
GENERAL NOTICE

NOTICE 1206 OF 2008

ELECTORAL COMMISSION

ELECTORAL ACT 73 OF 1998

AMENDMENT TO THE ELECTION REGULATIONS (2004)

The Electoral Commission has, in terms of section 100 of the Electoral Act, 1998 (Act No. 73 of 1998), made the regulations set out in the Schedule.

SCHEDULE

Definitions

1. In this Schedule, unless the context indicates otherwise-

“**the Act**” means the Electoral Act, 1998 (Act No. 73 of 1998); and

“**the Regulations**” means the Election Regulations, 2004, published in GN R12 in Government Gazette No. 25894 of 7 January 2004 as amended by GN R217 in Government Gazette No. 26058 of 16 February 2004.

Amendment of Regulation 37 of the Regulations

2. Regulation 37 of the Regulations is hereby amended by the substitution for regulation 37 of the following regulation:

“(1) Whilst observing proceedings in terms of section 59(1) of the Act, an agent must not interfere with the proceedings but may lodge objections with or bring any alleged irregularities to the attention of the presiding officer.

(2) The presiding or any other officer in a voting station must allow at least one of the party agents present in the voting station to observe proceedings at each of the following three points:

- (a) The point where voters submit their identity documents for the purpose of marking off their names on the voters' roll.
 - (b) The point where ballot papers are handed over to voters.
 - (c) The point where voters' hands are marked with an indelible ink.
- (3) At least two party agents present in the voting station must be allowed to observe the application proceedings in terms of section 24A of the Act.
- (4) Party agents will be accommodated as set out above on a rotational basis agreed upon amongst themselves, or should they fail to so agree, as directed by the presiding officer or deputy presiding officer.
- (5) The allocation of party agents as set out above must be in a manner that ensures all parties have an equitable opportunity of observing the processes.”.

Substitution of Appendix 4 of the Regulations

3. Appendix 4 of the Regulations is hereby substituted by the appendix on Annexure A.