

Presidential Powers (Temporary Measures) (Amendment of Electoral Act) Regulations, 2017

HIS Excellency the President, in terms of section 2 of the Presidential Powers (Temporary Measures) Act [*Chapter 10:20*], hereby makes the following regulations:—

Title

1. These regulations may be cited as the Presidential Powers (Temporary Measures) (Amendment of Electoral Act) Regulations, 2017.

Amendment of section 24 of Cap. 2:13

2. The Electoral Act [*Chapter 2:13*] (No. 25 of 2004) (hereinafter called “the principal Act”) is amended in section 24 (“Claims for registration”) by the repeal of subsection (1) and the substitution of—

“(1) Any person who wishes to be registered as a voter on the voters roll for any constituency shall complete the appropriate prescribed claim form and submit it to a voter registration officer at the appropriate registration office:

Provided that a claimant—

- (i) may request the assistance of a voter registration officer at the appropriate registration office to complete the appropriate prescribed claim form, and the officer shall comply with that request;
- (ii) who, in accordance with the proviso to section 23(1), seeks registration in a constituency in which he or she is not resident shall lodge a claim form with the Commission.”.

Amendment of section 25 of Cap. 2:13

3. Section 25 (“Claims for transfer of registration”) of the principal Act is amended—

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(a) by the repeal of subsection (1) and the substitution of—

“(1) A voter whose name is registered on the voters roll for a constituency and who—

- (a) has become resident in another constituency; or
- (b) wishes, for the reason referred to in the proviso to section 24(1), to be registered in another constituency in which he or she is not resident;

may complete the appropriate prescribed claim form and submit it to a voter registration officer at the appropriate registration office, and shall together with such form submit the voters registration certificate, if any, issued to him or her:

Provided that—

- (i) an applicant may request the assistance of a voter registration officer at the appropriate registration office to complete the appropriate prescribed form, and the officer shall comply with that request;
- (ii) where an applicant seeks transfer of registration because he or she is or intends to be a candidate for election as a member of Parliament in a constituency in which he or she is not resident, the applicant shall send the appropriate prescribed form to the Commission for its approval.”;

(b) by the repeal of subsection (3) and the substitution of—

“(3) If the voter registration officer of a particular constituency is satisfied that an applicant who seeks transfer of registration to a constituency in which he or she is resident is entitled to the transfer, the voter registration officer shall—

- (a) remove the applicant's name from the voters roll for his or her constituency; and
- (b) forward the applicant's name and particulars to a voter registration officer for the constituency to which the applicant has applied to be transferred.”;
- (c) in subsection (5) by the deletion of “the Registrar-General of Voters” and the substitution of “the Commission”.

Amendment of section 36A of Cap. 2:13

4. Section 36A (“New registration of voters”) of the principal Act is amended by the repeal of subsections (3), (4) and (5).

Amendment of section 56 of Cap. 2:13

5. Section 56 (“Entitlement to vote, number of votes and identification of voters”)(1) of the principal Act is amended in paragraph (a) by the repeal of the proviso thereto.

Minor amendments to Cap. 2:13

6. The provisions of the principal Act specified in the first column of the Schedule are amended to the extent set out opposite thereto in the second column.

SCHEDULE (Section 6)

MINOR AMENDMENTS TO ELECTORAL ACT [CHAPTER 2:13]

(No. 25 of 2004)

<i>Provision</i>	<i>Extent of Amendment</i>
Section 23(4)	By the deletion of “any constituency registrar”.

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- Sections 24(3) and (5), 27(3) (a) and (6), 28(3)(a) and (6), 32(2) and (3), and 33(1), (2) and (5) By the deletion of “constituency registrar” wherever it occurs and the substitution of “voter registration officer”.
- Section 24(4) By the deletion of “the voter registration officer shall direct the appropriate constituency registrar” and the substitution of “the Commission shall direct the appropriate voter registration officer”.
- Section 24(6) By the deletion of “Registrar-General of Voters, any constituency registrar” and the substitution of “any voter registration officer”.
- Sections 27(7), 28(3)(b), 35(1) and 37(1)(b) By the deletion of “constituency registrar” and the substitution of “voter registration officer”.