



Australian Capital Territory

Electoral Regulation 1993

SL1993-24

made under the

Electoral Act 1992

Republication No 23

Effective: 2 May 2023 – 28 November 2023

Republication date: 2 May 2023

Last amendment made by [SL2023-6](#)

About this republication

The republished law

This is a republication of the *Electoral Regulation 1993*, made under the *Electoral Act 1992* (including any amendment made under the *Legislation Act 2001*, part 11.3 (Editorial changes)) as in force on 2 May 2023. It also includes any commencement, amendment, repeal or expiry affecting this republished law to 2 May 2023.

The legislation history and amendment history of the republished law are set out in endnotes 3 and 4.

Kinds of republications

The Parliamentary Counsel's Office prepares 2 kinds of republications of ACT laws (see the ACT legislation register at www.legislation.act.gov.au):

- authorised republications to which the *Legislation Act 2001* applies
- unauthorised republications.

The status of this republication appears on the bottom of each page.

Editorial changes

The *Legislation Act 2001*, part 11.3 authorises the Parliamentary Counsel to make editorial amendments and other changes of a formal nature when preparing a law for republication. Editorial changes do not change the effect of the law, but have effect as if they had been made by an Act commencing on the republication date (see *Legislation Act 2001*, s 115 and s 117). The changes are made if the Parliamentary Counsel considers they are desirable to bring the law into line, or more closely into line, with current legislative drafting practice.

This republication does not include amendments made under part 11.3 (see endnote 1).

Uncommenced provisions and amendments

If a provision of the republished law has not commenced, the symbol **U** appears immediately before the provision heading. Any uncommenced amendments that affect this republished law are accessible on the ACT legislation register (www.legislation.act.gov.au). For more information, see the home page for this law on the register.

Modifications

If a provision of the republished law is affected by a current modification, the symbol **M** appears immediately before the provision heading. The text of the modifying provision appears in the endnotes. For the legal status of modifications, see the *Legislation Act 2001*, section 95.

Penalties

At the republication date, the value of a penalty unit for an offence against this law is \$160 for an individual and \$810 for a corporation (see *Legislation Act 2001*, s 133).



Australian Capital Territory

Electoral Regulation 1993

made under the

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Electoral Regulation 1993
Effective: 02/05/23-28/11/23

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Australian Capital Territory

Electoral Regulation 1993

made under the

[Electoral Act 1992](#)

1 Name of regulation

This regulation is the *Electoral Regulation 1993*.

2 Dictionary

The dictionary at the end of this regulation is part of this regulation.

Note 1 The dictionary at the end of this regulation defines certain terms used in this regulation.

Note 2 A definition in the dictionary applies to the entire regulation unless the definition, or another provision of the regulation, provides otherwise or the contrary intention otherwise appears (see [Legislation Act](#), s 155 and s 156 (1)).

3 Notes

A note included in this regulation is explanatory and is not part of this regulation.

Note See the [Legislation Act](#), s 127 (1), (4) and (5) for the legal status of notes.

4 Use of roll information—public health—Act, s 65

- (1) The chief health officer is a prescribed authority.
- (2) The following are prescribed purposes:
 - (a) maintaining the cancer register under the [Public Health Regulation 2000](#), section 46;
 - (b) contacting women to offer breast cancer screening and prevention services;
 - (c) contacting people aged 45 to 49 years for health assessment.
- (3) The chief health officer may give roll information to another person or entity if the only use of the information authorised by the chief health officer is for a prescribed purpose under this section.
- (4) A person or entity given roll information under subsection (3) may only use the information for a prescribed purpose under this section.

4A Use of roll information—contacting former Totalcare employees

- (1) For the [Act](#), section 65 (Provision of roll information to prescribed authorities)—
 - (a) the director-general of Treasury is a prescribed authority; and
 - (b) assisting the director-general of Treasury to contact a former Totalcare employee about superannuation is a prescribed purpose.
- (2) The director-general of Treasury may give roll information to another person or entity if the only use of the information authorised by the director-general is to contact a former Totalcare employee about superannuation.
- (3) A person or entity given roll information under subsection (2) may only use the information for contacting a former Totalcare employee about superannuation.
- (4) In this section:

director-general of Treasury means the director-general of the Treasury Directorate.

superannuation includes any superannuation matter associated with a person's former employment with Totalcare.

Totalcare means Totalcare Industries Limited ABN 70 054 435 746.

4AA Use of roll information—deceased estates—Act, s 65

- (1) The public trustee and guardian is a prescribed authority.
- (2) Administration of deceased estates is a prescribed purpose.
- (3) The public trustee and guardian may give roll information to another person or entity if the only use of the information authorised by the public trustee and guardian is to administer a deceased estate.
- (4) A person or entity given roll information under subsection (3) may only use the information for a prescribed purpose under this section.

4AB Use of roll information—taxation—Act, s 65

- (1) The commissioner for revenue is a prescribed authority.
- (2) The administration or enforcement of a tax law is a prescribed purpose.
- (3) The commissioner for revenue may give roll information to another person or entity if the only use of the information authorised by the commissioner for revenue is to administer or enforce a tax law.
- (4) A person or entity given roll information under subsection (3) may only use the information to administer or enforce a tax law.

4AC Use of roll information—integrity commissioner—Act, s 65

- (1) The integrity commissioner is a prescribed authority.
- (2) Each of the following is a prescribed purpose:
 - (a) under the *Integrity Commission Act 2018*—
 - (i) dealing with corruption reports (including carrying out preliminary inquiries mentioned in section 86 of that Act); and
 - (ii) investigating conduct that is alleged to be corrupt conduct; and

- (iii) identifying, exposing and preventing corrupt conduct; and
 - (iv) referring suspected instances of criminality or wrongdoing to the appropriate authority for further investigation and action;
 - (b) under the *Public Interest Disclosure Act 2012*—
 - (i) assessing disclosures of disclosable conduct; and
 - (ii) investigating public interest disclosures; and
 - (iii) reviewing investigations of public interest disclosures.
 - (3) The integrity commissioner may give roll information to another person or entity if—
 - (a) the person or entity is authorised by the integrity commissioner to use the information for the following purposes only:
 - (i) investigating conduct that is alleged to be corrupt conduct as mentioned in subsection (2) (a) (ii);
 - (ii) investigating or taking action in relation to suspected criminality or wrongdoing as mentioned in subsection (2) (a) (iv); or
 - (b) the person or entity has power to require the production of documents or the answering of questions, and the information is given so that the integrity commission may fulfil a purpose mentioned in paragraph (a).
- Example—par (b)**
giving roll information to a magistrate when applying for a search warrant as part of an investigation of conduct that is alleged to be corrupt conduct
- (4) A person or entity given roll information under subsection (3) (a) may use the information only as authorised.

(5) In this section:

corrupt conduct—see the *Integrity Commission Act 2018*, section 9.

disclosable conduct—see the *Public Interest Disclosure Act 2012*, section 8.

public interest disclosure—see the *Public Interest Disclosure Act 2012*, section 7.

5 Prescribed entity—Act, s 67 (1) (b)

The ActewAGL retail partnership ABN 46 221 314 841 (Icon Retail Investments Limited ABN 23 074 371 207 and AGL ACT Retail Investments Pty Ltd ABN 53 093 631 586) is prescribed.

5A Declaration ballot papers

The heading to be printed or endorsed on a ballot paper to be used for declaration voting must be the heading to a ballot paper set out in the [Act](#), schedule 1 modified by inserting **Declaration** next to **Ballot paper**.

Dictionary

(see s 2)

Note 1 The [Legislation Act](#) contains definitions and other provisions relevant to this regulation.

Note 2 For example, the [Legislation Act](#), dict, pt 1, defines the following terms:

- chief health officer
- commissioner for revenue
- director-general (see s 163)
- entity
- integrity commission
- integrity commissioner
- public trustee and guardian.

Note 3 Terms used in this regulation have the same meaning that they have in the [Electoral Act 1992](#) (see [Legislation Act](#), s 148). For example, the following terms are defined in the [Electoral Act 1992](#), dict:

- ballot paper
- roll.

roll information means a copy of a roll or of information contained on a roll.

tax law—see the [Taxation Administration Act 1999](#), section 4.

Endnotes

1 About the endnotes

Endnotes

1 About the endnotes

Amending and modifying laws are annotated in the legislation history and the amendment history. Current modifications are not included in the republished law but are set out in the endnotes.

Not all editorial amendments made under the *Legislation Act 2001*, part 11.3 are annotated in the amendment history. Full details of any amendments can be obtained from the Parliamentary Counsel's Office.

Uncommenced amending laws are not included in the republished law. The details of these laws are underlined in the legislation history. Uncommenced expiries are underlined in the legislation history and amendment history.

If all the provisions of the law have been renumbered, a table of renumbered provisions gives details of previous and current numbering.

The endnotes also include a table of earlier republications.

2 Abbreviation key

A = Act	NI = Notifiable instrument
AF = Approved form	o = order
am = amended	om = omitted/repealed
amdt = amendment	ord = ordinance
AR = Assembly resolution	orig = original
ch = chapter	par = paragraph/subparagraph
CN = Commencement notice	pres = present
def = definition	prev = previous
DI = Disallowable instrument	(prev...) = previously
dict = dictionary	pt = part
disallowed = disallowed by the Legislative Assembly	r = rule/subrule
div = division	reloc = relocated
exp = expires/expired	renum = renumbered
Gaz = gazette	R[X] = Republication No
hdg = heading	RI = reissue
IA = Interpretation Act 1967	s = section/subsection
ins = inserted/added	sch = schedule
LA = Legislation Act 2001	sdiv = subdivision
LR = legislation register	SL = Subordinate law
LRA = Legislation (Republication) Act 1996	sub = substituted
mod = modified/modification	<u>underlining</u> = whole or part not commenced or to be expired

3 Legislation history

This regulation was originally the *Electoral Regulations*. It was renamed by the *Electoral Regulations Amendment SL2000-43* (see s 4) and under the *Legislation Act 2001*.

Electoral Regulation 1993 SL1993-24

notified 11 June 1993 (Gaz 1993 No S106)

commenced 11 June 1993 (s 2)

as amended by

Electoral Regulations (Amendment) SL1994-16

notified 17 May 1994 (Gaz 1994 No S88)

commenced 17 May 1994 (s 2)

Electoral Regulations (Amendment) SL1994-39

notified 16 November 1994 (Gaz 1994 No S260)

commenced 16 November 1994 (s 1)

Electoral Regulations (Amendment) SL1995-4

notified 12 January 1995 (Gaz 1995 No S19)

commenced 12 January 1995 (s 1)

Electoral Regulations (Amendment) SL1995-45

notified 15 December 1995 (Gaz 1995 No S309)

commenced 15 December 1995 (s 1)

Electoral Regulations (Amendment) SL1997-5

notified 25 March 1997 (Gaz 1997 No S75)

commenced 25 March 1997 (s 1)

Electoral Regulations (Amendment) SL1997-28

notified 27 October 1997 (Gaz 1997 No S324)

commenced 27 October 1997 (s 1)

Remuneration Tribunal (Consequential Amendments) Act 1997

A1997-41 sch 2 (as am by A2002-49 amdt 3.222)

notified 19 September 1997 (Gaz 1997 No S264)

commenced 24 September 1997 (s 2 as am by A2002-49 amdt 3.222)

Endnotes

3 Legislation history

Electoral Regulations (Amendment) SL1997-34

notified 28 November 1997 (Gaz 1997 No S383)
s 4 (b) commenced 1 December 1997 (s 1 (2))
remainder commenced 28 November 1997 (s 1 (1))

Electoral Regulations Amendment SL2000-43

notified 2 November 2000 (Gaz 2000 No 44)
commenced 2 November 2000 (s 1)

Legislation (Consequential Amendments) Act 2001 A2001-44 pt 121

notified 26 July 2001 (Gaz 2001 No 30)
s 1, s 2 commenced 26 July 2001 (IA s 10B)
pt 121 commenced 12 September 2001 (s 2 and see Gaz 2001
No S65)

Electoral Amendment Regulations 2002 (No 1) SL2002-22

notified LR 9 August 2002
s 1, s 2 commenced 9 August 2002 (LA s 75 (1))
remainder commenced 10 August 2002 (s 2)

Statute Law Amendment Act 2002 A2002-30 pt 3.22

notified LR 16 September 2002
s 1, s 2 taken to have commenced 19 May 1997 (LA s 75 (2))
pt 3.22 commenced 17 September 2002 (s 2 (1))

Statute Law Amendment Act 2002 (No 2) A2002-49 amdt 3.222

notified LR 20 December 2002
s 1, s 2 taken to have commenced 7 October 1994 (LA s 75 (2))
amdt 3.222 commenced 24 September 1997 (s 2 (3))

Note This Act only amends the [Remuneration Tribunal \(Consequential Amendments\) Act 1997](#) A1997-41.

Electoral Amendment Regulations 2004 (No 1) SL2004-6

notified LR 16 February 2004
s 1, s 2 commenced 16 February 2004 (LA s 75 (1))
remainder commenced 17 February 2004 (s 2)
repealed by disallowance 18 March 2004 ([AR2004-1](#))

Statute Law Amendment Act 2007 A2007-3 sch 3 pt 3.34

notified LR 22 March 2007
s 1, s 2 taken to have commenced 1 July 2006 (LA s 75 (2))
sch 3 pt 3.34 commenced 12 April 2007 (s 2 (1))

Electoral Legislation Amendment Act 2008 A2008-13 sch 2

notified LR 20 May 2008
s 1, s 2 commenced 20 May 2008 (LA s 75 (1))
sch 2 commenced 21 May 2008 (s 2)

Electoral Amendment Regulation 2008 (No 1) SL2008-43

notified LR 18 September 2008
s 1, s 2 commenced 18 September 2008 (LA s 75 (1))
remainder commenced 19 September 2008 (s 2)

Electoral Amendment Regulation 2009 (No 1) SL2009-50

notified LR 16 October 2009
s 1, s 2 commenced 16 October 2009 (LA s 75 (1))
remainder commenced 17 October 2009 (s 2)

Administrative (One ACT Public Service Miscellaneous Amendments) Act 2011 A2011-22 sch 1 pt 1.60

notified LR 30 June 2011
s 1, s 2 commenced 30 June 2011 (LA s 75 (1))
sch 1 pt 1.60 commenced 1 July 2011 (s 2 (1))

Electoral Legislation Amendment Act 2012 A2012-1 pt 3

notified LR 28 February 2012
s 1, s 2 commenced 28 February 2012 (LA s 75 (1))
pt 3 commenced 29 February 2012 (s 2)

Electoral Amendment Act 2012 A2012-28 sch 1 pt 1.1

notified LR 18 May 2012
s 1, s 2 commenced 18 May 2012 (LA s 75 (1))
sch 1 pt 1.1 commenced 1 July 2012 (s 2)

Electoral Amendment Regulation 2013 (No 1) SL2013-13

notified LR 12 June 2013
s 1, s 2 commenced 12 June 2013 (LA s 75 (1))
remainder commenced 13 June 2013 (s 2)

Statute Law Amendment Act 2015 A2015-15 sch 3 pt 3.6

notified LR 27 May 2015
s 1, s 2 commenced 27 May 2015 (LA s 75 (1))
sch 3 pt 3.6 commenced 10 June 2015 (s 2)

Endnotes

3 Legislation history

**Protection of Rights (Services) Legislation Amendment Act 2016
(No 2) A2016-13 sch 1 pt 1.19**

notified LR 16 March 2016

s 1, s 2 commenced 16 March 2016 (LA s 75 (1))

sch 1 pt 1.19 commenced 1 April 2016 (s 2 and see [Protection of Rights \(Services\) Legislation Amendment Act 2016](#) A2016-1 s 2)

Electoral Amendment Regulation 2019 (No 1) SL2019-9

notified LR 23 May 2019

s 1, s 2 commenced 23 May 2019 (LA s 75 (1))

remainder commenced 21 August 2019 (see [A1992-71](#) s 341 (4) (b))

Electoral Amendment Regulation 2023 (No 1) SL2023-6

notified LR 1 May 2023

s 1, s 2 commenced 1 May 2023 (LA s 75 (1))

remainder commenced 2 May 2023 (s 2)

4 Amendment history

Preliminary

pt 1 hdg ins [SL1994-39](#) s 3
om [SL2000-43](#) s 3

Name of regulation

s 1 sub [SL2000-43](#) s 4
am R10 LA

Dictionary

s 2 om [A2001-44](#) amdt 1.1401
ins [A2007-3](#) amdt 3.177
om [A2008-13](#) amdt 2.1
ins [SL2008-43](#) s 4

Notes

s 3 om [SL2004-6](#) s 4
revived [AR2004-1](#)
sub [A2007-3](#) amdt 3.177
om [A2008-13](#) amdt 2.1
ins [SL2008-43](#) s 4
def **Act** om [A2001-44](#) amdt 1.1402
def **City of Canberra Arms** ins [SL1997-34](#) s 3
sub [A2002-30](#) amdt 3.354
om [SL2004-6](#) s 4
revived [AR2004-1](#)
om [A2007-3](#) amdt 3.177
def **government agency** ins [SL1997-34](#) s 3
om [SL2004-6](#) s 4
revived [AR2004-1](#)
om [A2007-3](#) amdt 3.177

Electoral Commission

pt 2 hdg ins [SL1994-39](#) s 4
om [A1997-41](#) sch 2

Prescribed organisations—ballots

s 3A ins [SL1997-5](#) s 3
om [A1997-41](#) sch 2

Use of roll information—public health—Act, s 65

s 4 sub [SL1994-16](#) s 3
am [SL1995-45](#) s 3; [SL1997-5](#) s 4
om [A1997-41](#) sch 2
ins [SL2000-43](#) s 5
am [SL2008-43](#) s 5
sub [SL2013-13](#) s 4

Endnotes

4 Amendment history

Use of roll information—contacting former Totalcare employees

s 4A ins [SL2008-43](#) s 6
am [A2011-22](#) amdt 1.191, amdt 1.192

Use of roll information—deceased estates—Act, s 65

s 4AA ins [SL2013-13](#) s 5
am [A2016-13](#) amdt 1.57

Use of roll information—taxation—Act, s 65

s 4AB ins [SL2019-9](#) s 4

Use of roll information—integrity commissioner—Act, s 65

s 4AC ins [SL2023-6](#) s 4

Prescribed entity—Act, s 67 (1) (b)

s 5 am [SL1994-16](#) s 4
om [A1997-41](#) sch 2
ins [SL2002-22](#) s 4
am [A2015-15](#) amdt 3.37

Ballot papers

pt 2A hdg ins [SL1995-4](#) s 3
om [SL2000-43](#) s 6

Declaration ballot papers

s 5A ins [SL1995-4](#) s 3
am [A2012-1](#) s 20

Dissemination of electoral matter

pt 3 hdg ins [SL1994-39](#) s 5
om [SL1997-5](#) s 5
ins [SL1997-28](#) s 3
om [SL2000-43](#) s 6

Amounts received by associated entities—Act, s 232 (4) (c)

s 6 hdg sub [A2002-30](#) amdt 3.355
s 6 ins [SL1994-39](#) s 5
om [SL1997-5](#) s 5
ins [SL1997-28](#) s 3
am [SL1997-34](#) s 4; [A2002-30](#) amdt 3.355, amdt 3.356
sub [SL2004-6](#) s 5
prev s 6 revived [AR2004-1](#)
om [A2008-13](#) amdt 2.1
ins [SL2009-50](#) s 4
(2), (3) exp 1 July 2010 (s 6 (3))
om [A2012-28](#) amdt 1.1

Dictionary

dict

ins [A2007-3](#) amdt 3.178
om [A2008-13](#) amdt 2.2
ins [SL2008-43](#) s 7
am [A2011-22](#) amdt 1.193; [SL2013-13](#) s 6; [A2016-13](#)
amdt 1.58; [SL2019-9](#) s 5; [SL2023-6](#) s 5
def **City of Canberra Arms** ins [A2007-3](#) amdt 3.178
om [A2008-13](#) amdt 2.2
def **government agency** ins [A2007-3](#) amdt 3.178
om [A2008-13](#) amdt 2.2
def **roll information** ins [SL2008-43](#) s 7
def **tax law** ins [SL2019-9](#) s 6

Endnotes

5 Earlier republications

5 Earlier republications

Some earlier republications were not numbered. The number in column 1 refers to the publication order.

Since 12 September 2001 every authorised republication has been published in electronic pdf format on the ACT legislation register. A selection of authorised republications have also been published in printed format. These republications are marked with an asterisk (*) in column 1. Electronic and printed versions of an authorised republication are identical.

Republication No	Amendments to	Republication date
1	SL1995-4	31 January 1995
2	SL1997-5	31 March 1997
3	SL1997-34	31 December 1997
4	SL1997-34	31 August 1999
5	A2001-44	12 September 2001
6	SL2002-22	10 August 2002
7	A2002-30	17 September 2002
7 (RI)	A2002-30 †	19 February 2003
8	SL2004-6	17 February 2004
9	SL2004-6	19 March 2004
10	SL2004-6	3 November 2004
11	A2007-3	12 April 2007
12*	A2008-13	21 May 2008
13	SL2008-43	19 September 2008
14	SL2009-50	17 October 2009
15	SL2009-50	2 July 2010
16	SL2011-22	1 July 2011
17	A2012-1	29 February 2012
18	A2012-28	1 July 2012
19	SL2013-13	13 June 2013

Republication No	Amendments to	Republication date
20	A2015-15	10 June 2015
21	A2016-13	1 April 2016
22	SL2019-9	26 November 2020

† includes retrospective amendments by [A2002-49](#)

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