



ANALYSIS

<p>Title</p> <p>1. Short Title</p> <p>2. Ratepayer electoral roll</p> <p>3. New sections substituted</p> <p style="padding-left: 20px;">7BE. Enrolment on ratepayer electoral roll</p>	<p>7BEA. Confirmation of enrolment on ratepayer electoral roll</p> <p>7BEB. Public notice of procedures for enrolment on ratepayer electoral roll</p> <p>7BEC. Rating qualification</p> <p>4. Repeals</p>
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1994, No. 145

**An Act to amend the Local Elections and Polls Act 1976**

[15 December 1994

BE IT ENACTED by the Parliament of New Zealand as follows:

**1. Short Title**—This Act may be cited as the Local Elections and Polls Amendment Act 1994, and shall be read together with and deemed part of the Local Elections and Polls Act 1976 (hereinafter referred to as the principal Act).

**2. Ratepayer electoral roll**—The principal Act is hereby amended by repealing section 7<sup>BB</sup> (as substituted by section 2 of the Local Elections and Polls Amendment Act 1991 and amended by section 7 of the Local Elections and Polls Amendment Act 1992), and substituting the following section:

“7<sup>BB</sup>. (1) The ratepayer electoral roll shall comprise the names, arranged in alphabetical order of their surnames, of every person—

“(a) Who is for the time being qualified as an elector of the local authority under section 101<sup>F</sup> (2) of the Local Government Act 1974; and

“(b) Who, in the period beginning on the 2nd day of March and ending with the close of the 13th day of July of the year in which the triennial general election is to be held,—

“(i) Is enrolled as a ratepayer elector as a result of the making in that period of either an application

for enrolment under section 7BE of this Act or a nomination under section 7BG of this Act; or

“(ii) Is confirmed as a ratepayer elector as a result of the delivery in that period to the principal administrative officer of an enrolment confirmation form duly completed.

“(2) The ratepayer electoral roll—

“(a) Shall include the address of the property in respect of which each elector is enrolled or nominated; and

“(b) May also contain—

“(i) The occupations and postal addresses of ratepayer electors; and

“(ii) The addresses in respect of which ratepayer electors are registered as Parliamentary electors; and

“(iii) Identification of the elections in which the ratepayer electors are qualified to vote.”

**3. New sections substituted**—The principal Act is hereby amended by repealing section 7BE (as substituted by section 2 of the Local Elections and Polls Amendment Act 1991 and amended by section 8 of the Local Elections and Polls Amendment Act 1992), and substituting the following sections:

“**7BE. Enrolment on ratepayer electoral roll**—(1) Any person who qualifies as an elector in terms of section 101F (2) of the Local Government Act 1974 may apply at any time in the prescribed form for enrolment on the ratepayer electoral roll.

“(2) After making such inquiries as the principal administrative officer considers appropriate and after determining that the name of no other person has been included on the ratepayer electoral roll in respect of the separately rateable property of which the applicant is an occupier, the principal administrative officer shall include on the ratepayer electoral roll the name of the applicant if the principal administrative officer is satisfied that the applicant is qualified.

“(3) The principal administrative officer shall keep a supply of applications for enrolment in the prescribed form to issue on request.

“**7BEA. Confirmation of enrolment on ratepayer electoral roll**—(1) The occupier or occupiers of any separately rateable property may, at any time in the period specified in section 7BB (1) (b) of this Act, confirm the enrolment of any

person as a ratepayer elector in respect of that property, by delivering to the principal administrative officer a duly completed enrolment confirmation form in respect of that person and that separately rateable property.

“(2) Where, in any year in which a triennial general election is to be held,—

“(a) The name of any person is, on the 1st day of March of that year, on the ratepayer electoral roll for a local government area; or

“(b) Any person has, before the close of the 1st day of March in that year (but since the electoral roll in force on that 1st day of March was compiled),—

“(i) Applied for enrolment on the ratepayer electoral roll for a local government area; or

“(ii) Been nominated under section 7BC of this Act to have his or her name entered on the ratepayer electoral roll for a local government area,—

the principal administrative officer for the relevant territorial authority shall, before the end of April in that year, send an enrolment confirmation form in the prescribed form to the person or persons listed in the valuation roll as the occupier or occupiers of each separately rateable property in respect of which any such name is entered or any such application or nomination has been made.

“(3) Where 2 or more persons are listed on the valuation roll as the occupiers of a separately rateable property within the local government area, it shall be sufficient for the purposes of subsection (1) of this section if the principal administrative officer sends an enrolment confirmation form in the prescribed form to one of those persons.

“7BEB. **Public notice of procedures for enrolment on ratepayer electoral roll**—(1) The principal administrative officer—

“(a) Shall ensure that public notice of the qualifications and procedures for enrolment or nomination as a ratepayer elector, in the prescribed form, is given during the month of May in each year in which a triennial general election is held; and

“(b) May give such additional public notice and such specific notice of the qualifications and procedures for enrolment or nomination as a ratepayer elector as the principal administrative officer considers desirable.

“(2) Any public notice given under subsection (1) of this section may be given jointly by the principal administrative officers of 2 or more territorial authorities, and in determining whether any such public notice is to be given jointly, each such principal administrative officer shall have regard to the effectiveness and cost of the public notice.

“<sup>7</sup>**BEC. Rating qualification**—Every person whose name is entered on a ratepayer electoral roll shall, for the purposes of any election or poll, be deemed to possess a rating qualification for the purpose of voting.”

**4. Repeals**—Sections 7 and 8 of the Local Elections and Polls Amendment Act 1992 are hereby consequentially repealed.

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This Act is administered in the Department of Internal Affairs.

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