

1994

AUSTRALIAN CAPITAL TERRITORY LEGISLATIVE ASSEMBLY

ELECTORAL (AMENDMENT) BILL 1993

SUPPLEMENTARY EXPLANATORY MEMORANDUM

Supplementary Amendments C

Amendment to be moved on behalf of the Government if Mr Humphries' amendments of proposed new paragraphs 107(1)(a) and (b) succeed — deposit refund threshold

**Circulated by authority of
Rosemary Follett, Chief Minister**

OUTLINE

The purpose of this amendment to the Electoral (Amendment) Bill 1993 is to make a consequential amendment should Mr Humphries' proposed amendments relating to return of deposits succeed. The amendment is intended to correct an anomaly in Mr Humphries' amendment which does not provide for the return of the deposit to a candidate who is neither elected or excluded, but whose total votes at any stage in the counting equal or exceed 20% of the quota for the election.

This Government amendment has no financial implications.

DETAILED EXPLANATION

Deposit — return or forfeiture

New section 107(1) is to be amended to correct an anomaly in Mr Humphries' amendment which does not provide for the return of the deposit to a candidate who is neither elected or excluded, but whose total votes at any stage in the counting equal or exceed 20% of the quota for the election. If this anomaly was not corrected, the effect of Mr Humphries' amendment would be to allow the return of the deposit to an excluded candidate who receives over 20% of the quota after preferences are distributed, but a candidate who is neither elected or excluded who received more than 20% of the quota after preferences were distributed would not have his or her deposit returned.