

South Australia

Electoral Regulations 1997

under the *Electoral Act 1985*

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1—Short title

These regulations may be cited as the *Electoral Regulations 1997*.

4—Interpretation

In these regulations—

Act means the *Electoral Act 1985*.

5—Forms

- (1) The forms in the Schedule are prescribed for use for the purposes indicated in the form.
- (2) For the purposes of Legislative Council elections—
 - (a) Form 1 must be used where there are 20 or less groups of candidates and individual candidates to be printed on the ballot paper; and
 - (b) Form 1A must be used where there are more than 20 groups of candidates and individual candidates to be printed on the ballot paper.

6—Prescribed authorities (section 27A)

- (1) For the purposes of section 27A(1) of the Act, the following are prescribed authorities:
 - (a) the Commissioner of Police;

- (b) the Sheriff, deputy sheriffs and sheriff's officers;
 - (c) the South Australian Health Commission;
 - (ca) the Department of Health;
 - (d) the South Australian Superannuation Board.
- (2) For the purposes of section 27A(2) of the Act—
- (a) a member of either of the Houses of Parliament is a person of a prescribed class; and
 - (b) the age bands are the ages from 18 to 24 (inclusive), 25 to 34 (inclusive), 35 to 44 (inclusive), and so on.

7—Deposit to be paid on nomination (sections 53 & 53A)

For the purposes of section 53(2)(b) and 53A(2)(b) of the Act, the prescribed amount of the deposit to be paid in respect of each candidate on nominating for election is \$450.

8—Procedure for lots (sections 59, 60, 66, 92, 93, 95 & 96)

- (1) A lot to determine—
- (a) the order of the groups referred to in section 59(1)(b) of the Act; and
 - (b) the order of the names of the candidates referred to in section 59(1)(c) of the Act; and
 - (c) the order of the names of the candidates referred to in section 60(a) of the Act,

must be carried out by the Electoral Commissioner in the manner described in subregulations (4) to (7) (inclusive) as soon as practicable after the hour of nomination.

- (2) A lot must be carried out, subject to any necessary modifications, in the manner described in subregulations (4) to (7) (inclusive) to determine any of the following matters:
- (a) the order in which electoral material under section 66(1) of the Act is to be arranged on posters for display in polling booths; and
 - (b) a determination in respect of the marking of a ballot paper in relation to a Legislative Council election required by section 92(3)(d)(i) of the Act; and
 - (c) a determination in respect of the marking of a ballot paper in relation to a House of Assembly election required by section 93(3)(d)(i) of the Act.
- (3) If a returning officer is required to make—
- (a) a determination under section 95(19), (21) or (23) of the Act relating to the scrutiny of votes in a Legislative Council election; or
 - (b) a decision under section 96(6) of the Act relating to the scrutiny of votes in a House of Assembly election,

the returning officer may make the determination or decision (as the case requires) by lot to be carried out, subject to any necessary modifications, in the manner described in subregulations (4) to (7) (inclusive).

- (4) The procedure to be followed in conducting a lot is as follows:
- (a) each group or name (as the case may be) must be written on a piece of paper using a separate piece of paper for each group or name; and
 - (b) each separate piece of paper must be placed into a separate envelope and if it is necessary to fold the piece of paper to make it fit into the envelope, each piece of paper must be folded in the same manner so as to make it the same size and thickness; and
 - (c) after a piece of paper has been placed in an envelope it must be sealed; and
 - (d) all the envelopes must be placed into a container and shuffled; and
 - (e) after the envelopes have been shuffled, the Electoral Commissioner or the returning officer (as the case may be) must draw them, one at a time, from the container.
- (5) For the purposes of subregulation (4), each separate piece of paper must be of the same kind, shape, size and colour and each envelope into which such paper is placed must be opaque and of the same kind, shape, size and colour.
- (6) The order in which an envelope is drawn from the container determines the order of the group or the names of the candidates (as the case may be), the first to be drawn being the first in the order, and so on, until the order has been determined, the last to be drawn being the last in the order.
- (7) Each of the procedures set out in subregulation (4) must be carried out in the presence of an officer and any candidate or representative of a candidate who chooses to be present.

9—Photographs of candidates (section 64)

For the purposes of section 64(3)(b) of the Act, the requirements with which a candidate's photograph must comply are that it must—

- (a) be in black and white; and
- (b) be a full-faced vertical portrait of the candidate's head and shoulders; and
- (c) be at least 15 centimetres in length and at least 10 centimetres in width; and
- (d) have written on the reverse side the full name of the candidate and a statement signed by the candidate to the effect that the photograph was taken within 12 months before being submitted.

10—How-to-vote cards (section 66)

- (1) For the purposes of section 66(2) of the Act, a how-to-vote card submitted for inclusion in posters under section 66(1)(a) of the Act—
- (a) must—
 - (i) be printed; and
 - (ii) if a candidate is contesting a seat in the Legislative Council—be 65 millimetres in length and 145 millimetres in width; and
 - (iii) if a candidate is contesting a seat in the House of Assembly—be 150 millimetres in length and 90 millimetres in width; and

- (iv) have printed on it the following information:
- (A) the words "how-to-vote"; and
 - (B) the name of the candidate, group of candidates or all candidates; and
 - (C) the name and address of the person who authorised the printing of the card; and
 - (D) the name and address of the person who printed the card; and
 - (E) if a candidate is contesting a seat in the House of Assembly—the name of the district being contested; and
 - (F) immediately before the surname of all candidates contesting a House of Assembly election, figures surrounded by a square indicating the order of preference the candidate recommends for each candidate; and
 - (G) in the case of a Legislative Council election—
 - immediately before the surname of all candidates whose names appear on the how-to-vote card, figures surrounded by a square indicating the order of preference the candidate or group of candidates recommends for each of those candidates, together with a statement to the effect that an elector must express a preference for all other candidates; or
 - if a candidate or group of candidates contesting the election has lodged a voting ticket under section 63 of the Act, a figure "1" in a voting ticket square, together with a statement to the effect that if there is an expression of a preference in that square there is no necessity for an elector to express a preference for all the candidates; or
 - if a candidate or group of candidates contesting the election chooses to print the names of all candidates on the card, a statement directing the voter to express a preference for all the candidates; and
- (b) may have printed on it the following information:
- (i) the name of the registered political party (or composite name if there is more than one such party) supporting the candidate or group of candidates; and
 - (ii) in relation to a candidate or group of candidates, the description "Independent" or such description followed by not more than 5 words.
- (2) If in the opinion of the Electoral Commissioner it is necessary to do so, the Electoral Commissioner may, when preparing a poster for display in a polling booth, proportionally reduce the size of each how-to-vote card submitted for inclusion in the poster.

- (3) Except for the matters referred to in subregulation (1), no other matter may be printed on or otherwise appear on the card.

11—Applications for voting papers (section 73)

- (1) For the purposes of section 73(2) of the Act, a person may make a written application for the issue of voting papers by completing and signing—
- (a) Form 3, 4, 5 or 6 in the Schedule (whichever is appropriate in the circumstances); or
 - (b) an application containing the information that would have been required to complete Form 3, 4, 5 or 6 in the Schedule (whichever is appropriate in the circumstances).
- (2) An oral application may not be made until the day after the nomination day.

12—Prescribed mark (sections 73 & 94)

For the purposes of section 73(3)(b) and 94(1)(a) of the Act, the prescribed mark is—

- (a) a water mark containing a circle within which the letters "SA" are intertwined; or
- (b) circles within which the letters "SA" are intertwined printed on the ballot paper.

13—Prescribed period (section 85)

For the purposes of section 85(3) of the Act, the prescribed period is 90 days.

14—Prescribed class of articles (section 112)

For the purposes of section 112(2)(b) of the Act, the following class of articles is prescribed:

An electoral advertisement consisting of a letter or leaflet that carries the signature and the name and the address (not being a post office box) of its author and is not printed—

- (a) by a person who carries on the business of printing or a business a significant part of which involves printing; or
- (b) by or on behalf of a person who publishes a newspaper, magazine, periodical or similar publication.

15—Prescribed circumstances (section 115)

For the purposes of section 115(3)(c) of the Act, the following circumstances are prescribed in relation to the exhibition of electoral advertisements:

- (a) the exhibition of electoral advertisements that are, in accordance with section 115(2) of the Act, to be taken to be a single electoral advertisement if all the advertisements that are taken to form the single advertisement are exhibited in such a position that they are at an angle of not less than 270° to each other;

- (b) the exhibition of an electoral advertisement at, or in the vicinity of, a place at which a press conference, meeting, campaign launching, campaign rally, fete, dinner, garden party, ball, barbecue or other gathering is held is the exhibition of an electoral advertisement in circumstances of a prescribed kind if—
- (i) the gathering is organised by, on behalf of or for a registered political party or a candidate at a Legislative Council election or a House of Assembly election; and
 - (ii) the exhibition of the advertisement—
 - (A) occurs immediately before, during or immediately after the gathering; and
 - (B) for a period or periods the combined length of which does not exceed 24 hours.

Schedule—Forms

The Schedule contains the following forms:

Form 1	Ballot paper No. 1 for Legislative Council election (Section 61 of the Act)—for 20 or less groups of candidates and individual candidates
Form 1A	Ballot paper No. 2 for Legislative Council election (Section 61 of the Act)—for more than 20 groups of candidates and individual candidates
Form 2	Ballot paper for election of member of House of Assembly (Section 61 of the Act)
Form 3	Declaration Vote Certificate No. 1 (Section 73 of the Act)
Form 4	Declaration Vote Certificate No. 2 (Section 73 of the Act)
Form 5	Declaration Vote Certificate No. 3 (Section 73 of the Act)
Form 6	Postal application for voting papers (Section 73 of the Act)
Form 7	Declaration by elector who applied by post but failed to receive voting papers (Section 81 of the Act)
Form 8	Electoral Act 1985—Section 85 Notice of apparent failure to vote (Section 85 of the Act)

Form 1—Ballot paper No. 1 for Legislative Council election

STATE OF SOUTH AUSTRALIA BALLOT PAPER FOR THE ELECTION OF [(a)] LEGISLATIVE COUNCILLORS

You are not legally obliged to mark the ballot paper.
After voting, fold the ballot paper and place it in the
ballot box (or declaration envelope).

You May Vote By

Either

placing the single figure 1 in one and only one of these squares to indicate the registered voting ticket(s) you wish to adopt for your vote.

Or

placing consecutive numbers commencing 1, 2, 3, 4, etc. and ending with [(b)] in the squares immediately to the left of the respective candidates so as to indicate the order of your preference for them.

	A	Q	R	T	
↓	□ (c)	□ (c)	□ (c)	□ (c)	□ (c)
↓	□ (d) (c) □ (d) (c) □ (d) (c) □ (d) (c) □ (d) (c)	□ (d) (c) □ (d) (c) □ (d) (c) □ (d) (c)	□ (d) (c) □ (d) (c) □ (d) (c) □ (d) (c)	□ (d) (c) □ (d) (c) □ (d) (c) □ (d) (c)	□ (d) (c) □ (d) (c) □ (d) (c) □ (d) (c)

Grouped Candidates

Ungrouped Candidates

Issuing Officer's Initials

(a) Insert here number of vacancies.
(b) Insert here number of candidates.
(c) If to be printed, insert here:
- registered name or abbreviation of registered political party; or
- composite name or composite abbreviation of two registered political parties; or
- description "independent", or
- description "independent" followed by not more than five additional words.
(d) Insert here name of candidate

Form 1A—Ballot paper No. 2 for Legislative Council election

STATE OF SOUTH AUSTRALIA BALLOT PAPER FOR THE ELECTION OF [(a)] LEGISLATIVE COUNCILLORS

You are not legally obliged to mark the ballot paper.
 After voting, fold the ballot paper and place it in the ballot box (or declaration envelope).

You May Vote By

Either

placing the single figure 1 in one and only one of these squares to indicate the registered voting ticket(s) you wish to adopt for your vote.

Or

placing consecutive numbers commencing 1, 2, 3, 4, etc. and ending with [(b)] in the squares immediately to the left of the respective candidates so as to indicate the order of your preference for them.

<input type="checkbox"/> A [(c)]	<input type="checkbox"/> B [(d) (c)]	<input type="checkbox"/> C [(d) (c)]	<input type="checkbox"/> D [(d) (c)]	<input type="checkbox"/> E [(d) (c)]	<input type="checkbox"/> F [(d) (c)]	<input type="checkbox"/> G [(d) (c)]	<input type="checkbox"/> H [(d) (c)]	<input type="checkbox"/> I [(d) (c)]	<input type="checkbox"/> J [(d) (c)]	<input type="checkbox"/> K [(d) (c)]	<input type="checkbox"/> L [(d) (c)]	<input type="checkbox"/> M [(d) (c)]	<input type="checkbox"/> N [(d) (c)]	<input type="checkbox"/> O [(d) (c)]	<input type="checkbox"/> P [(d) (c)]	<input type="checkbox"/> Q [(d) (c)]	<input type="checkbox"/> R [(d) (c)]	<input type="checkbox"/> S [(d) (c)]	<input type="checkbox"/> T [(d) (c)]	<input type="checkbox"/> U [(d) (c)]	<input type="checkbox"/> V [(d) (c)]	<input type="checkbox"/> W [(d) (c)]	<input type="checkbox"/> X [(d) (c)]	<input type="checkbox"/> Y [(d) (c)]	<input type="checkbox"/> Z [(d) (c)]
<input type="checkbox"/> M [(d) (c)]	<input type="checkbox"/> N [(d) (c)]	<input type="checkbox"/> O [(d) (c)]	<input type="checkbox"/> P [(d) (c)]	<input type="checkbox"/> Q [(d) (c)]	<input type="checkbox"/> R [(d) (c)]	<input type="checkbox"/> S [(d) (c)]	<input type="checkbox"/> T [(d) (c)]	<input type="checkbox"/> U [(d) (c)]	<input type="checkbox"/> V [(d) (c)]	<input type="checkbox"/> W [(d) (c)]	<input type="checkbox"/> X [(d) (c)]	<input type="checkbox"/> Y [(d) (c)]	<input type="checkbox"/> Z [(d) (c)]	<input type="checkbox"/> AA [(d) (c)]	<input type="checkbox"/> AB [(d) (c)]	<input type="checkbox"/> AC [(d) (c)]	<input type="checkbox"/> AD [(d) (c)]	<input type="checkbox"/> AE [(d) (c)]	<input type="checkbox"/> AF [(d) (c)]	<input type="checkbox"/> AG [(d) (c)]	<input type="checkbox"/> AH [(d) (c)]	<input type="checkbox"/> AI [(d) (c)]	<input type="checkbox"/> AJ [(d) (c)]	<input type="checkbox"/> AK [(d) (c)]	<input type="checkbox"/> AL [(d) (c)]

Issuing Officer's Initials

(a) insert here number of vacancies.
 (b) insert here number of candidates.
 (c) if to be printed, insert here:
 - registered name or abbreviation of registered political party; or
 - composite name or composite abbreviation of two registered political parties; or
 - description "Independent", or
 - description "Independent" followed by not more than five additional words.
 (d) insert here name of candidate
 * Continue with additional letters and boxes if required
 ** Ungrouped candidates

Form 2

STATE OF SOUTH AUSTRALIA

BALLOT-PAPER

Election of Member of House of Assembly District 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 square opposite the names of the candidates so as to indicate your preference for them.

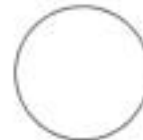
You are not legally obliged to mark the ballot-paper.

After voting, fold the ballot-paper and place it in the ballot-box (or declaration envelope).

Candidates

- (a) (b)
- (a) (b)
- (a) (b)
- (a) (b)

Issuing Officer's Initials



(a) *Insert here the name of a candidate.*

(b) *If to be printed, insert here—*

- *the registered name or abbreviation of the political party; or*
- *the composite name or composite abbreviation of two registered political parties; or*
- *the description "Independent"; or*
- *the description "Independent" followed by not more than 5 additional words.*

Form 3—Declaration Vote Certificate No 1

STATE OF SOUTH AUSTRALIA

WARNING: It is an offence for the elector and witness to complete and sign this form (or for any person to mark ballot-papers) after 6 p.m. on polling day.
 Penalty \$2500 or imprisonment for 6 months.

DECLARATION VOTE CERTIFICATE No. 1

1. ELECTOR DETAILS - Please print firmly			
NAME OF DISTRICT FOR WHICH ELECTOR CLAIMS TO BE ENROLLED			
SURNAME <small>(USE BLOCK LETTERS)</small>			
GIVEN NAMES			
ADDRESS FOR WHICH ELECTOR CLAIMS TO BE ENROLLED <small>(Post Office Box Numbers and PO Boxes not acceptable)</small>			
DATE OF BIRTH	DAY	MONTH	YEAR
REASON FOR REQUIRING PRE-POLL VOTE			
I declare that I am entitled to vote as a declaration voter pursuant to the Electoral Act because I am precluded from attending a polling booth on polling day for the reason shown above. I also declare that I have not voted in this election/referendum and I completed my ballot-papers and this certificate before the close of poll on polling day.			
SIGNATURE OR MARK OF ELECTOR			
2. AUTHORISED WITNESS TO COMPLETE <small>(ONLY IF ELECTOR IS VOTING BY POST)</small>			
SURNAME			
GIVEN NAMES			
ADDRESS			
I hereby certify that the above elector signed/marked this declaration in my presence before the close of poll on polling day.			
SIGNATURE OF AUTHORISED WITNESS			
DATE	/	/	
3. ISSUING OFFICER TO COMPLETE			
I certify that the above elector is entitled to receive declaration voting papers for this election/referendum.			
Date of Election/Ref.			
Mode of issue (tick one box)	<input type="checkbox"/> Pre-Poll <small>(over the shoulder)</small>		
	<input type="checkbox"/> By post		
	<input type="checkbox"/> Declared Institution		
Name of issuing office or declared institution			
ISSUING OFFICER'S SIGNATURE			
DATE	/	/	

Form 4—Declaration Vote Certificate No 2

STATE OF SOUTH AUSTRALIA DECLARATION VOTE CERTIFICATE No. 2				OFFICE USE Preliminary Scrutiny
NAME OF DISTRICT FOR WHICH ELECTOR CLAIMS TO BE ENROLLED				
1. ELECTOR DETAILS - Please print firmly				
SURNAME <small>(USE BLOCK LETTERS)</small>				1. If admitted, tick box <input type="checkbox"/>
GIVEN NAMES				
ADDRESS FOR WHICH ELECTOR CLAIMS TO BE ENROLLED <small>(Post Office Box Numbers and the like are not acceptable)</small>				2. If rejected tick appropriate box. <input type="checkbox"/> not signed by voter
DATE OF BIRTH		DAY	MONTH	YEAR
If elector has changed his/her name since enrolling for the above address, show previous name here.				<input type="checkbox"/> not on roll for claimed district
				<input type="checkbox"/> marked as already voted
ELECTOR DECLARATION				
I, the person named above, hereby declare that I am entitled to vote as a declaration voter pursuant to the Electoral Act. My entitlement is based on the fact that I am an elector:				3. Determining Officer's signature
ABSENT <input type="checkbox"/>		who chooses to attend a polling booth outside my enrolled district		
Tick one box	UNENROLLED <input type="checkbox"/>	whose name, as a result of an official error, does not appear on the certified list of electors for a district		4. If unenrolled box ticked
	<input checked="" type="checkbox"/> ALREADY VOTED?	who appears, from a record erroneously made under the Electoral Act, to have voted already in this election/referendum		a) is this certificate signed by voter? YES / NO
	SUPPRESSED ADDRESS <input type="checkbox"/>	whose address has been suppressed from publication		b) is voter's name on your roll? YES / NO
I also declare that I have not voted in this Election/Referendum.				c) is voter's name on another roll (check State data)? YES / NO
SIGNATURE OR MARK OF ELECTOR				d) If YES, what district? d) if the answer to a) is YES and b) and c) is NO, refer the certificate to Registrar to determine admissibility
2. ISSUING OFFICER TO COMPLETE				
I hereby certify that the above elector signed/marked this declaration in my presence and has fulfilled the requirements to receive ballot-papers.				
Date of Election/Referendum		/ /		
Issuing Officer's Signature				
Polling Place				

Form 5—Declaration Vote Certificate No 3

STATE OF SOUTH AUSTRALIA

WARNING: It is an offence for the elector and witness to complete and sign this form (or for any person to mark ballot-papers) after 6 p.m. on polling day.
 Penalty \$2500 or imprisonment for 6 months.

DECLARATION VOTE CERTIFICATE No. 3

1. ELECTOR DETAILS -	
NAME OF DISTRICT	Elector Number
SURNAME	
GIVEN NAMES	
STREET ADDRESS	
SUBURB ADDRESS	
DOB	
ISSUE DATE	ELECTION DATE
ISSUE REASON	
I declare that I am entitled to vote as a declaration voter pursuant to the Electoral Act because I am precluded from attending a polling booth on polling day for the reason shown above. I also declare that I have not voted in this election/referendum and I completed my ballot-papers and this certificate before the close of poll on polling day.	
SIGNATURE OR MARK OF ELECTOR	
2. AUTHORISED WITNESS TO COMPLETE	
SURNAME	
GIVEN NAMES	
ADDRESS	
I hereby certify that the above elector signed/marked this declaration in my presence before the close of poll on polling day.	
SIGNATURE OF AUTHORISED WITNESS	
DATE	/ /
3. ISSUING OFFICER TO COMPLETE	
I certify that the above elector is entitled to receive declaration voting papers for this election/referendum.	
Name of issuing office	
ISSUING OFFICER'S SIGNATURE	
4. OFFICE USE	
THIS DECLARATION ENVELOPE IS. (Tick appropriate box)	
<input type="checkbox"/> ADMITTED FOR FURTHER SCRUTINY	<input type="checkbox"/> REJECTED. REASON: _____

Form 6—Postal application for voting paper(s)

Front of form

State of South Australia

Postal Application for Voting Paper(s)

To the Returning Officer or Assistant Returning Officer authorised to issue declaration voting papers for the Assembly District of

OFFICE USE ONLY
Name of Assembly District

APPLICANT'S NAME	
	Surname	Given Names
ENROLLED ADDRESS Post Office box numbers, RSD numbers etc. are not acceptable (USE BLOCK LETTERS)	
	Post Code	
DATE OF BIRTH	/ /	Daytime phone number
I apply for declaration voting papers to enable me to vote by post at the forthcoming State Election/Referendum and request that they be sent to me at the following address.		
PLEASE INDICATE ADDRESS TO WHICH VOTING MATERIAL IS TO BE SENT	
I DECLARE:		OFFICE USE
1 That I have not already voted in this/these elections (or referendum)		Issuing Officer Initials
2 That the ground on which I apply for declaration voting papers is: (TICK BOX DESCRIBING YOUR CIRCUMSTANCE).		Date Issued
AWAY	<input type="checkbox"/>	I will not throughout the hours of polling on polling day be within 8 kilometres by the nearest practicable route of any polling booth;
TRAVELLING	<input type="checkbox"/>	I will throughout the hours of polling on polling day be travelling under conditions which will preclude me from voting at any polling booth;
ILL	<input type="checkbox"/>	I am ill, infirm or disabled, and by reason of such illness, infirmity or disability will be precluded from voting at any polling booth;
CARING FOR OTHERS	<input type="checkbox"/>	I will be caring for a person who is ill, infirm or disabled and for that reason will be precluded from voting at any polling booth;
ADVANCED PREGNANCY	<input type="checkbox"/>	I will, by reason of advanced pregnancy, be precluded from voting at any polling booth;
RELIGION	<input type="checkbox"/>	I am, by reason of membership in a religious order or religious beliefs: (i) precluded from attending any polling booth; or (ii) precluded from voting throughout the hours of polling on polling day or the greater part of those hours;
WORKING	<input type="checkbox"/>	I will be working in my employment throughout the hours of polling and cannot reasonably be expected to be absent from work for the purpose of voting

..... Signature of APPLICANT

..... WITNESS must sign here ONLY if APPLICANT is unable to sign his/her name (see over)

Back of form

Obligations of Witness

An elector who is unable to write, may, *in the presence of an authorised witness*, make his/her distinguishing MARK in the space provided for the applicant's signature.

An authorised witness may be any person (other than a candidate in the election) who is at least eighteen years of age.

A person shall not sign his/her name as witness on this application unless he/she has seen the applicant MARK it.

YOUR COMPLETED APPLICATION MUST BE POSTED OR DELIVERED SO THAT IT REACHES ONE OF THE FOLLOWING OFFICES BEFORE 5 p.m. ON THE THURSDAY PRECEDING POLLING DAY.

- The State Electoral Office, 83 Currie Street, Adelaide 5000
- Any State Electoral Office in another State or the Northern Territory
- The Office of the Agent-General, LONDON

Form 7—Declaration by elector who applied by post but failed to receive voting papers

Declaration by elector who applied by post but failed to receive voting papers

This Declaration form must be completed and returned together with your postal vote - **DO NOT** place it inside the declaration vote envelope.

To the Returning Officer, Assembly District of.....
or (Declaration Vote Issuing Officer)

ELECTOR'S NAME AND ENROLLED ADDRESS	(Surname)	(Given Names)
	(Address)	

I declare that I failed to receive declaration voting papers in response to my postal application.

I also declare that I will not complete any ballot-papers that I may receive in response to my original application and will return them unused.

.....
Signature of elector (or mark of marksman)

Form 8—Notice of apparent failure to vote

Front of form

To the Elector

According to our records it appears that you did not vote at the State election/referendum held on / / .

It is an offence against section 85(7) of the *Electoral Act 1985* to fail to vote without a valid and sufficient reason for the failure (maximum penalty: \$50; expiation fee: \$10).

You are called upon to state the reasons (if any) why proceedings should not be instituted against you for failing to vote without a valid and sufficient reason.

It is an offence against section 85(7) of the *Electoral Act 1985* to fail to complete, sign and return this form (duly witnessed) within the time allowed (maximum penalty: \$50; expiation fee: \$10).

This form must be completed and returned to the STATE ELECTORAL OFFICE in the postage paid envelope by / / .

Note: If the elector to whom this notice is addressed is absent or unable for some reason to respond, another elector who knows the facts and who is acting on behalf of the elector may respond.

ELECTORAL COMMISSIONER

PLEASE PRINT

Section 1	Name of Elector:	Daytime phone:
	Address:	Date of birth:

Back of form

PLEASE PRINT

Section 2	<p>This section may be completed in any of the following ways:</p> <p>A I did vote</p> <p><i>(Tick appropriate box)</i></p> <p><input type="checkbox"/> * at the polling place at</p> <p>OR</p> <p><input type="checkbox"/> * by post</p> <p><i>(Our records will be re-checked against your claim.)</i></p> <p>B My reasons for not voting were that:</p> <p>C Other:</p> <p><i>(If the Electoral Commissioner is not satisfied that you had a valid and sufficient reason for not voting, proceedings may be instituted against you for failure to vote.)</i></p>
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Section 3	<p>I, the elector named above,* OR I <i>(insert name)*</i></p> <p>of <i>(insert address)</i> declare that the contents of this form are true to the best of my knowledge and belief. *delete whatever is not applicable</p>	
Signature of elector or person completing form	The declaration above was signed in my presence	Signature of witness / / Address of witness date

Legislative history

Notes

- For further information relating to the Act and subordinate legislation made under the Act see the Index of South Australian Statutes.

Legislation revoked by principal regulations

The *Electoral Regulations 1997* revoked the following:

All regulations previously made under the Electoral Act 1985.

Principal regulations and variations

New entries appear in bold.

Year	No	Reference	Commencement
1997	193	<i>Gazette 28.8.1997 p535</i>	28.8.1997: r 2
1997	244	<i>Gazette 18.12.1997 p1708</i>	18.12.1997: r 2
2001	12	<i>Gazette 16.2.2001 p709</i>	16.2.2001: r 2
2004	142	<i>Gazette 1.7.2004 p2415</i>	1.7.2004: r 2

Provisions varied

New entries appear in bold.

Provision	How varied	Commencement
<i>rr 2 and 3</i>	<i>omitted under the Legislation Revision and Publication Act 2002</i>	<i>1.7.2004</i>
r 5		
r 5(1)	redesignated as r 5(1) by 12/2001 r 3	16.2.2001
r 5(2)	inserted by 12/2001 r 3	16.2.2001
r 6		
r 6(1)	varied by 142/2004 r 4	1.7.2004
Sch	varied by 12/2001 r 4(a)	16.2.2001
Form 1	substituted by 12/2001 r 4(b)	16.2.2001
Form 1A	inserted by 12/2001 r 4(b)	16.2.2001
Form 8	substituted by 244/1997 r 3	18.12.1997