

## The Electoral System Referendum (Miscellaneous Provisions) (No.2) Regulations, 2018

<i>Made</i>	14 September, 2018
<i>Coming into operation</i>	14 September, 2018
<i>Laid before the States</i>	, 2018

THE STATES' ASSEMBLY & CONSTITUTION COMMITTEE, in exercise of the powers conferred on it by sections 2, 7 and 30 of the Electoral System Referendum (Guernsey) Law, 2018<sup>a</sup> and all other powers enabling it in that behalf, hereby makes the following regulations:-

**Appointed day.**

1. The appointed day for the purposes of section 2(1) of the Electoral System Referendum (Guernsey) Law, 2018 ("the Law") is 4<sup>th</sup> October, 2018.

**Recount.**

2. The Chief Counting Officer may order a recount of the votes cast in any round of voting in the referendum if –

- (a) the difference between the number of votes cast for the two Options which received the lowest number of votes in that round is fifty or fewer, and

<sup>a</sup> Order in Council No. VII of 2018; as amended by G.S.I. No. 30 of 2018.

- (b) a campaign official, or the Committee, has requested a recount of the votes cast in that round.

**Appointment of persons to fulfil the duties in section 5(1) to 5(3) of the Law.**

3. The Chief Counting Officer may authorise in writing named persons, or specified descriptions or categories of person, to fulfil the duties in section 5(1) to 5(3) of the Law in respect of any Parish in circumstances where the Committee is satisfied that the Constables and Douzaines of that Parish are not able adequately to fulfil those duties.

**Persons present at the count of votes.**

4. (1) Subject to the provisions of this regulation, any person may attend the place where the votes are to be counted to watch the votes being counted, but a person who so attends must comply with all reasonable directions given by the Chief Counting Officer.

(2) The Chief Counting Officer may mark out, by way of a cordon or in some other way, an area to which the ballot boxes are to be brought (to be referred to as "the controlled area") within the place where the votes are to be counted.

(3) No person (other than the Chief Counting Officer, Scrutineers appointed by the Chief Counting Officer, and any other person authorised for the purpose by the Chief Counting Officer) may be in the controlled area during the counting of the votes and the calculation of the result once the ballot boxes have been brought to it, unless –

- (a) he or she is a campaign official, and
- (b) his or her name has been communicated to the Chief Counting Officer by 4pm on 5<sup>th</sup> October, 2018.

(4) The Chief Counting Officer may, at his discretion, refuse entry to the controlled area after the ballot boxes have been opened.

(5) No person in the controlled area may use or have in his or her possession a telephone or other method of telecommunication.

(6) No person in the controlled area may communicate with or otherwise distract a Scrutineer.

(7) The Chief Counting Officer may require any person in the controlled area who fails to comply with an instruction from the Chief Counting Officer to leave the controlled area.

**Amendment of Schedule 3 to the Law.**

5. (1) Schedule 3 to the Law is further amended as follows.

(2) In paragraph 1(1), after "34(9A)," insert "34(11A), 34(11B),".

(3) At the end of paragraph 1(8), insert ", and in article 34(11A) delete "Notwithstanding paragraph (11),"".

(4) At the end of paragraph 1(10), insert ", and for "ten o'clock in the morning" substitute "eight o'clock in the morning"".

(5) In paragraph 2(3), after "for "that election" substitute "the referendum"", insert "and for "five days" substitute "six days"".

**Polling stations.**

6. At the places set out in Schedule 1 there shall be established polling stations for the referendum.

**Ballot paper.**

7. The ballot paper in the referendum shall be in the form set out in Schedule 2.

**Interpretation.**

8. (1) In these Regulations -

"enactment" includes a Law, an Ordinance and any subordinate legislation and includes any provision or portion of a Law, an Ordinance or any subordinate legislation,

"subordinate legislation" means any regulation, rule, order, rule of court, resolution, scheme, byelaw or other instrument made under any statutory, customary or inherent power and having legislative effect, but does not include an Ordinance,

and other expressions have the meaning given in the Law.

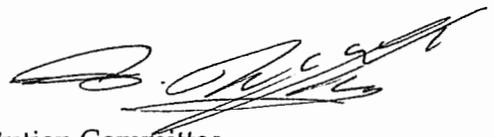
(2) Any reference in these Regulations to an enactment is a reference thereto as from time to time amended, re-enacted (with or without modification), extended or applied.

**Citation and commencement.**

9. These Regulations may be cited as the Electoral System Referendum (Miscellaneous Provisions) Regulations (No. 2), 2018, and shall come into force on the day they are made.

Dated this 14<sup>th</sup> day of September, 2018

P. J. ROFFEY



President, States' Assembly & Constitution Committee

For and on behalf of the Committee

---

## EXPLANATORY NOTE

*(This note is not part of the Regulations)*

These Regulations, made by the States' Assembly & Constitution Committee under the Electoral System Referendum (Guernsey) Law, 2018 ("the Law"), make provision in relation to the practicalities of holding the referendum on electoral reform under the Law. Amongst other things they establish polling stations, set out the form of the ballot paper, and make provision in relation to persons present at the count. They come into force on the day they are made.

SCHEDULE 1  
LOCATION OF POLLING STATIONS

Polling stations shall be established in the following places:

St Peter Port (South)

- Constables' Office, Lefebvre Street, St Peter Port
- St Stephen's Community Centre, St Peter Port

St Peter Port (North)

- Beau Séjour Leisure Centre, St Peter Port
- Princess Royal Performing Arts Centre, Les Ozouets, St Peter Port

St Sampson

- Douzaine Room, Le Murier, St Sampson
- Church Schools Rooms, Potters Corner, Grande Maison Road, St Sampson

The Vale

- Douzaine Room, Maritaine Road, Vale
- Island Scout Headquarters, Rue Mainguy, Vale

The Castel

- La Chambre de la Douzaine, Les Beaucamps, Castel
- King George V Centre, Rue Cohu, Castel

The West

- St Saviour's Community Centre, Le Neuf Chemin, St Saviour
- Community Hall, Rue de Brehaut, St Pierre du Bois
- Forest Douzaine Room, Forest Road, Forest
- La Chambre de la Douzaine, Rue du Belle, Torteval

The South East

- St Martin's Parish Hall, La Grande Rue, St Martin
- St Andrew's Douzaine Room

SCHEDULE 2

FORM OF BALLOT PAPER IN THE REFERENDUM

The ballot paper in the referendum shall be in the following form:

**REFERENDUM ON ELECTORAL SYSTEM**

10th October 2018



**REFERENDUM  
ON ELECTORAL SYSTEM**

10th October 2018

*Starting with 1, rank the options according to your preferences using only the numbers 1, 2, 3, 4 and 5. You do not need to put a number against all the options. Do not use any number more than once or skip a number.*

***Q. Which of the following options should be used to elect Deputies?***

OPTION A	<input type="checkbox"/>
OPTION B	<input type="checkbox"/>
OPTION C	<input type="checkbox"/>
OPTION D	<input type="checkbox"/>
OPTION E	<input type="checkbox"/>