Session or Year and Chapter	Short Title	Extent of Repeal
1953, c. 14.	The Criminal Justice Act (Northern Ireland), 1953.	Section twenty-four.
1953, c. 19.	The Juries Act (Northern Ireland), 1953.	Section six.
1953, c. 21.	The Slaughter-houses Act (Northern Ireland), 1953.	In section four, the words from "County court rules regulating" to the end of the section.
1954, c. 14.	The Flax Act (Northern Ireland), 1954.	Sub-section (4) of section twelve.
1955, c. 21.	The County Courts Act (Northern Ireland), 1955.	The whole Act except sections eleven, sixteen, twenty-one and twenty-two.
1958, c. 5.	The County Courts (Amendment) Act (Northern Ireland), 1958.	The whole Act.

1960. No. 36 **[C]**

NURSES AND MIDWIVES

Joint Nursing and Midwives Council Approval of Election Rules

ORDER, DATED 10TH MARCH, 1960, MADE BY THE MINISTRY OF HEALTH AND LOCAL GOVERNMENT, UNDER SECTION 57 OF THE NURSES AND MIDWIVES ACT (NORTHERN IRELAND), 1959.

Whereas the Joint Nursing and Midwives Council for Northern Ireland have, in exercise of their powers under Section 1 of, and the First Schedule to, the Nurses and Midwives Act (Northern Ireland), 1959(a), made the Joint Nursing and Midwives Council (Election) Rules 1960 and have submitted the said Rules to the Ministry of Health and Local Government (in this Order referred to as "the Ministry") for approval:

Now, therefore, the Ministry, in exercise of the powers conferred upon it by Section 57 of the Nurses and Midwives Act (Northern Ireland) 1959, hereby orders as follows:—

1. This Order may be cited as The Joint Nursing and Midwives Council (Election) Rules, 1960, Approval Order (Northern Ireland), 1960.

2. The Ministry hereby approves the said Rules in the form set out in the Schedule hereto.

Sealed with the Official Seal of the Ministry of Health and Local Government for Northern Ireland this tenth day of March, nineteen hundred and sixty, in the presence of

(L.S.) *J. L. O. Andrews,*
Minister of Health and Local Government.

(a) 1959. c. 19.

SCHEDULE

The Joint Nursing and Midwives Council for Northern Ireland

THE NURSES AND MIDWIVES ACT (NORTHERN IRELAND), 1959

The Joint Nursing and Midwives Council for Northern Ireland in exercise of the powers conferred on them by Section 1 of and the First Schedule to the Nurses and Midwives Act (Northern Ireland), 1959, hereby make the following Rules:—

1. These Rules may be cited as the Joint Nursing and Midwives Council (Election) Rules, 1960.

2. The members of the Joint Nursing and Midwives Council for Northern Ireland who are required by the provision of the First Schedule to the Nurses and Midwives Act (Northern Ireland), 1959, to be elected, shall be elected in accordance with the schedule to these Rules.

SCHEDULE TO THE RULES

Interpretation

1. Expressions used in these Rules have the same meanings as in The Nurses and Midwives Act (Northern Ireland), 1959.

Returning Officer

2.—(1) The Joint Council shall at least three months before the date on which their elected members cease to hold office appoint a person, not being a member of the Joint Council, the Mental Nurses Committee, the Assistant Nurses Committee, or the Midwives Committee, to be the Returning Officer for the ensuing election.

(2) The Joint Council shall appoint a Deputy Returning Officer, not being a member of the Joint Council, the Mental Nurses Committee, the Assistant Nurses Committee, or the Midwives Committee, to act for the Returning Officer in the event of his absence or inability to act, and the expression "Returning Officer" in these Rules includes the Deputy Returning Officer so acting.

(3) The Joint Council may pay to the Returning Officer and to the Deputy Returning Officer such fees as the Joint Council deem appropriate.

(4) The Returning Officer shall have power, subject to the approval of the Joint Council, to employ and pay out of the monies provided to him by the Joint Council the staff necessary for the conduct of the election.

(5) Subject to the provisions of these Rules, the Returning Officer shall be responsible for the conduct of the election.

Qualifications of Candidates and Electors

3.—(1) The numbers and qualifications of the several classes of persons to be elected are specified in the first and second columns of the following Table, and the qualifications of the persons entitled to nominate and to take part in the election of candidates of each of those classes are specified in the third column of the Table. Provided that a person shall not be eligible for election under these Rules unless:—

(*a*) She is resident in Northern Ireland on the date of the election; and

(*b*) She is, on that date, or was, within a period not exceeding three years immediately before that date, engaged in nursing or midwifery or in other work for which the employment of a registered nurse or a midwife is requisite or for which a registered nurse or a midwife is commonly employed, as the case may require.

TABLE

Number of Persons to be elected	*Qualifications of persons to be elected*	*Qualifications of persons entitled to nominate and take part in the election*
5	Nurses registered in the general part of the register	Nurses registered in the general part of the register
3	Midwives	Midwives
1	Male registered mental nurse	Registered mental nurses
1	Female registered mental nurse	
1	Person holding a certificate issued to persons trained in the teaching of nursing	Persons holding a certificate issued to persons trained in the teaching of nursing
1	Nurse in charge of a ward in a hospital approved by the Joint Council for the purposes of the training rules	Nurses registered in any part of the register
1	Registered sick children's nurse	Registered sick children's nurses

(2) In order to be eligible for election under these Rules a person must have the requisite qualifications on the date of nomination and on the date of the election. In order to be entitled to nominate for the election a person must have the requisite qualifications on the date of nomination and in order to be entitled to take part in the election a person must have the requisite qualifications on the date of the election.

Day of Election

4. The day of election of members of the Joint Council shall be 15th June or such day not more than fourteen days earlier than that day as may be fixed by the Joint Council.

Publication of Notice of Election

5. The Returning Officer shall fix the last day on which nomination papers are to be received being a date not later than the 15th day of April in any year in which an election takes place, and at least twenty-eight clear days before the day so fixed shall cause a notice of the election to be published, specifying the number and description of persons to be elected, the place to which the nomination papers are to be sent, and the last day on which they are to be received. The notice shall be as nearly as may be in the form marked 'A' in the Appendix to these Rules and shall be published once in at least four newspapers circulating in Northern Ireland.

Nomination of Candidates

6.—(1) Each candidate for election as a member of the Joint Council shall be nominated in writing.

(2) The nomination paper of a nurse registered in the general part of the register or of a midwife or of a registered mental nurse or of a registered sick children's nurse shall state the surname and other name or names in full of the candidate and her registered or enrolled address and registered or enrolled qualifications and number. It shall be signed by not fewer than six persons having the requisite qualifications for nominating the candidate, and shall state their respective addresses and registered or enrolled qualifications and number. Two of such persons shall sign as proposer and seconder respectively.

(3) The nomination paper of a person holding a certificate issued to persons trained in the teaching of nursing shall state the surname and other name or names in full of the candidate and her address and particulars of her certificate. It shall be signed by not fewer than six persons having the requisite qualifications for nominating the candidate and shall state their respective addresses and particulars

of their certificates. Two of such persons shall sign as proposer and seconder respectively.

(4) The nomination paper of a nurse in charge of a ward in a hospital approved by the Joint Council for the purposes of the training rules shall state the surname and other name or names in full of the candidate and her address and the name of the hospital at which the candidate is in charge of a ward. It shall be signed by not fewer than six persons having the requisite qualifications for nominating the candidate and shall state their respective addresses and registered qualifications and number. Two of such persons shall sign as proposer and seconder respectively.

(5) Every nomination paper shall include a consent in writing signed by the person nominated acknowledging that such person consents to be nominated. Each nomination paper (which shall include the aforesaid consent) shall be in the appropriate form marked B(i) or B(ii) or B(iii) in the Appendix to these Rules, or in a form to the like effect.

(6) The name of more than one candidate shall not be inserted in any one nomination paper.

(7) Any person having the requisite qualifications for nominating a candidate may nominate any number of candidates which she is qualified to nominate, not exceeding the number to be elected.

(8) Every nomination paper shall be sent to the Returning Officer so that it shall be received at the Office of the Joint Council before the hour of noon on the last day fixed for the receipt of nomination papers. A nomination paper received after that time shall not be valid. The Returning Officer shall note on each nomination paper whether it was received before or after that time.

(9) Every nomination paper in respect of which any requirement of these Rules has not been complied with shall be invalid, provided that no misnomer or inaccurate or incomplete description of any person or place named in any nomination paper shall invalidate that paper if in the opinion of the Returning Officer the description of the person or place is such as to be commonly understood.

(10) A candidate may withdraw her candidature by delivering or causing to be delivered at the Office of the Joint Council three clear days before the expiration of the time appointed for the receipt of nomination papers a notice in writing of such withdrawal signed by the candidate.

(11) The Returning Officer shall provide nomination papers which shall include forms for candidates' consent to nomination. Any person having the requisite qualifications for nominating a candidate may obtain such nomination papers from the Returning Officer free of charge, but no such person shall be entitled to obtain from the Returning Officer more nomination papers than there are persons to be elected.

Conduct of Election

7.—(1) If the number of qualified candidates of any class who receive valid nominations, and who do not withdraw their candidature under Rule 6(10) does not exceed the number of persons of that class to be elected, the Returning Officer shall on the date of the election declare such candidates to be elected.

(2) If the number of qualified candidates of any class who receive valid nominations for election, and who do not withdraw their candidature under Rule 6(10), exceeds the number of persons of that class to be elected, the Returning Officer shall cause voting papers and identification envelopes to be prepared in respect of that class.

Every voting paper in each class shall contain a list of the candidates arranged alphabetically in the order of their surnames, and stating their other names, addresses and qualifications described as in their respective nomination papers, and shall specify the last day on which voting papers may be returned and the place to which they are to be returned, and the identification envelope shall bear a declaration of identity.

Voting papers shall be in the appropriate form marked C(i) or C(ii) or C(iii)

or C(iv) or C(v) or C(vi) in the Appendix to these Rules or in a form to the like effect, and identification envelopes shall be in the form marked D in the said Appendix or in a form to the like effect.

(3) The Returning Officer, shall, not later than the 15th day of May in any year in which an election takes place, cause a voting paper in the appropriate form and in respect of the appropriate class of candidates to be forwarded by post to each person qualified to take part in the election of the appropriate class of candidates to her registered or enrolled address or (in the case of a person holding a certificate issued to persons trained in the teaching of nursing) to her address, together with an identification envelope. Each voter shall be entitled to receive one voting paper and one identification envelope and no more in respect of each particular class of candidates, and votes shall not be given except upon the voting papers provided by the Returning Officer.

(4) Each voter shall mark the voting paper delivered to her with a cross (X) against the name or names of the person or persons (not exceeding the number of persons to be elected) for whom she desires to vote, and shall place the voting paper, folded face inwards, in the appropriate identification envelope and securely fasten the same.

The voter shall sign the declaration printed on the said envelope, place it inside a covering envelope and send it by post or otherwise to the Returning Officer at the Office of the Joint Council. Every voting paper in respect of which any requirement of these Rules has not been complied with or on which the voter has placed any mark whereby she may be afterwards identified, or which is not received by the Returning Officer before the hour of noon on the day of election, shall be invalid.

The Returning Officer shall provide a ballot box for the reception of the covering envelopes returned by the voters. Every such ballot box shall be sealed with the seal of the Returning Officer, and the Returning Officer shall make provision for the safe custody of such ballot box. The Returning Officer or his staff shall, immediately on receipt of the covering envelopes, place them unopened in the ballot box.

(5) Any candidate or agent appointed in writing to represent the candidate may be present at the opening of the ballot box and during the examination of the identification envelopes and the counting of the voting papers.

(6) The Returning Officer immediately after noon on the day of election shall open the ballot box and shall cause the validity of the votes to be ascertained by an examination of the identification envelopes, and by such other evidence (if any) as he may think necessary, and shall cause such of the identification envelopes as are found to be valid to be opened and the voting papers withdrawn, kept folded face inwards, and placed in a ballot box.

If the Returning Officer is not satisfied that an identification envelope has been duly signed and authenticated, he shall endorse the identification envelope "vote rejected" without opening such envelope.

Any identification envelope not containing a voting paper and any voting paper not accompanied by an identification envelope shall be marked "rejected."

When all the valid voting papers have been transferred to the ballot box they shall be examined and counted, and the number of valid votes given for each candidate ascertained.

(7) The requisite number of qualified candidates having the greatest number of votes in each class shall be declared elected by the Returning Officer. If an equality of votes is found to exist between any of the qualified candidates in any class,and the addition of a vote would entitle any such candidate to be declared elected the Returning Officer shall determine by lot which of the candidates whose votes are equal shall be declared elected.

Powers of Returning Officer

8.—(1) Any question arising with regard to the validity of a nomination or voting paper, or otherwise in connection with any election held under these Rules shall be determined by the Returning Officer whose decision shall be final.