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Act No 24, 2021

An Act to amend the Local Government Act 1993 to make further provision about the conduct of the 2021 local government elections. [Assented to 1 November 2021]
The Legislature of New South Wales enacts—

1 Name of Act


2 Commencement

This Act commences on the date of assent to this Act.

3 Amendment of Local Government Act 1993 No 30

Chapter 18 Miscellaneous

Insert after Part 1A—

Part 1B COVID-19 pandemic—2021 local government elections special provisions

747C COVID-19 pandemic—local government elections regulation-making power

(1) The regulations may modify the application of 1 or more provisions of this Act that apply to the 2021 ordinary elections of councillors for the purposes of responding to the public health emergency caused by the COVID-19 pandemic.

(2) The Minister may recommend to the Governor that regulations be made under this section only if—

(a) the proposed regulations are in accordance with advice issued by the Electoral Commissioner, and

(b) the proposed regulations are reasonable to protect the health, safety and welfare of persons from risk of harm caused by the COVID-19 pandemic.

(3) Regulations made under this section—

(a) are not limited by the regulation-making power in this Act, and

(b) may override the provisions of this Act.

(4) A regulation under this section must not enable an election to be conducted exclusively by means of postal voting or postal voting and iVoting.