

STATUTORY RULES.

1919. No. 229.

REGULATIONS UNDER THE COMMONWEALTH ELECTORAL ACT 1918 AND THE REFERENDUM (CONSTITUTION ALTERATION) ACT 1906-1915.

L THE GOVERNOR-GENERAL in and over the Commonwealth of Australia, acting with the advice of the Federal Executive Council, hereby make the following Regulations under the *Commonwealth Electoral Act 1918* and the *Referendum (Constitution Alteration) Act 1906-1915*, to come into operation on and from the eleventh day of September, 1919.

Dated this tenth day of September, 1919.

R. M. FERGUSON,
Governor-General

By His Excellency's Command,

P. McM. GLYNN,
Minister of State for Home and Territories

AMENDMENT OF THE ELECTORAL AND REFERENDUM REGULATIONS 1918.

(Statutory Rules 1919, No. 57.)

1. The Electoral and Referendum Regulations are amended by inserting after regulation 70 the following regulation:—

“70A. The ballot-paper to be used by a person claiming to vote pursuant to section 121 of the Act on the ground that his name has been omitted from, or struck out of, the Certified List of Voters owing to an error of an officer or a mistake of fact, may be in accordance with the form prescribed to be used by an elector voting as an absent voter. The words ‘Absent Vote’ appearing on such ballot-paper may be struck out and the words ‘Section 121’ substituted therefor.”

Section 121.
Voter's ballot-paper.

2. The Electoral and Referendum Regulations are amended by inserting after regulation 73 the following regulation:—

“73A. In the case of a person, whose sight is so impaired or who is so physically incapacitated or illiterate that he is unable to vote without assistance, who claims to vote pursuant to section 121 of the Act, the provisions of regulation 50 of these Regulations shall apply *mutatis mutandis* as if the person were claiming to vote as an absent voter:

Physically incapacitated or illiterate electors voting under section 121.

Provided that in the application of that regulation any reference to the particulars relating to the enrolment of the elector shall be read as a reference to the Division and Subdivision for which the elector claims to be enrolled.”

3. The Electoral and Referendum Regulations are amended by adding, at the end of Form 31 of the Schedule thereto, the following:—

“Directions.

1. This form of declaration must, after being filled up, be signed by the voter with his personal signature in the presence of the Presiding Officer, and then be completed and attested by the Presiding Officer.

2. The Presiding Officer shall then (subject to the provisions of section 115 of the Act) initial and hand to the voter—

- (a) one ballot-paper (headed ‘Section 121’) for the Senate election for the State; and
- (b) one ballot-paper (headed ‘Section 121’) for the House of Representatives election for the Division; and
- (c) one ballot-paper (headed ‘Section 121’) for each referendum for the State,

in respect of which he claims to be entitled to vote, held on the date upon which the declaration is made.

3. The voter will then forthwith—

- (i) retire alone to an unoccupied compartment of the polling booth and there, in private, mark his vote on each ballot-paper handed to him, in the manner directed thereon;
- (ii) fold each ballot-paper separately in such a manner as to conceal the vote marked thereon, and at once return the ballot-paper or ballot-papers (as the case requires) so folded, to the Presiding Officer before whom he made his declaration.

4. The Presiding Officer will see that he receives from the voter each ballot-paper duly folded, and, if necessary for purposes of identification, will request the voter to again state his name, and then, without unfolding the ballot-paper or ballot-papers, will forthwith, in the presence of the voter and of such scrutineer or scrutineers (if any) as are present, enclose the ballot-paper or ballot-papers received from that voter, in the envelope bearing the declaration of the voter and addressed to the Divisional Returning Officer for the Division for which the voter claims to be entitled to vote, securely fasten the envelope, and deposit it in the ballot-box.”