



ANALYSIS

Title 1. Short Title	2. Acceptance or rejection of nomination
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1972, No. 142

An Act to amend the Electoral Act 1956

[20 October 1972]

BE IT ENACTED by the General Assembly of New Zealand in Parliament assembled, and by the authority of the same, as follows:

1. Short Title—This Act may be cited as the Electoral Amendment Act 1972, and shall be read together with and deemed part of the Electoral Act 1956 (hereinafter referred to as the principal Act).

2. Acceptance or rejection of nomination—Section 82 of the principal Act is hereby amended by inserting, after subsection (1), the following subsection:

“(1A) Subject to the concurrence of the Chief Electoral Officer, the Returning Officer shall not accept the nomination of any candidate if the Returning Officer is not satisfied, by such evidence (if any) as he requires, that the name under which the candidate is nominated is—

“(a) The name under which his birth was registered, with any alteration or addition made thereto under section 17 of the Births and Deaths Registration Act 1951; or

“(b) In the case of a person who has been adopted, the name conferred on him by the adoption order; or

- “(c) The name by which he was commonly known on the date 6 months immediately preceding nomination day; or
- “(d) The name which he had adopted by deed poll registered under section 17A of the Births and Deaths Registration Act 1951 (as inserted by section 2 of the Births and Deaths Registration Amendment Act 1953) at least 6 months before nomination day:

“Provided that in the case of any female candidate who is or has been married, her husband’s surname may be substituted for her surname in any of the cases specified in paragraphs (a) to (d) of this subsection, unless, if her husband were nominated as a candidate under that surname, the Returning Officer would be required to reject his nomination under the provisions of this subsection.

“Provided also that the Returning Officer may, with the concurrence of the Chief Electoral Officer, accept the nomination of any candidate under a name that does not comply with the foregoing provisions of this subsection, if the Returning Officer is satisfied that the candidate has publicly announced before the commencement of this subsection his intention to become a candidate under that name, and that the name has been adopted by the candidate in good faith and for good reason and is not indecent or offensive or likely to deceive or cause confusion.”

This Act is administered in the Department of Justice.
