

LEGISLATIVE ASSEMBLY

City of Sydney Amendment (Elections) Bill 2014

Second print

Proposed amendments

- No. 1 **Limit on electors**
Page 3, Schedule 1 [6], lines 23 and 24. Omit “3 or more natural persons, only 2 of those natural persons may be owners”. Insert instead “2 or more natural persons, only one of those natural persons may be an owner”.
- No. 2 **Limit on electors**
Page 3, Schedule 1 [6], lines 27 and 28. Omit “3 or more natural persons, only 2 of those natural persons may be ratepaying lessees”. Insert instead “2 or more natural persons, only one of those natural persons may be a ratepaying lessee”.
- No. 3 **Limit on electors**
Page 3, Schedule 1 [6], lines 29 and 30. Omit “3 or more natural persons, only 2 of those natural persons may be occupiers”. Insert instead “2 or more natural persons, only one of those natural persons may be an occupier”.
- No. 4 **Limit on electors**
Page 3, Schedule 1 [6], lines 32–35. Omit “2 natural persons from among a number of joint owners, joint ratepaying lessees or joint occupiers may be owners, ratepaying lessees or occupiers for the purposes of this Division, those 2 natural persons are”. Insert instead “one natural person from among a number of joint owners, joint ratepaying lessees or joint occupiers may be an owner, ratepaying lessee or occupier for the purposes of this Division, that natural person is”.
- No. 5 **Electoral Commissioner role**
Page 3, Schedule 1 [6], line 38. Omit “general manager”. Insert instead “Electoral Commissioner”.
- No. 6 **Limit on electors**
Page 3, Schedule 1 [6], line 40. Omit “2 natural persons”. Insert instead “one natural person”.
- No. 7 **Electoral Commissioner role**
Page 3, Schedule 1 [6], line 41. Omit “general manager”. Insert instead “Electoral Commissioner”.
- No. 8 **Electoral Commissioner role**

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- Page 3, Schedule 1 [6], line 43. Omit “general manager”. Insert instead “Electoral Commissioner”.
- No. 9 **Electoral Commissioner role**
Page 4, Schedule 1 [12], lines 35 and 36. Omit “general manager”. Insert instead “Electoral Commissioner”.
- No. 10 **Limit on electors**
Page 4, Schedule 1 [12], line 36. Omit “names of 2 natural persons to be enrolled as electors”. Insert instead “name of one natural person to be enrolled as an elector”.
- No. 11 **Electoral Commissioner role**
Page 5, Schedule 1 [12], line 1. Omit “general manager”. Insert instead “Electoral Commissioner”.
- No. 12 **Limit on electors**
Page 5, Schedule 1 [12], line 1. Omit “names of 2 natural persons to be enrolled as electors”. Insert instead “name of one natural person to be enrolled as an elector”.
- No. 13 **Electoral Commissioner role**
Page 5, Schedule 1 [12], line 35. Omit “general manager”. Insert instead “Electoral Commissioner”.
- No. 14 **Electoral Commissioner role**
Page 5, Schedule 1 [12], line 41. Omit “general manager”. Insert instead “Electoral Commissioner”.
- No. 15 **Electoral Commissioner role**
Page 5, Schedule 1 [12], line 44. Omit “general manager”. Insert instead “Electoral Commissioner”.
- No. 16 **Limit on electors**
Pages 5 and 6, Schedule 1 [12], line 45 on page 5 to line 11 on page 6. Omit all words on those lines. Insert instead:

of any rateable land in respect of which a person has already been nominated,
the nomination is taken to revoke all previous nominations.
- No. 17 **Electoral Commissioner role**
Page 6, Schedule 1 [12], line 14. Omit “general manager”. Insert instead “Electoral Commissioner”.
- No. 18 **Limit on Electors**
Page 6, Schedule 1 [12], lines 16 and 17. Omit “2 natural persons who are”. Insert instead “one natural person who is”.
- No. 19 **Limit on electors**
Page 6, Schedule 1 [12], line 19. Omit “has validly nominated one natural person”. Insert instead “has not validly nominated a natural person”.
- No. 20 **Limit on Electors**
Page 6, Schedule 1 [12], line 21. Omit “second”.
- No. 21 **Limit on Electors**
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Page 6, Schedule 1 [12], lines 27 and 28. Omit “the corporation’s sole eligible company secretary is the validly nominated person or”.

No. 22 **Limit on Electors**

Page 6, Schedule 1 [12], lines 32– 40. Omit all words on those lines.

No. 23 **Limit on Electors**

Page 6, Schedule 1 [12], lines 41 and 42. Omit “subsections (2) and (3), if a person who is taken to have been nominated by the corporation under one of those subsections”. Insert instead “subsection (2), if a person who is taken to have been nominated by the corporation under that subsection”.

No. 24 **Limit on Electors**

Page 7, Schedule 1 [12], line 1. Omit “subsections (2) and (3)”. Insert instead “subsection (2)”.

No. 25 **Electoral Commissioner role**

Page 7, Schedule 1 [12], line 3. Omit “general manager”. Insert instead “Electoral Commissioner”.

No. 26 **Electoral Commissioner role**

Page 7, Schedule 1 [13], line 27. Omit “general manager”. Insert instead “Electoral Commissioner”.

No. 27 **Electoral Commissioner role**

Page 7, Schedule 1 [13], line 32. Omit “general manager”. Insert instead “Electoral Commissioner”.

No. 28 **Electoral Commissioner role**

Page 7, Schedule 1 [13], line 35. Omit “general manager”. Insert instead “Electoral Commissioner”.

No. 29 **Limit on electors**

Page 7, Schedule 1 [13], lines 36–44. Omit all words on those lines. Insert instead:
respect of which a person has already been nominated, the nomination is taken to revoke all previous nominations.

No. 30 **Electoral Commissioner role**

Page 8, Schedule 1 [14], line 3. Omit “**General manager**”. Insert instead “**Electoral Commissioner**”.

No. 31 **Electoral Commissioner role**

Page 8, Schedule 1 [14], line 7. Omit “general manager”. Insert instead “Electoral Commissioner”.

No. 32 **Electoral Commissioner role**

Page 8, Schedule 1 [14], line 15. Omit “general manager”. Insert instead “Electoral Commissioner”.

No. 33 **Electoral Commissioner role**

Page 8, Schedule 1 [14], line 20. Omit “general manager”. Insert instead “Electoral Commissioner”.

No. 34 **Optional voting**

Page 8, Schedule 1 [14]. Insert after line 22:

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- (5) The Electoral Commissioner must not include on a roll prepared under this section an elector who is otherwise entitled to be included on the roll if the elector or, in the case of a nominated elector, the person or persons entitled to nominate the elector notify the Electoral Commissioner in writing, at any time before the closing date for the election, that the elector is not to be included on the roll.

No. 35 **Electoral Commissioner role**

Pages 8 and 9, Schedule 1 [14], line 23 on page 8 to line 32 on page 9. Omit all words on those lines. Insert instead:

18B Electoral Commissioner to confirm non-residential rolls of electors

- (1) The Electoral Commissioner is to confirm the roll of non-resident owners of rateable land and the roll of occupiers and ratepaying lessees as soon as practicable after the closing date for the election.
- (2) A roll prepared and confirmed under this Act lapses after the election for which it is prepared and confirmed.
- (3) References in section 301 of the Principal Act to the non-residential roll prepared and confirmed under section 299 for the area and the roll of occupiers and ratepaying lessees prepared and confirmed under section 300 for the area are, in the operation of that section in respect of the City of Sydney, to be read as references to, respectively, the roll of non-resident owners of rateable land and the roll of occupiers and ratepaying lessees prepared and confirmed under this Act.

No. 36 **Electoral Commissioner role**

Page 9, Schedule 1 [14], line 34. Omit “general manager”. Insert instead “Electoral Commissioner”.

No. 37 **Electoral Commissioner role**

Page 9, Schedule 1 [14], line 46. Omit “general manager”. Insert instead “Electoral Commissioner”.

No. 38 **Electoral Commissioner role**

Page 10, Schedule 1 [14], line 3. Omit “general manager”. Insert instead “Electoral Commissioner”.

No. 39 **Electoral Commissioner role**

Page 10, Schedule 1 [14], line 5. Omit “general manager”. Insert instead “Electoral Commissioner”.

No. 40 **Public inspection of Register**

Page 10, Schedule 1 [14], line 5. Omit “not”.

No. 41 **Electoral Commissioner role**

Page 10, Schedule 1 [14], lines 7 and 8. Omit “general manager, or a member of staff of the City Council who is authorised by the general manager”. Insert instead “Electoral Commissioner, or a person who is authorised by the Electoral Commissioner”.

No. 42 **Electoral Commissioner role**

Page 10, Schedule 1 [14], lines 20–31. Omit all words on those lines.

No. 43 **Electoral Commissioner role**

Page 10, Schedule 1 [14], line 33. Omit “general manager”. Insert instead “Electoral Commissioner”.

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- No. 44 **Electoral Commissioner role**
Page 10, Schedule 1 [14], line 36. Omit “general manager”. Insert instead “Electoral Commissioner”.
- No. 45 **Electoral Commissioner role**
Page 10, Schedule 1 [14], line 37. Omit “general manager”. Insert instead “Electoral Commissioner”.
- No. 46 **Electoral Commissioner role**
Page 10, Schedule 1 [14], line 41. Omit “general manager”. Insert instead “Electoral Commissioner”.
- No. 47 **Electoral Commissioner role**
Page 11, Schedule 1 [14], line 3. Omit “general manager”. Insert instead “Electoral Commissioner”.
- No. 48 **Electoral Commissioner role**
Page 11, Schedule 1 [14], line 10. Omit “general manager”. Insert instead “Electoral Commissioner”.
- No. 49 **Electoral Commissioner role**
Page 11, Schedule 1 [14], lines 10 and 11. Omit “general manager”. Insert instead “Electoral Commissioner”.
- No. 50 **Electoral Commissioner role**
Page 11, Schedule 1 [14], line ~~45~~. Omit “general manager”. Insert instead “Electoral Commissioner”.
- No. 51 **Limit on Electors**
Page 11, Schedule 1 [14], line 16. Omit “2 natural persons”. Insert instead “one natural person”.
- No. 52 **Limit on Electors**
Page 11, Schedule 1 [14], line 19. Omit “2 natural persons”. Insert instead “the natural person”.
- No. 53 **Electoral Commissioner role**
Page 11, Schedule 1 [14], line 19. Omit “general manager”. Insert instead “Electoral Commissioner”.
- No. 54 **Limit on electors**
Page 11, Schedule 1 [14], line 19. Omit “are entitled”. Insert instead “is entitled”.
- No. 55 **Limit on electors**
Page 11, Schedule 1 [14], lines 20–23. Omit all words on those lines. Insert instead:
 enrolled as the nominee of a corporation under section 16AC will be enrolled unless, at least 28 days before the date prescribed for the closing of the roll of electors for the election, a natural person is nominated by the corporation,
- No. 56 **Electoral Commissioner role**
Page 11. Insert after line 34:

 [15] Part 3, Division 5
 Insert after Division 4:
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25 Administration of elections, polls and constitutional referendums

- (1) Elections, council polls and constitutional referendums in the City of Sydney are to be administered by the Electoral Commissioner.
- (2) The costs of the Electoral Commissioner with respect to the carrying out of any function under this Division are to be met by the City Council and are recoverable from the City Council as a debt. Any dispute as to the amount of those costs is to be determined by the Chief Executive of the Office of Local Government.
- (3) This section has effect despite section 296 of the Principal Act.