



New South Wales

Aboriginal Land Rights Amendment (Elections) Regulation 2015

under the

Aboriginal Land Rights Act 1983

His Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Aboriginal Land Rights Act 1983*.

LESLIE WILLIAMS, MP
Minister for Aboriginal Affairs

Explanatory note

The object of this Regulation is to save the effect of certain informal votes recorded on ballot-papers for the election of members of the New South Wales Aboriginal Land Council.

This Regulation is made under the *Aboriginal Land Rights Act 1983*, including sections 121 (2) and 252 (the general regulation-making power).

Aboriginal Land Rights Amendment (Elections) Regulation 2015

under the

Aboriginal Land Rights Act 1983

1 Name of Regulation

This Regulation is the *Aboriginal Land Rights Amendment (Elections) Regulation 2015*.

2 Commencement

This Regulation commences on the day on which it is published on the NSW legislation website.

3 Amendment of Aboriginal Land Rights Regulation 2014

Clause 69 Informal ballot-papers

Insert after clause 69 (3):

- (4) A ballot-paper is not to be rejected as informal in the following circumstances:
 - (a) by reason only that the elector has recorded a vote by placing a cross or a tick in a square and not placing any mark or writing in any other square, but the ballot-paper is to be treated as if the cross or tick were the number “1”,
 - (b) by reason only that the elector has recorded a vote by placing the number “1” or a tick in a square and placing a cross in (or a line through) all or some of the other squares on the ballot-paper, but the ballot-paper is to be treated as if the marks in those other squares did not appear on the ballot paper and any such tick were the number “1”,
 - (c) by reason only that the elector has placed one or more numbers, a tick or one or more crosses adjacent to but outside a square or squares if, in the opinion of the deputy electoral officer, the elector’s intention is clearly indicated on the ballot-paper, but in such a case, each such number, tick or cross is taken to have been placed within the relevant square.