



New South Wales

Electoral Amendment Regulation 2019

under the

Electoral Act 2017

His Excellency the Lieutenant-Governor, with the advice of the Executive Council, has made the following Regulation under the *Electoral Act 2017*.

GLADYS BEREJIKLIAN, MP
Premier

Explanatory note

The object of this Regulation is to make further provision regarding certain matters under the *Electoral Act 2017*, including in relation to the following:

- (a) prescribing classes of persons who may be appointed as election officials,
- (b) providing that nomination papers may be lodged through an online electronic nomination system made available by the Electoral Commissioner,
- (c) dealing with the nomination of certain registered how-to-vote cards for use at mobile voting centres where the cards have been registered by or on behalf of persons who are not parties, groups or candidates.

This Regulation is made under the *Electoral Act 2017*, including sections 81 (1) (b), 84 (7), 118 (9) (c) and 267 (the general regulation-making power).

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1 Name of Regulation

This Regulation is the *Electoral Amendment Regulation 2019*.

2 Commencement

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

Schedule 1 Amendment of Electoral Regulation 2018

[1] Clauses 5A and 5B

Insert after clause 5:

5A Election officials: section 81 (1) (b)

The Electoral Commissioner may appoint a person employed or engaged by or on behalf of any of the following as an election official:

- (a) Access Testing Pty Ltd,
- (b) Adecco Australia Pty Ltd,
- (c) Ashdown Consulting Pty Limited,
- (d) Bluefin Resources Pty Limited,
- (e) CGI Technologies And Solutions Australia Pty Limited,
- (f) Clicks Recruit (Australia) Pty Ltd,
- (g) Davidson Executive And Boards Pty Ltd,
- (h) Egloo Technologies Pty Limited,
- (i) Enterprise IT Resources Pty Ltd,
- (j) Future Prospects International Pty Limited,
- (k) Hays Specialist Recruitment (Australia) Pty Limited,
- (l) Hudson Global Resources (Aust) Pty Limited,
- (m) JRH Australia Holdings Pty Ltd,
- (n) Kelly Services Australia Pty Ltd,
- (o) Michael Page International (Australia) Pty Limited,
- (p) People2People Recruitment Pty Limited,
- (q) Precision Sourcing Australia Pty Ltd,
- (r) Programmed Skilled Workforce Limited,
- (s) Quay Appointments Pty Ltd,
- (t) Randstad Pty Limited,
- (u) Saaspeople Pty Ltd,
- (v) Spinifex Recruiting Pty Ltd,
- (w) Techforce Services Pty Ltd,
- (x) The Missing Link Security Pty Ltd,
- (y) The Next Step Recruitment Company Pty Limited,
- (z) The Recruitment Company Pty Limited,
- (za) TL Consulting Group NSW Pty Ltd.

5B Electronic lodgment of nomination papers: section 84 (7)

A nomination paper lodged through an online electronic nomination system made available by the Electoral Commissioner is taken to have been lodged with the Electoral Commissioner.

[2] Clause 7

Omit the clause. Insert instead:

7 Voting in mobile voting centres—registered how-to-vote card additional requirements

- (1) For the purposes of section 118 (9) (c) of the Act, the following are additional requirements:
 - (a) not more than one item of the electoral material relating to a candidate that has been registered in response to applications under section 199 (2) of the Act (Applications by or on behalf of parties, groups or candidates) may be made available for perusal by voters at declared facilities,
 - (b) not more than one item of the electoral material that has been registered by or on behalf of a body or person in response to applications under section 199 (3) of the Act (Applications by or on behalf of others) may be made available for perusal by voters at declared facilities.
- (2) For the purposes of subclause (1) (a):
 - (a) in the case of an Assembly general election or by-election, if more than one item of electoral material has been registered in relation to a particular candidate, the one item available for perusal is to be the item nominated to the Electoral Commissioner by:
 - (i) if a registered party has endorsed the candidate for election—the registered officer of the registered party or another person representing that officer, or
 - (ii) in any other case—the candidate, and
 - (b) in the case of a periodic Council election, if more than one item of electoral material has been registered in relation to a particular candidate, the one item available for perusal is to be the item nominated to the Electoral Commissioner by:
 - (i) if a registered party has endorsed the candidate for election—the registered officer of the registered party or another person representing that officer, or
 - (ii) if the candidate is included in a group of candidates—the first candidate listed in the group, or
 - (iii) in any other case—the candidate.
- (3) For the purposes of subclause (1) (b):
 - (a) if more than one item of electoral material has been registered on behalf of an incorporated or unincorporated body, the one item available for perusal is to be the item nominated to the Electoral Commissioner by an officer or representative of the body, and
 - (b) if more than one item of electoral material has been registered on behalf of an individual who is not a candidate, the one item available for perusal is to be the item nominated to the Electoral Commissioner by the individual.