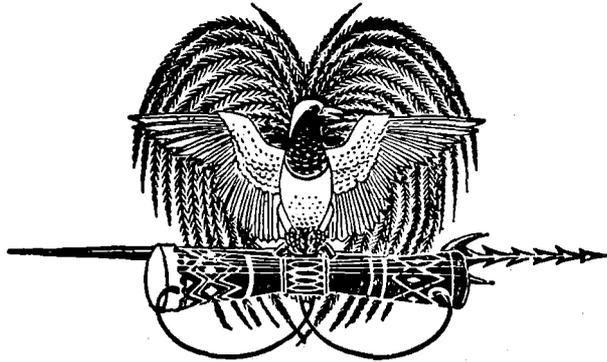


# SUPPLEMENT No. 2

[1]



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THE INDEPENDENT STATE OF PAPUA NEW GUINEA.

PROPOSED LAW TO ALTER THE ORGANIC LAW ON  
NATIONAL ELECTIONS.

*National Elections (Amendment No. 1) Law.*

ARRANGEMENT OF CLAUSES.

1. Effects of this Law (Amendment of Section 1).
2. Repeal and replacement of Section 78 -  
78. - Polling period.
3. New Section 134A -  
134A. - Marking of voters.
4. Right of elector to receive ballot-paper (Amendment of Section 136).

## THE INDEPENDENT STATE OF PAPUA NEW GUINEA.

PROPOSED LAW TO ALTER THE ORGANIC LAW ON  
NATIONAL ELECTIONS,

entitled

*National Elections (Amendment No. 1) Law,*Being a Law to alter the Organic Law on National Elections to  
provide for -

- (a) the placing of marks on voters at National elections; and
- (b) a last day for a polling period,

and for related purposes,

MADE by the National Parliament.

## 1. - EFFECTS OF THIS LAW (AMENDMENT OF SECTION 1).

Section 1 of the Principal Law is amended by omitting the word and figures "Sections 126, 130," and substituting the word and figures "Section 126, 130, 134A,".

## 2. - REPEAL AND REPLACEMENT OF SECTION 78.

Section 78 of the Principal Law is repealed and the following section is substituted :-

## "78. - POLLING PERIOD.

The date fixed -

- (a) as the first day of the polling period shall be a Saturday and shall be not less than 10 weeks nor more than 12 weeks after the date of the writ; and
- (b) as the last day of the polling period shall be not more than 35 days after the date fixed for the first day of the polling period."

## 3. - NEW SECTION 134A.

After Section 134 of the Principal Law the following section is added :-

## "134A. - MARKING OF VOTERS.

(1) In this section -

'appropriate mark' means a mark made with indelible ink;

'appropriate', in relation to the inspection or marking of a voter, means -

- (a) the little finger of his left hand or, if such little finger is missing, any other finger of his left hand; or

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- (b) if all the fingers of his left hand are missing, the little finger of his right hand or, if such little finger is missing, any other finger of his right hand; or
- (c) if all the fingers of his left and right hands are missing, such extremity of his left or right hand as such voter possesses.

"(2) Before handing a ballot-paper to a voter the presiding officer or the poll clerk shall place the appropriate mark on the voter.

"(3) No ballot-paper shall be delivered to any voter at any election -

- (a) if he refuses to allow the presiding officer or a poll clerk to make the appropriate inspection; or
- (b) if, having allowed such inspection, it discloses that the voter has already been marked with the appropriate mark; or
- (c) if, having allowed such inspection, it discloses that the voter has not already been marked with the appropriate mark, but the voter refuses to allow such officer or clerk to mark him with the appropriate mark,

and accordingly the voter shall, notwithstanding any other provision of this Law, not be entitled to vote at that election.

"(4) Where, for any of the reasons specified in Subsection (3), a person is refused a ballot-paper, the presiding officer or poll clerk who refused the ballot-paper shall prepare a report, for the information of the Electoral Commission and the Returning Officer, specifying -

- (a) the name given by the person and, where the name given is not on the roll or different from the name on the roll, the name appearing on the roll; and
- (b) the reason, in detail, as to why the person was not handed a ballot-paper."

#### 4. - RIGHT OF ELECTOR TO RECEIVE BALLOT-PAPER (AMENDMENT OF SECTION 136).

Section 136 of the Principal Law is amended by omitting from Subsection (1) the words "The presiding officer" and substituting the words "Subject to Section 134A, the presiding officer".

