

# **Presidential Elections Bill**

## **Table of Contents**

**Bill No: 21/1991**

*Read the first time: 28th June 1991*

**Long Title**

**Enacting Formula**

### **Part I PRELIMINARY**

**1 Short title and commencement**

**2 Interpretation**

**3 Appointment of Returning Officer and Assistant Returning Officers**

**4 Appointment of clerks and interpreters**

**5 Appointment of acting Returning Officer**

### **Part II ELECTIONS**

**6 Timing of poll and writ of election**

**7 Notice of time and place of election**

**8 Certificate of eligibility**

**9 Nomination papers**

**10 Deposits by candidates**

**11 Proceedings on nomination day**

- 12 Objections to nomination papers**
- 13 Withdrawal of candidature**
- 14 Persons entitled to be present**
- 15 Uncontested elections**
- 16 Contested elections**
- 17 Polling day to be public holiday**
- 18 Polling districts and polling stations**
- 19 Presiding officers**
- 20 Facilities to be provided at polling stations**
- 21 Register of electors to be conclusive evidence of right to vote**
- 22 Admittance to polling station**
- 23 Poll by ballot and ballot papers**
- 24 Ballot boxes**
- 25 Manner of voting**
- 26 Compulsory voting**
- 27 Declarations by voters**
- 28 Spoilt ballot papers**
- 29 Tendered votes**
- 30 Closing of poll**
- 31 Procedure on closing of poll**

**32 Counting votes**

**33 Votes to be rejected**

**34 Publication of result and statement of poll in the *Gazette***

**35 Failure to comply with provisions of this Act**

**36 Maintenance of secrecy at elections**

## **Part III OFFENCES AND CORRUPT AND ILLEGAL PRACTICES**

### **Chapter 1 — Offences**

**37 Offences**

### **Chapter 2 — Corrupt Practices**

**38 Personation**

**39 Treating**

**40 Undue influence**

**41 Bribery**

**42 Punishment for corrupt practice**

### **Chapter 3 — Election Agent, Election Expenses and Illegal Practices**

**43 Nomination of election agent**

**44 Person convicted of corrupt practice not to be appointed election agent**

**45 Making of contracts through election agent**

**46 Payment of expenses through election agent**

**47 Period for sending in claims and making payments for election expenses**

**48 Remuneration of election agent**

**49 Personal expenses of candidate and petty expenses**

**50 Expenses in excess of maximum to be illegal practice**

**51 Certain expenditure to be illegal practice**

**52 Plural voting**

**53 Use of motor vehicles at elections**

**54 Certain employment to be illegal**

**55 Saving for creditors**

**56 Return and declaration respecting election expenses**

**57 Publication of receipt of return, etc.**

**58 Employers to allow employees reasonable period for voting**

**59 Badges, symbols, etc., prohibited on polling day**

**60 Regulations for display of posters and banners**

**61 Punishment for conviction for illegal practice**

**62 Prohibition of canvassing on polling day**

**63 Prohibition of dissuasion from voting**

**64 Undue influence at or near polling station**

**65 Persons prohibited from conducting election activity**

**66 Unlawful assembly**

**67 Offence to operate loudspeaker**

**Chapter 4 — Excuse for Corrupt and Illegal Practice**

**68 Report exonerating candidate in certain cases of corrupt and illegal practice by agents**

**69 Power of Election Judge to except innocent act from being illegal practice, etc.**

**70 Authorised excuse for non-compliance with provisions as to return and declaration respecting election expenses**

**Part IV GROUNDS FOR AVOIDING ELECTIONS**

**71 Avoidance of election on election petition**

**Part V ELECTION PETITIONS**

**72 Powers of Election Judge**

**73 Who may present petition**

**74 Relief which may be claimed**

**75 Certificate of Judge as to validity of election**

**76 Report of Judge as to corrupt or illegal practice**

**77 Time for presentation**

**78 Prohibition of disclosure of vote**

**79 Votes to be struck off at a scrutiny**

**80 Rejection of ballot paper by Returning Officer not to be questioned**