



Australian Capital Territory

# **Referendum (Machinery Provisions) Regulations**

**SL1995-2**

**Republication No 1**

**Effective: 12 January 1995 – 5 September 2001**

Republication date: 13 February 2015

Regulations not amended

Authorised by the ACT Parliamentary Counsel

## **About this republication**

### **The republished law**

This is a republication of the *Referendum (Machinery Provisions) Regulations* effective 12 January 1995 to 5 September 2001.

### **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](http://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.



Australian Capital Territory

## **REFERENDUM (MACHINERY PROVISIONS) REGULATIONS**

This consolidation has been prepared by the ACT Parliamentary Counsel's Office

As at 12 January 1995

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Australian Capital Territory

## REFERENDUM (MACHINERY PROVISIONS) REGULATIONS

### Citation

1. These Regulations may be cited as the Referendum (Machinery Provisions) Regulations.<sup>1</sup>

### Commencement

2. These Regulations commence on the day on which they are notified in the *Gazette*.

### Interpretation

3. In these Regulations, unless the contrary intention appears—

“referendum” means the referendum to be held in relation to the Bill for an Act to entrench the principles of the proportional representation (Hare-Clark) electoral system, being the Bill by that title passed by the Legislative Assembly on 8 December 1994;

“the Act” means the *Referendum (Machinery Provisions) Act 1994*.

### Form of ballot paper

4. The ballot paper for the referendum shall be in the form set out in the Schedule.

**Formality of ballot paper**

5. For the purposes of the scrutiny of the referendum—
- (a) where a tick has been marked in, or adjacent to, the box set out on a referendum ballot paper for the marking of the elector’s preference, it shall be read as a “yes”;
  - (b) a cross marked on a referendum ballot paper shall not be taken to record a vote; and
  - (c) any writing on a referendum ballot paper other than a “yes”, “no” or a tick shall be disregarded unless it renders the elector’s intention unclear.

**Material supplied to mobile polling team**

6. For the purposes of paragraph 151 (1) (b) of the Electoral Act as applied by section 12 of the Act, a visiting officer shall, when visiting under section 150 of the Electoral Act for the purposes of the referendum, take any additional material made available for the purposes of that referendum by a person who—
- (a) was an MLA on 8 December 1994; or
  - (b) is a candidate for the election to be held on the day on which the referendum is to be held.

**Request for recount**

7. For the purposes of paragraph 14 (3) (c) of the Act, a person who was an MLA on 8 December 1994 is authorised to request a recount of ballot papers in relation to the referendum.

**Scrutineers**

8. A person who was an MLA on 8 December 1994 may appoint a scrutineer or scrutineers for the purposes of the referendum.

**SCHEDULE**

Regulation 4

**BALLOT PAPER**



**Australian Capital Territory  
Referendum Ballot Paper**

***Write YES or NO  
in the box below***

**to show whether you approve the  
law to entrench the principles  
of the proportional representation  
(Hare-Clark) electoral system**

**Do you approve the entrenching law?**

***Write "YES" or "NO"***

*Referendum (Machinery Provisions) Regulations*

**NOTE**

1. Subordinate Law No. 2, 1995 (in force under *Referendum (Machinery Provisions) Act 1994*) made on 10 January 1995: notified in the ACT Gazette on 12 January 1995; commenced on 12 January 1995.

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