

Approved Form

Required by the *Electoral Act 2004*, section 77

Approved by the Tasmanian Electoral Commission on 19 July 2023

The Tasmanian Electoral Commission approves, under section 77 of the *Electoral Act 2004*, the attached forms, dated July 2023:

- House of Assembly nomination form – Individual ‘non-party’ candidates,
- House of Assembly nomination form – Candidates nominated by a registered party, and
- House of Assembly nomination form – Group candidates.

House of Assembly nomination form

Candidates nominated by a registered party

What is this form for?

This form is to be used for the nomination of candidates by a registered officer of a registered party for election to the House of Assembly for a division. A separate nomination form will be needed for each division in which party candidates are being nominated.

Do not use this form if you wish to nominate as an individual 'non-party' or group candidate. Please contact the returning officer or the Tasmanian Electoral Commission for further information.

Two parts must be completed before lodging the form:

PART A: "Party nomination" – to be completed and signed by the registered officer of the party;

PART B: "Candidate consent and declaration" – one is to be completed and signed by each candidate nominated for the division.

Role of the registered officer

The registered officer of a party has the responsibility for nominating party candidates, and for certifying that the candidates have been endorsed by the party for election to the House of Assembly. The registered officer is also responsible for coordinating the process of grouping party candidates under a party name on the ballot papers for each division. It is important that both the candidates and registered officer work together to ensure that the candidate is properly nominated.

How to lodge this form

Completed forms must be lodged personally, emailed (as a scanned or photographed image) or posted so as to be **received by the returning officer** for the relevant division **or the Electoral Commissioner before noon on nomination day.**

Each form is to be accompanied by \$400 for each candidate being nominated in cash or a cheque drawn on itself by an authorised financial institution. Personal cheques will not be accepted. A nomination is not valid without receipt of this payment.

It is advisable to lodge all nomination forms as early as possible to enable any problems to be rectified before nominations close.

It is recommended that the registered officer lodge all forms, including individual consent and declaration forms for all party candidates for a division, at the same time.

It is the **responsibility of the candidate(s)** to ensure that the nomination forms and the deposit are received by the returning officer for the relevant division or the Electoral Commissioner before the close of nominations.

Late nominations cannot be accepted.

Candidate away and unable to sign?

Parts A and B may be completed on different forms provided that both Parts, together with the nomination deposit, are received by the returning officer or Electoral Commissioner prior to the close of nominations.

Note: Providing legal advice to candidates or parties is outside the role of the Tasmanian Electoral Commission and returning officers. Candidates unsure of their eligibility to nominate are strongly advised to obtain interpretation of the relevant legislation from their own legal advisers.

Queries? Please contact the TEC - 1800 801 701

OFFICE USE ONLY - receipt of form and deposit			EC/RO USE ONLY	
Division			Nomination accepted: Y <input type="checkbox"/> N <input type="checkbox"/>	
Party name			EC/DEC/RO signature	
Time received	Date	RO/ARO initials		
Receipt no.		cash / cheque		

Part A – Party nomination

Please print

Registered officer

Family name

I,

Given names

being the registered officer of the

Registered party name

hereby nominate the following candidates:

1	Family name	Given name
2	Family name	Given name
3	Family name	Given name
4	Family name	Given name
5	Family name	Given name
6	Family name	Given name
7	Family name	Given name
8	Family name	Given name
9	Family name	Given name
10	Family name	Given name

for election as members of the House of Assembly for the division of

I certify that they have been endorsed by the registered party to appear on the ballot paper in a group under the heading of the registered party ballot paper name.

Date

Signature of registered officer

Contact information

Mobile phone

Other phone

Email

Nomination checklist

The registered officer of the party should ensure that the items on the following list have been completed before lodging this form.

PART A: "Party nomination"

- » Registered officer's details are completed, signed and dated by the registered officer.
- » The candidate list is *fully* completed to match the candidate consent and declaration forms for each nominated candidate (Part B).
- » Number of candidates listed = _____

PART B: "Candidate consent and declaration"

- » All "Candidate consent and declaration" forms for candidates listed in Parts A are included.
- » Each "Candidate consent and declaration" form is completed, signed and dated.
- » Number of "Candidate consent and declaration" forms included = _____

Deposit

FULL DEPOSIT INCLUDED

No of candidates

x \$400 =

Total

\$400 for each candidate nominated

Part B – Candidate consent and declaration

Each party candidate must complete one of these consent and declaration forms, which are to be returned with the party nomination form.

Candidate details (please print)

Family name	Given names
Date of birth	Gender <input type="checkbox"/> M <input type="checkbox"/> F <input type="checkbox"/> Other

Ballot Paper Name*

Family name	Given name
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*Section 80(1) of the *Electoral Act 2004* provides that the candidate is to specify a ballot paper name which is to be the form of the person's name to appear on the ballot papers for the election. Under section 80(2), the Electoral Commissioner may approve a ballot paper name, other than a form of the candidate's name, if satisfied that the person is commonly known by that name.

Residential address

Locality	State	Postcode
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Postal address
(if different from residential)

Locality	State	Postcode
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Main Occupation

Contact information

Tick 'Publish' to show your consent to the public release of contact details on request.

Mobile phone	Publish? <input type="checkbox"/>	Other phone	Publish? <input type="checkbox"/>
Email			Publish? <input type="checkbox"/>
Website			Publish? <input type="checkbox"/>

Candidate's consent and declaration

- ▶ I consent to being nominated as a candidate for election as a Member of the House of Assembly for the division of:
- ▶ I declare that I am:
 - » qualified under section 14 of the *Constitution Act 1934* to be elected as a Member of the House of Assembly; and
 - » not incapable of being elected as a Member under section 32 or 33 of the *Constitution Act 1934*.

Declared at (location)	Signature of candidate
Date	

Candidate eligibility

The following sections of the *Constitution Act 1934* and the *Electoral Act 2004* relate to a person's eligibility to be nominated and elected.

They may be viewed online at www.thelaw.tas.gov.au.

Constitution Act 1934

Section 14 (Qualifications of Members)

The section sets out some qualifications including requirements for residency in Tasmania.

Section 32 (Office of profit)

Must be read in conjunction with section 2 of the *Constitution (State Employees) Act 1944*.

Section 33 (Contractors)

When reading this section, please note that under section 33(4), a candidate is not disqualified from being elected if the contract or agreement was entered into prior to nomination and is effectually terminated or rescinded within 6 months after their election.

Electoral Act 2004

Section 75 (Persons who may be nominated and elected)

Section 76 (Persons ineligible for nomination)

Candidates unsure of their eligibility to nominate are strongly advised to obtain interpretation of the relevant legislation from their own legal advisers.

Personal Information Protection Statement required by the *Personal Information Protection Act 2004* (the *PIP Act*).

1. Personal information will be collected from you for the purpose of your nomination for House of Assembly elections and will be used by the Tasmanian Electoral Commission (TEC) for assessing and managing the nomination, and may be used for other purposes permitted by the *Electoral Act 2004* and regulations made by or under that Act.
2. Failure to provide this information may result in your nomination not being able to be accepted and processed.
3. Your personal information will be used for the primary purpose for which it is collected and may be disclosed to contractors and agents of the TEC.
4. Your basic personal information may be disclosed to other public sector bodies where necessary for the efficient storage and use of the information.
5. Personal information will be managed in accordance with the *PIP Act* and may be accessed by the individual to whom it relates on request to the TEC. You may be charged a fee for this service.