicable, the person who made an objection or the person objected to, as the case may be; and

- (b) the Chief Electoral Officer or the Divisional Returning Officer who—
- (i) rejected a claim for enrolment or transfer of enrolment under section 31(3);
 - (ii) dismissed an objection under section 34(3); or
 - (iii) made a determination under section 36 in respect of an objection.”.
-

Electoral Regulations

FORM 5

Regulation 7

NORTHERN TERRITORY OF AUSTRALIA

Electoral Act

NOMINATION FOR ELECTION AS A MEMBER OF THE LEGISLATIVE ASSEMBLY OF THE NORTHERN TERRITORY

To the Divisional Returning Officer for the division of

We, the undersigned electors on the roll of electors for the abovementioned division, and entitled to vote at the election of a member of the Legislative Assembly, do hereby nominate:

Given names (in full)	Surname (In Block Letters)	Place of Residence	Occupation

as a candidate for election as a member of the Legislative Assembly for the abovementioned division.

Dated this day of, 19 ..

To be completed by nominators

Name of Nominator (in Block Letters)	Signature of Nominator	Place of residences for which enrolled in abovementioned division (in Block Letters)

NOTE: A nomination must be signed by not less than 6 persons entitled to vote at the election for which the candidate is nominated.

To be completed by nominee (use Block Letters)—

I,
(given names) (surname)
of
(place or residence)

consent to act if elected and declare that I am qualified in accordance with Division 2 of Part III of the *Northern Territory (Self-Government) Act 1978* of the Commonwealth to be a candidate for election as a member of the Legislative Assembly.

.....
(Signature of nominee)

NOTE: A nomination must be accompanied by a photograph of the nominee in accordance with regulation 35—

A photograph of a nominee shall—

- (a) be a black-and-white, full faced, vertical, portrait photograph of the nominee's head and shoulders;
- (b) be a minimum of 12.75 centimetres in length by 8.75 centimetres in width;
- (c) have been taken within 6 months before the date of lodging of his nomination; and
- (d) have endorsed on its reverse side the full name of the nominee and a statement signed by him certifying that the photograph was taken within the period referred to in paragraph (c).

FORM 6

Regulation 8

NORTHERN TERRITORY OF AUSTRALIA

Electoral Act

WITHDRAWAL BY NOMINEE OF CONSENT TO ACT AS A MEMBER OF THE LEGISLATIVE ASSEMBLY

To the DIVISIONAL RETURNING OFFICER for the division

of

I,
(given names) (surname)

of
(place of residence)

occupation, hereby withdraw my consent to act as a member of the Legislative Assembly.

Dated this day of, 19 ..

.....
(signature)

FORM 7

Regulation 9

NORTHERN TERRITORY OF AUSTRALIA

Electoral Act

APPLICATION FOR POSTAL BALLOT-PAPER

To the DIVISIONAL RETURNING OFFICER for the Division of

I,
(surname) (given names)

of
(place of residence as appearing on the roll)

occupation , hereby apply for a postal ballot-paper to enable me to vote by post at the forthcoming election.

I declare—

(1) that I am an elector enrolled on the roll of electors for the division of ;

(2) that my real place of living is, or was at some time within 3 months immediately preceding the polling day for the election to which this application relates, in that division;

(3) that the ground on which I apply to vote by post is—

*(a) that I will not, throughout the hours of polling, be within the Territory or within 20 kilometres of a polling place;

*(b) that I will, throughout the hours of polling be travelling under such condition as will preclude me from voting at a polling place;

*(c) that I will, by reason of illness, infirmity or approaching maternity, be precluded from attending at a polling place;

*(d) that I will, by reason of my membership of a religious order, or my religious beliefs, be precluded—

(i) from attending at a polling place; or

(ii) from attending at a polling place throughout the hours of polling on polling day or throughout the greater part of those hours;

*(e) that I will not by reason of being a prisoner, be able to attend at a polling place.

(*Strike out the grounds that are not applicable.)

The address to which the postal ballot-paper may be posted to me is

.....

.....
(signature of elector)

Signed by the elector in the presence of

Name

Address

Title under which witness acts as authorized witness

Signed before me at

Dated this day of , 19 ..

.....
(signature of authorized witness)

Where an elector makes his mark as his signature, the mark must be made in the presence of, and witnessed by, another person, other than the authorized witness, who shall also sign the declaration.

Signed before me at

Dated this day of , 19 ..

.....
(signature of witness)

NOTE—

Authorized Witness — The following persons are authorized witnesses for the purpose of postal voting by electors:

- (a) where an application is made in the Northern Territory — an elector whose name is on a roll of electors for a division of the Northern Territory;
- (b) where an application is made outside the Northern Territory—
 - (i) an officer of the naval, military or air forces of the Commonwealth or of some other part of the Queen’s dominions; or
 - (ii) a Justice of the Peace, Commissioner for Oaths, Commissioner for Affidavits, Commissioner for Declarations or Notary Public appointed under a law of the Commonwealth or of a Territory or State.

FORM 8

Regulation 10

NORTHERN TERRITORY OF AUSTRALIA

Electoral Act

POSTAL VOTE CERTIFICATE

No

I hereby certify that
of
is entitled (subject to the provisions of the Electoral Act to vote by post in respect of the
division of at the election
to be held on

.....
Divisional Returning Officer

for the division of

Date

I declare that I am the person referred to and am enrolled as—

Surname (In BLOCK letters)	Given Names (In BLOCK letters)	Place of Residence and Occupation (as appearing on roll)
----------------------------------	--------------------------------------	---

on the roll of electors for the division of

I, declare that my real place of living is in the division,
that I have not already voted in connection with the election to which this certificate
relates, and I promise and declare that if I am permitted to vote I will not again vote in
connection with the said election.

(Signature of voter)

Signed by the voter in the presence of

Name

Address

Title under which witness acts as authorized witness

Signed before me at

Dated this day of 19 .
at o'clock a.m./p.m.

.....
(Signature of authorized witness)

Where a voter makes his mark as his signature, the mark must be made in the presence of, and witnessed by, another person, other than the authorized witness, who shall also sign the declaration.

Signed before me at

Dated this day of 19 .

.....
(signature of witness)

NORTHERN TERRITORY OF AUSTRALIA

Electoral Act

POSTAL BALLOT-PAPER

(Your vote must not be marked hereon until you have first shown the ballot-paper, unmarked, to the authorized witness)

ELECTION OF ONE MEMBER OF THE LEGISLATIVE ASSEMBLY FOR THE DIVISION OF

Directions

Mark your vote on this ballot-paper by placing the numbers (here insert "1 and 2" where there are two candidates, "1, 2 and 3" where there are three candidates, "1, 2, 3 and 4" where there are four candidates, and so on as the case requires) in the squares respectively opposite the names of the candidates so as to indicate the order of your preference for them; fold the ballot-paper, place it in the envelope addressed to the Divisional Returning Officer, and fasten the envelope.

CANDIDATES

- []
[]
[]
[]
[]

NOTE—

Unless you mark your vote on the ballot-paper before 6.00 p.m. on polling day, namely . . . , and the ballot-paper is posted or delivered to a Divisional Returning Officer or delivered to a presiding officer before 6.00 p.m. on polling day and is received by the Divisional Returning Officer for the abovenamed division within 10 days after that day, it will be excluded from the determination of the results of the poll.

FORM 10

Regulation 12

NORTHERN TERRITORY OF AUSTRALIA

Electoral Act

BALLOT-PAPER

ELECTION OF ONE MEMBER OF THE LEGISLATIVE ASSEMBLY FOR THE
DIVISION OF

Directions

Mark your vote on this ballot-paper by placing the numbers (here insert "1 and 2" where there are two candidates, "1, 2 and 3" where there are three candidates, "1, 2, 3 and 4" where there are four candidates, and so on as the case requires) in the squares respectively opposite the names of the candidates so as to indicate the order of your preference for them. Fold the ballot-paper and place it in the ballot-box.

CANDIDATES

- []
- []
- []
- []



NORTHERN TERRITORY OF AUSTRALIA

Electoral Act

DECLARATION BY PERSON CLAIMING TO VOTE UNDER SECTION 80(1) OF THE ELECTORAL ACT

I, of occupation declare that—

- (a) I have posted or delivered a duly completed claim for enrolment (or transfer of enrolment) to the Divisional Returning Officer in compliance with Part V of the Electoral Act or to the Registrar in compliance with Part VI of the Northern Territory Electoral Regulations from time to time in force under the Northern Territory Representation Act 1922 of the Commonwealth and the Commonwealth Electoral Act 1918 of the Commonwealth;
(b) my claim for enrolment (or transfer of enrolment) was received by the Divisional Returning Officer or Registrar before 6 o'clock in the afternoon of the ... day of ..., 19 (date of issue or writ) that is before the issue of the writ for the election being held this day;
(c) to the best of my knowledge, no objection has been upheld in relation to the inclusion of my name on a roll of electors; and
(d) I am not disqualified for enrolment in a division other than the division of for which I claim to vote.

(signature of voter)

Signed before me at polling place.

Dated this day of, 19 (presiding officer)

Directions

This declaration must, after being filled in, be signed by the voter in the presence of the presiding officer and then be completed and attested by the presiding officer.

The presiding officer shall then, subject to the Electoral Act and the Electoral Regulations, initial and hand to the voter one ballot-paper.

The voter shall then—

- (a) go to an unoccupied polling booth and there mark his vote on the ballot-paper; and

- (b) fold the ballot-paper so as to conceal his vote and clearly show the initials of the presiding officer and then return it so folded to the presiding officer.

The presiding officer shall ensure that he receives from the voter the ballot-paper duly folded and, if necessary for purposes of identification, shall request the voter to again state his name and then, without unfolding the ballot-paper, in the presence of the voter and such candidates' representatives as are present, enclose the ballot-paper received from that voter in an envelope bearing the declaration of the voter and addressed to the Divisional Returning Officer for the division in respect of which the voter claims that he is entitled to vote, securely fasten the envelope and deposit it in the ballot-box.

NORTHERN TERRITORY OF AUSTRALIA

Electoral Act

DECLARATION BY PERSON CLAIMING TO VOTE UNDER SECTION 80(2) OF THE ELECTORAL ACT

I, of
Name in full (as appearing on roll) Address in full (as appearing on Roll)
Use BLOCK letters

declare that—

- (a) My name appears on the certified list of voters used at the undernamed polling place opposite the No.....;
- *(b) notwithstanding that a mark has been placed against my name as appearing on the certified list of voters indicating that a ballot-paper has been issued to me, I have not already voted in connection with the election being held this day;
- *(c) notwithstanding that a postal ballot-paper for the purpose of voting in connection with the election being held this day has been issued to me, I have not already voted in connection with the said election.

(*Delete paragraph (b) or (c) whichever is not applicable)

.....
(signature of voter)

Signed before me at

Dated this day of, 19

.....
(presiding officer)

Directions

This declaration must, after being filled in, be signed by the voter in the presence of the presiding officer and then be completed and attested by the presiding officer.

The voter must surrender his postal ballot-paper to the presiding officer if the voter is in possession of the postal ballot-paper.

The presiding officer shall then, subject to the *Electoral Act* and the Electoral Regulations, initial and hand to the voter one ballot-paper.

The voter shall then—

- (a) go to an unoccupied polling booth and there mark his vote on the ballot-paper; and
- (b) fold the ballot-paper so as to conceal the vote and clearly show the initials of the presiding officer and then return if so folded to the presiding officer.

The presiding officer shall ensure that he receives from the voter the ballot-paper duly folded and, if necessary for purposes of identification, shall request the voter to again state his name and then, without unfolding the ballot-paper, in the presence of the voter and of such candidates' representatives as are present, enclose the ballot-paper received from that voter in an envelope bearing the declaration of the voter and addressed to the Divisional Returning Officer for the division in respect of which the voter claims that he is entitled to vote, securely fasten the envelope and deposit it in the ballot-box.

FORM 13

Regulation 15

NORTHERN TERRITORY OF AUSTRALIA

Electoral Act

DECLARATION BY A PERSON CLAIMING TO VOTE UNDER SECTION 80(3) OF THE ELECTORAL ACT

Declaration to be made on polling day by person claiming to vote at a polling place other than a polling place for the division for which he is enrolled.

I DECLARE that I am the person enrolled as—

Surname (In BLOCK LETTERS)	Given Names in Full (In BLOCK letters)	Place of Residence (as appearing on Roll of Electors. (Full address to be inserted)	Occupation
-------------------------------	---	---	------------

on the roll of electors for the division of and that I have not voted at this or any other polling place, or by post, in connection with the election being held this day, and I promise and declare that if I am permitted to vote at this polling place I will not again vote in connection with this election.

.....
(signature of voter)

Signed before me at polling place.

Dated this day of , 19 ..

.....
(presiding officer)

Directions

This declaration must, after being filled in be signed by the voter in the presence of the presiding officer, and then be completed and attested by the presiding officer.

The presiding officer shall then, subject to the *Electoral Act* and the Electoral Regulations, initial and hand to the voter one ballot-paper.

The voter shall then—

- (a) go to an unoccupied polling booth and there mark his vote on the ballot-paper; and
- (b) fold the ballot-paper so as to conceal his vote and clearly show the initials of the presiding officer and at once return it so folded to the presiding officer.

The presiding officer shall ensure that he receives from the voter the ballot-paper duly folded and, if necessary for purposes of identification, shall request the voter to again state his name, and then, without unfolding the ballot-paper, in the presence of the voter and of such candidates' representatives as are present, enclose the ballot-paper received from that voter in an envelope and addressed to the Divisional Returning Officer for the division in respect of which the voter claims to be entitled to vote, securely fasten the envelope and deposit it in the ballot-box.

FORM 14

Regulation 37

NORTHERN TERRITORY OF AUSTRALIA

Electoral Act

UNDERTAKING TO BE MADE BY OFFICERS AND REPRESENTATIVES

I, of
 (given names) (surname)
 of
 occupation promise and undertake that I will
 faithfully perform the duties of officer/candidates' representative/representative* to the
 best of my understanding and ability, and that I will not directly or indirectly attempt to
 influence the vote of any elector or, except by recording my vote as allowed by law, the
 result of any election, and that I will not disclose any knowledge officially acquired by
 me touching the vote of any elector, except in reply to a question which I am legally
 bound to answer.

Dated this day of , 19.....

.....
 (witness to signature) (signature)

(*Strike out whichever is inapplicable)
