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PRE-SCHOOL EDUCATION ACT, 1973.

Education Department,
Perth, 17th September, 1974.

HIS Excellency the Governor in Executive Council, acting pursuant to the powers conferred by the Pre-School Education Act, 1973, has been pleased to make the regulations set out in the schedule hereunder.

J. H. BARTON,
Director-General of Education.

Schedule. Regulations.

1. In these regulations the Western Australian Pre-School Education Board (Elections) Regulations, 1973, published in the *Government Gazette* on the 28th September, 1973, as amended by the Western Australian Pre-School Education Board (Elections) (Amendment) Regulations, 1974, published in the *Government Gazette* on the 14th June, 1974, are referred to as the principal regulations. Principal regulations.
2. Regulation 8 of the principal regulations is amended— Reg. 8 amended.
 - (a) by deleting subregulation (1) and substituting a new subregulation as follows:—
 - (1) Where only one candidate is duly nominated in relation to any vacancy that candidate shall be declared elected, but where the number of candidates so nominated exceeds the number of vacancies to be filled the returning officer shall hold an election in accordance with these regulations. ; and
 - (b) by deleting the words "more than one candidate is duly nominated", in line one of subregulation (2), and substituting the words "the number of candidates duly nominated exceeds the number of vacancies to be filled".
3. Regulation 11 of the principal regulations is amended by adding after subregulation (4) new subregulations as follows:— Reg. 11 amended.
 - (5) When one vacancy is to be filled, and in relation to the first vacancy where more than one is to be filled, the count of votes shall be conducted in accordance with the Electoral Act, 1907.
 - (6) When two or more vacancies are to be filled—
 - (a) the count of votes will proceed until one candidate has received an absolute majority, when he shall be declared elected and thereafter eliminated from the count; and

- (b) all the ballot papers shall then be brought into operation and again sorted into first preference votes, the first preference votes of the eliminated successful candidate being then distributed according to the second preference markings shown thereon to the remainder of the candidates which when added to their respective first preference votes shall constitute the first count for the second candidate; and
- (c) the procedure from then on shall be the same as in the counting of votes for the election of one candidate; and
- (d) further vacancies shall be filled one by one in the manner provided by this subregulation as regards the filling of the second vacancy, and for that purpose a ballot paper on which a first preference is marked shall be placed in the parcel of the continuing candidate next in order of the voter's preference.

Reg 21
substituted.

4. Regulation 21 of the principal regulations is deleted and a new regulation substituted as follows:—

21. (1) The provisions of this regulation apply only in relation to the election of representative members under section 11 of the Act.

(2) The Secretary shall prepare and maintain a register of all pre-school education centres approved by the Board.

(3) The electoral roll shall comprise a list compiled for the purpose of that election by the Secretary not less than fourteen days before the nomination day for the election containing the full names and addresses of all pre-school education centres then approved by the Board, certified by the Secretary and furnished by the Secretary to the returning officer.

(4) A nomination shall be in Form 6, and is not valid unless it—

- (a) sets out the full name and address of the candidate;
- (b) is signed by the President and the Secretary of the approved pre-school centre on behalf of which the nomination is made;
- (c) contains a statement, signed by the candidate, that—
 - (i) he consents to the nomination; and
 - (ii) he is eligible for the election for which the nomination is made; and
- (d) is addressed to the returning officer and is delivered to him, or forwarded so as to reach him before the hour of twelve noon on the day fixed for the close of nominations.

(5) Each approved pre-school education centre is entitled to one vote, and that vote shall be exercised by the President and Secretary in the name of the pre-school education centre upon a resolution of the Committee of the centre.

(6) The counterfoil of the ballot paper on an election for a representative member shall be in Form 7.

Form 6
amended.

5. Form 6 in the First Schedule to the principal regulations is amended by deleting the passage "for the Electoral Area" at the end of the first paragraph.

Form 7
amended.

6. Form 7 in the First Schedule to the principal regulations is amended by deleting the passage "situated within the Electoral area for which the election is being held" in line two and three of subparagraph (1).

Fourth
Schedule
revoked.

7. The Fourth Schedule to the principal regulations is revoked.