

Presidential Elections (Overseas Voting) Regulations 2005

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THE SCHEDULE

No. S 502

**PRESIDENTIAL ELECTIONS ACT
(CHAPTER 240A)**

PRESIDENTIAL ELECTIONS (OVERSEAS VOTING) REGULATIONS 2005

In exercise of the powers conferred by sections 22A and 81 of the Presidential Elections Act, the Prime Minister hereby makes the following Regulations:

PART I

PRELIMINARY

Citation and commencement

1. These Regulations may be cited as the Presidential Elections (Overseas Voting) Regulations 2005 and shall come into operation on 29th July 2005.

Definitions

2. In these Regulations, unless the context otherwise requires —

“certified register of electors”, in relation to any electoral division, means the register of electors certified under section 20 of the Parliamentary Elections Act (Cap. 218) and in operation for that electoral division at the time of the election;

“counting place for overseas votes” means —

- (a) in the case where section 32A(2) of the Act applies, the place specified by the Returning Officer under section 32A(2A)(b)(ii) of the Act;
- (b) in the case where section 36DA(2) of the Act applies, the place specified by the Returning Officer under section 36DA(5)(b)(iii) of the Act;
- (c) in the case where section 36DB(2) of the Act applies, the place specified by the Returning Officer under section 36DB(5)(b)(ii); or
- (d) in any other case, the place or places directed by the Returning Officer under section 31A(1A) of the Act;

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“notice of contested election” means the notice issued under section 16(5) of the Act;

“official languages” means Malay, Mandarin, Tamil and English;

“overseas election officer” means —

- (a) any Assistant Returning Officer assigned to an overseas polling station;
- (b) any presiding officer, clerk, interpreter or information officer or other officer authorised by the Returning Officer or Assistant Returning Officer to perform duties in connection with the conduct of a poll at an overseas polling station; or

- (c) any person appointed by an Assistant Returning Officer or presiding officer under regulation 4(4) or 5(5), as the case may be, to act for that Assistant Returning Officer or presiding officer at any overseas polling station,

but does not include any candidate or any election agent or polling agent of a candidate;

“polling day” means the day specified in a notice of contested election as the date on which the poll for the election is to be taken in Singapore;

“presiding officer” includes a senior presiding officer and an Assistant Returning Officer who presides at any overseas polling station.

Inconsistency between Act and these Regulations

3.—(1) Any poll (including an advance poll) at an overseas polling station shall be conducted in the manner prescribed in these Regulations and where not so prescribed, in the same manner as that in which voting at a polling station within Singapore on polling day is conducted.

(2) Nothing in these Regulations shall apply to an overseas elector voting at a polling station in Singapore.

PART II

ELECTION STAFF FOR OVERSEAS POLLING STATIONS

Assistant Returning Officer at overseas polling station

4.—(1) Subject to regulation 6, the Returning Officer shall assign one or more Assistant Returning Officers for each overseas polling station.

(2) An Assistant Returning Officer assigned under paragraph (1) shall be responsible, under the general direction of the Returning Officer, for the preparation for and conduct of a poll at the overseas polling station assigned to him and may, if he thinks fit, preside at that overseas polling station.

(3) It is the duty of an Assistant Returning Officer assigned under paragraph (1) to any overseas polling station to notify the Returning Officer without delay if he at any time becomes unable to perform any of his duties at that overseas polling station, in which case the Returning Officer shall then assign another Assistant Returning Officer to that overseas polling station.