

LG312

**LOCAL GOVERNMENT ACT 1960**

**LOCAL GOVERNMENT (ELECTORAL) AMENDMENT REGULATIONS 1991**

Made by His Excellency the Governor in Executive Council.

**Citation**

1. These regulations may be cited as the *Local Government (Electoral) Amendment Regulations 1991*.

**Commencement**

2. These regulations shall come into operation on the day on which section 4 of the *Local Government Amendment Act (No. 2) 1990* comes into operation.

**Principal regulations**

3. In these regulations the *Local Government (Electoral) Regulations 1984\** are referred to as the principal regulations.

[\*Published in the Gazette of 28 December 1984 at pp. 4218-28. For amendments to 9 January 1991 see 1989 Index to Legislation of Western Australia at p. 292.]

**Form 15 deleted and Forms substituted**

4. Form 15 in the Schedule to the principal regulations is deleted and the following Forms are substituted—

Form 15

LOCAL GOVERNMENT ACT 1960 (Section 122(1))

**APPLICATION FOR POSTAL VOTING PAPERS**

TO: The Returning Officer for  (Municipality)  
the City/Town/Shire of

I  SURNAME OR FAMILY NAME

CHRISTIAN OR GIVEN NAMES

of  ADDRESS AS ENROLLED  Post Code

am an elector for the  Ward (If any and if known)  
of the abovementioned municipality and apply for a postal vote for the election/poll/referendum (as appropriate) to be held on  / /

I DECLARE THAT I HAVE REASON TO BELIEVE THAT —

(a) I will be unable to cast an  EARLY VOTE or an  ABSENT VOTE prior to polling day (an explanation of an early and absent vote is on the reverse of this form); and

(b) I will be unable to attend any polling place to cast my vote on polling day because —

(i) throughout the hours of polling on polling day I will be more than 20 kilometres from any polling place;

Tick  (ii) my employment commitments will prevent me from doing so;

Appropriate  (iii) illness or infirmity will prevent me from doing so;

Box or  (iv) my approaching maternity will prevent me from doing so;

Boxes  (v) of my religious beliefs.

The address to which the Postal Voting papers should be posted to me is —

POSTAL ADDRESS

SIGNATURE OF ELECTOR Write 'As Above' if the same as above

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**The Authorized Witness**

An authorized witness is any person who has attained the age of EIGHTEEN years and is NOT a candidate at the same election, nor a person expressly authorized to act on behalf of such a candidate in connection with the election.

The authorized witness must:

- be satisfied as to the applicant's identity
- see the applicant sign the application.

Declared before me —

Signature of Authorized Witness

Name of Authorized Witness

Address of Authorized Witness

Signed Before me on  / /

**PLEASE NOTE** IT IS AN OFFENCE TO WILFULLY MAKE A FALSE STATEMENT ON AN APPLICATION. PENALTY \$1000 OR ONE YEAR IMPRISONMENT.

(See Notes on Back of this Form)

## REVERSE OF FORM 15

**EARLY VOTING**

This form of voting allows an elector who will be unable to attend a polling place on polling day to vote on a day prior to polling day. The grounds for seeking an early vote are the same as those for seeking a postal vote — see over (b)(i) — (v).

All councils have early voting facilities.

To cast an early vote, an elector who is entitled to do so —

- attends the council office or any other appointed place;
- makes a declaration to explain why he or she wants to cast an early vote instead of voting on polling day; and
- votes.

Early votes may be cast from the 11th day after the close of nominations to 4pm on the day prior to polling day.

**ABSENT VOTING**

This form of voting allows an elector who will be unable to attend a polling place within his or her council district on polling day to vote on a day prior to polling day at any council office in Western Australia.

The grounds for seeking an absent vote are the same as those for seeking a postal vote - see over (b)(i) — (v)

To cast an absent vote, an elector who is entitled to do so —

- attends the offices of any council in Western Australia;
- makes a declaration to explain why he or she wants to cast an absent vote instead of voting on polling day; and
- votes

The council then sends the vote to the council for which the elector has voted.

Absent votes may be cast from the 11th day after the close of nominations to 4pm on the 3rd day prior to polling day.

IF YOU WANT MORE INFORMATION DO NOT  
HESITATE TO RING A COUNCIL OFFICE. ALL  
COUNCILS IN WESTERN AUSTRALIA HAVE  
THE SAME RULES FOR ELECTIONS.

Form 15A  
Local Government Act 1960 (Section 122(4))

### Postal Voting Instructions to Electors

As a result of your application for postal voting papers, the following have been provided to enable you to cast your vote:

- One ballot paper
- One ballot paper envelope
- One postal vote certificate envelope

Please read the instructions provided on this leaflet before you complete your postal vote.

If you are unable to mark your ballot paper without assistance, please follow the instructions provided under the heading 'How to Complete Your Assisted Postal Vote'.

### How to Complete Your Postal Vote

The following steps must be completed to ensure that your vote is counted:

1. Show your unmarked ballot paper and unmarked postal vote certificate envelope to an authorized witness.  
The authorized witness must have attained 18 years of age, and must not be a candidate in the election nor a person expressly authorized to act on behalf of such a candidate in connection with the election.
2. Sign your name on the postal vote certificate envelope in the space provided, in the presence of the authorized witness.
3. The authorized witness must now sign and date the certificate, and print their name and address in the spaces provided.
4. In the presence of the authorized witness, mark your ballot paper according to the instructions provided on the ballot paper.  
  
DO NOT let the witness or any other person present see how you have voted unless you request their assistance.
5. Insert your ballot paper in the ballot paper envelope, seal the envelope and insert it in the envelope upon which the postal vote certificate has been completed and seal that envelope. Either post the completed postal vote certificate envelope or arrange for it to be delivered to the Returning Officer (the envelope is already addressed) by 6pm on Polling Day.

### To the Elector Who Requires Assistance to Vote:

If your sight is so impaired, or through other cause, your ability to read or write is such that you cannot vote without assistance, you may appoint another person to mark your ballot paper for you.

#### Who may provide assistance?

You may appoint any person to assist you, provided that the person is not a candidate in the election, nor a person expressly authorized to act on behalf of such a candidate in connection with the election. If you wish, you may appoint the authorized witness to assist you.

#### How is the privacy of your vote maintained?

Under the Local Government Act, an authorized witness must not look at, or make themselves acquainted with your vote, or permit any other person to do so. Only the person that you have appointed to assist you may know how you have voted.

Unless required by law, the authorized witness or the person you appoint to assist you must not disclose your vote.

### **How to Complete Your Assisted Postal Vote**

1. The person appointed to assist you must mark the vote that you wish to cast on the ballot paper, in the presence of the authorized witness, unless the authorized witness is the person that you have appointed to assist you, in which case the authorized witness may mark the vote that you wish to cast in your presence alone.
2. The appointed person must then insert the ballot paper in the ballot paper envelope, seal the envelope and place it inside the envelope upon which the postal vote certificate has been completed.
3. The postal vote certificate envelope must then be sealed and handed to you.
4. You must post the envelope or arrange for it to be delivered to the Returning Officer at the address marked on the envelope by 6pm on Polling Day.

#### **Form 16 amended**

5. Form 16 in the Schedule to the principal regulations is amended by deleting "NOT a candidate for the same election" and substituting the following—

" NEITHER a candidate for the same election NOR a person expressly authorized to act on behalf of such a candidate in connection with the election ".

By His Excellency's Command,

M. C. WAUCHOPE, Clerk of the Council.