

THE TERRITORY FOR THE SEAT OF GOVERNMENT.

Regulations under the Canberra Community Hospital Board Ordinance 1935.

I, WILLIAM MORRIS HUGHES, Minister of State for Health, in pursuance of the powers conferred by the *Canberra Community Hospital Board Ordinance 1935*, hereby make the following Regulations.

Dated this twenty-ninth day of August, 1935.

W. M. HUGHES

Minister of State for Health.

HOSPITAL BOARD ELECTION REGULATIONS.

- Short title. 1. These Regulations may be cited as the Hospital Board Election Regulations.
- Definitions. 2.—(1.) In these Regulations, unless the contrary intention appears—
“candidate” means a candidate for election;
“election” means an election of the two non-official members of the Board;
“nomination” means the nomination of a candidate;
“roll” means the roll of electors prepared in pursuance of the Advisory Council Election Regulations;
“the Advisory Council Election Regulations” means the Advisory Council Election Regulations made under the *Advisory Council Ordinance 1930-1932*, as amended from time to time;
“the Board” means the Canberra Community Hospital Board constituted under the Ordinance;
“the Chief Electoral Officer” means the Chief Electoral Officer for the Commonwealth;
“the Commonwealth Electoral Act” means the *Commonwealth Electoral Act 1918-1934*, as amended from time to time;
“the Ordinance” means the *Canberra Community Hospital Board Ordinance 1935*, as amended from time to time.
(2.) Any reference in these Regulations to a Form shall be read as a reference to a Form in the Schedule to these Regulations.
- Returning officer. 3. For the purposes of any election of the two non-official members of the Board, the Chief Electoral Officer shall be the Returning Officer, and shall be charged with the duty of giving effect to the provisions of the Ordinance in so far as it relates to the election, and of the Commonwealth Electoral Act and the Advisory Council Election Regulations in so far as they are applicable to such election.
- Assistant Returning Officer. 4. An Assistant Returning Officer may be appointed by the Chief Electoral Officer to exercise, subject to the control of the Returning Officer, all the powers of the Returning Officer.
- Marks to be placed on roll against names of residents of Jervis Bay Territory. 5. The Registrar appointed by the Chief Electoral Officer under the Advisory Council Election Regulations to keep the roll for the Territory shall cause a distinguishing mark to be placed against the name of each person on the roll who is resident in the Territory accepted by the Commonwealth in pursuance of the *Jervis Bay Territory Acceptance Act 1915* in order to indicate that that person is not entitled to vote at the election of the non-official members of the Board.
- Minister to direct election to be held. 6.—(1.) The Minister shall direct the Returning Officer to cause election to be made of the two non-official members of the Board and shall appoint the dates for the nomination of candidates and the polling.
(2.) The direction under this Regulation for the holding of an election may be in accordance with Form 1.
- Notification of issue of direction to be published. 7. Upon receipt of a direction under the last preceding Regulation, the Returning Officer shall publish in the *Gazette* and in a newspaper circulating in the Territory a notification of the issue of the direction and of the dates fixed for the nomination and the polling.

8.—(1.) Nomination day shall not be less than five days nor more than ten days after the date of the issue of the direction for the holding of the election. Nomination day.

(2.) The hour of nomination shall be twelve o'clock noon on nomination day.

9. Polling day shall be not less than seven days, nor more than fourteen days, after nomination day. Polling day.

10.—(1.) The form of nomination may be in accordance with Form 2 and shall— Form of nomination.

(a) state the name of the candidate, his place of residence and occupation; and

(b) be signed by not less than six persons entitled to vote at the election.

(2.) The place of nomination shall be the office of the Returning Officer at Canberra.

11. The notice of withdrawal by a candidate of his consent to nomination may be in accordance with Form 3 and shall be signed by the candidate in the presence of the officer with whom the nomination was lodged or of a Commissioner for Declarations. Withdrawal of nomination.

12. If two candidates only are nominated the Returning Officer shall declare those candidates elected. Where two candidates only are nominated.

13.—(1.) If more than two candidates are nominated the Returning Officer shall make all necessary arrangements for taking the poll. Where more than two candidates are nominated.

(2.) Where the election is held on the same day as an Advisory Council Election under the Advisory Council Election Regulations—

(a) the polling places appointed for the purposes of the Advisory Council Election shall be polling places for the purposes of the election;

(b) the Presiding Officers and Poll Clerks appointed for the purposes of the Advisory Council Election shall be Presiding Officers and Poll Clerks for the purposes of the election; and

(c) the ballot-boxes and certified copies of the roll provided for the purposes of the Advisory Council Election shall be ballot-boxes and certified copies of the roll for the purposes of the election:

Provided that names against which marks have been placed in accordance with regulation 5 of these Regulations shall be deemed to have been deleted from the roll.

14. The provisions of the Advisory Council Election Regulations relating to Postal Voting shall apply, *mutatis mutandis*, to an election of non-official members of the Board, and for the purposes of the last-mentioned election the form of application for a postal vote certificate and postal ballot-paper and the form of the postal vote certificate shall be in accordance with Forms 5 and 6 in the Schedule to the Advisory Council Election Regulations, except that the words— Postal voting.

“The Advisory Council Ordinance 1930.”

appearing in the heading to those Forms shall be struck out and the following words inserted in their stead:—

“The Canberra Community Hospital Board Ordinance 1935.”:

Provided that, where an election is held on the same day as an Advisory Council Election under the Advisory Council Election Regulations—

(a) an application for a postal vote certificate and postal ballot-paper in accordance with Form 5 in the Schedule to the Advisory Council Election Regulations shall, if the applicant is also entitled to vote at the election of the non-official Members of the Board, be deemed to include an application for a postal vote certificate and postal ballot-paper under these Regulations; and

- (b) a postal vote certificate in accordance with Form 6 in the Schedule to the Advisory Council Election Regulations shall, if the person to whom it is issued is also entitled to vote at the election of the non-official members of the Board, be deemed to be a postal vote certificate under these Regulations.

Form of
ballot-paper.

15. The ballot-papers provided for the purposes of the election shall be similar in form to those prescribed by Forms 7 and 8 of the Advisory Council Election Regulations except that the words—

“The Advisory Council Ordinance 1930.

ELECTION OF THREE MEMBERS OF THE ADVISORY COUNCIL.”

appearing in the heading to those Forms shall be struck out and the following words inserted in their stead:—

“The Canberra Community Hospital Board Ordinance 1935.

ELECTION OF TWO MEMBERS OF THE HOSPITAL BOARD.”

Declaration by
person whose
name does not
appear on the
roll.

16. The form of declaration to be made at the election by a person claiming to vote, who declares that his name has been omitted from the roll owing to an error of an officer or a mistake of fact, shall, if the declarant is entitled to vote at the election, be similar in form to that prescribed by Form 9 of the Advisory Council Election Regulations except that the words—

“The Advisory Council Ordinance 1930.”

appearing in the heading to that Form shall be struck out and the following words inserted in their stead:—

“The Canberra Community Hospital Board Ordinance 1935.”;

Provided that, where an election is held on the same day as an Advisory Council Election under the Advisory Council Election Regulations, a declaration in accordance with Form 9 in the Schedule to the Advisory Council Election Regulations shall, except in the case of a person resident in the Territory accepted in pursuance of the *Jervis Bay Territory Acceptance Act 1915*, be deemed to include a declaration under this regulation.

Scrutineers.

17.—(1.) Scrutineers may be appointed by candidates to represent them at the polling but so that not more than one scrutineer shall be allowed to each candidate at each polling booth.

(2.) Appointments of scrutineers shall be made by notice in writing or by telegram addressed to the Returning Officer or Presiding Officer and such notice or telegram shall be signed by the candidate and shall give the name and address of the scrutineer.

Application of
Advisory
Council
Election
Regulations.

18. Except as otherwise provided in these Regulations, the provisions of the Advisory Council Election Regulations relating to the functions of scrutineers, the preparation for and conduct of the polling and the conduct of the scrutiny in connexion with an election of members of the Advisory Council shall apply, *mutatis mutandis*, to an election of the non-official members of the Board:

Provided that at the polling any person resident in the Territory accepted by the Commonwealth in pursuance of the *Jervis Bay Territory Acceptance Act 1915* and whose name on the roll is marked in accordance with regulation 5 of these Regulations, shall not be entitled to vote at that election.

Duties of
Returning
Officer after
result of
election has
been
ascertained.

19. The Returning Officer shall, as soon as conveniently may be after the result of the election has been ascertained—

- (a) make out and sign a statement setting out the number of first preference votes counted for each candidate and the number of informal ballot-papers and, if any further count was made in order to determine the result of the election, the particulars of each such count;
- (b) forward to the Minister a copy of the statement referred to in the last preceding paragraph;
- (c) at the place of nomination publicly declare the result of the election and the names of the candidates elected; and
- (d) insert a notice in the *Gazette* setting out the names of the candidates elected.

Ballot-papers
to be
preserved for
six months.

20. The Returning Officer shall preserve all the sealed parcels of ballot-papers for a period of six months when they shall be destroyed.

FORM 1.

To the Returning Officer—

1. For nomination, the _____ day of _____ 19 ____.

2. For taking the poll in the event of the election being contested, the _____ day of _____ 19 ____.

FORM 2.

To the Returning Officer--

Dated the day of 19 .

Signature of Nominator.	Place of Living.

(Signature of Candidate).

Address—

A nomination must be signed by not less than six persons entitled to vote at the election for which the candidate is nominated, and must be lodged with the Returning Officer after the date of the issue of the direction to hold the election and before twelve o'clock noon on the day of nomination.

FORM 3.

NOTICE OF WITHDRAWAL BY CANDIDATE OF CONSENT TO
NOMINATION.

To the Returning Officer—

Dated this day of , 19 .

[Personal signature of candidate.]

Dated at [here insert place] the day of 19

Witness—

NOTE.—To be signed in the presence of the officer with whom the nomination was lodged or of a Commissioner for Declarations.