



*Tonga*

# **ELECTORAL ACT**

**Chapter 2.03**

**2020 Revised Edition**





# ELECTORAL ACT

## Arrangement of Sections

### Section

<b>PART I - PRELIMINARY</b>	<b>7</b>
1 Short title.....	7
2 Interpretation.....	7
<b>PART II - ORGANISATION</b>	<b>8</b>
3 Supervisor of elections.....	8
4 The roll.....	8
5 Publication of roll .....	10
5A Roll for by-election.....	11
6 Electoral roll appeals .....	11
<b>PART III - ELECTIONS</b>	<b>11</b>
7 Election writs .....	11
8 Nominations.....	12
9 Candidates.....	12
9A Withdrawal of nomination .....	12
9B Elections of representatives of the nobles .....	13
10 Voting .....	13
10A Adjournment of Poll .....	13
11 Voting to be facilitated .....	13
12 Procedure on voting .....	14
13 Voting in another district .....	14
14 Identity of voter .....	14
15 Void ballot papers.....	15
16 Counting.....	15

17	Recounts .....	15
18	Police to control .....	16

#### **PART IV - ELECTION OFFENCES 16**

19	False impersonation.....	16
20	False information.....	16
21	Bribery.....	17
22	Threats etc. ....	18
23	General offences .....	18
24	Permitted election expenses .....	21

#### **PART V - ELECTION PETITIONS 22**

25	Method of questioning election.....	22
26	Election petitions.....	22
27	Time for presentation of election petition .....	23
28	More than one petition relating to same election .....	23
29	Rules of Court .....	23
30	Court and place of trial.....	23
31	Trial of petition.....	23
32	Avoidance of election of candidate .....	24
33	Avoidance of election for general corruption.....	24
34	Votes to be struck off for bribery etc. ....	24
35	Real justice to be observed.....	25
36	Irregularities not to invalidate election.....	25
37	Certificate of Court as to result of election .....	25
38	Costs of petition .....	25
39	Costs payable by guilty persons .....	26

#### **PART VI - GENERAL 26**

40	Disqualification .....	26
41	Regulations.....	26

#### **SCHEDULE 28**

CLAIM TO BE REGISTERED AS AN ELECTOR	28
CERTIFICATE OF REGISTRATION AS AN ELECTOR	30
APPLICATION FOR TRANSFER	31
NOMINATION OF CANDIDATE FOR LEGISLATIVE ASSEMBLY	32
BALLOT PAPER FOR ELECTIONS OF REPRESENTATIVES OF THE PEOPLE	33
OATH OF ELECTOR	35

	<b>CAP. 2.03</b>
Electoral Act	Arrangement of Sections
<hr/>	
RETURN OF ELECTION EXPENSES	36
NOTICE OF WITHDRAWAL OF NOMINATION	37
<b>ENDNOTES</b>	<b>38</b>
<hr/>	