

CAYMAN ISLANDS



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**A BILL FOR A LAW TO AMEND THE ELECTIONS LAW (2004
REVISION) TO MAKE FURTHER PROVISION IN RESPECT OF THE
ELIGIBILITY OF PERSONS UNDER THE AGE OF EIGHTEEN TO BE
REGISTERED AS ELECTORS; TO MAKE FURTHER PROVISION IN
RESPECT OF THE SUPERVISOR'S POWERS RELATING TO MOBILE
POLLING STATIONS; AND FOR INCIDENTAL AND CONNECTED
PURPOSES**

THE ELECTIONS (AMENDMENT) (NO. 2) BILL, 2008

MEMORANDUM OF OBJECTS AND REASONS

This Bill seeks to amend the Elections Law (2004 Revision).

Clause 1 of the Bill provides for the short title and commencement of the legislation.

Clauses 2 and 3 amend sections 11 and 19 of the principal Law to give effect to the Cayman Islands (Constitution) (Amendment) Order 2008. A person under the age of eighteen is eligible to be registered as an elector, if he will attain the age of eighteen on or before the relevant polling day. The legislation provides that, until he has attained the age of eighteen, he may by virtue of the registration be treated as an elector for limited purposes.

Clause 4 of the Bill seeks to bring section 49A(2) in line with other provisions of the principal Law by providing that the Supervisor's powers in respect of mobile polling stations are exercisable subject to the approval of the Governor acting in his discretion (rather than the approval of the Governor in Cabinet).

Clause 5 contains consequential amendments to various forms used for the purposes of an election.

THE ELECTIONS (AMENDMENT) (NO. 2) BILL, 2008

ARRANGEMENT OF CLAUSES

1. Short title and commencement
2. Amendment of section 11 of the Elections Law (2004 Revision) – application to register as elector
3. Amendment of section 19 – duty of certain public officers to supply information
4. Amendment of section 49A – mobile polling stations
5. Amendment of Second Schedule – forms

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A BILL FOR A LAW TO AMEND THE ELECTIONS LAW (2004 REVISION) TO MAKE FURTHER PROVISION IN RESPECT OF THE ELIGIBILITY OF PERSONS UNDER THE AGE OF EIGHTEEN TO BE REGISTERED AS ELECTORS; TO MAKE FURTHER PROVISION IN RESPECT OF THE SUPERVISOR'S POWERS RELATING TO MOBILE POLLING STATIONS; AND FOR INCIDENTAL AND CONNECTED PURPOSES

ENACTED by the Legislature of the Cayman Islands.

1. (1) This Law may be cited as the Elections (Amendment) (No. 2) Law, 2008.

Short title and commencement

(2) This Law shall come into force on such date as may be appointed by order made by the Governor in Cabinet.

2. The Elections Law (2004 Revision), in this Law referred to as the "principal Law", is amended in section 11 by inserting after subsection (1) the following subsection -

Amendment of section 11 of the Elections Law (2004 Revision) – application to register as elector

“ (1a) Where a person who has not attained the age of eighteen years is registered as an elector pursuant to section 25(c) of Schedule 2 to the Cayman Islands (Constitution) Orders 1972 to 2008 -

(a) his entry in the register shall give the date on which he will attain that age; and

- (b) until the date given in the entry, he shall not by virtue of the entry be treated as an elector for any purposes other than those of an election subsequent to that date.”.

Amendment of section 19 – duty of certain public officers to supply information

- 3. The principal Law is amended in section 19(1) by deleting the word “eighteen” and substituting the word “seventeen”.

Amendment of section 49A – mobile polling stations

- 4. The principal Law is amended in section 49A(2) by deleting the words “in Cabinet”.

Amendment of Second Schedule – forms

- 5. The principal Law is amended in the Second Schedule as follows -
 - (a) in Form 4, on the reverse side of the form, by deleting paragraph (c)(ii) of the **Note of qualifications to be registered as an elector** and substituting the following -
 - “(ii) either he has attained the age of eighteen years or, if on the day of the issue of a writ ordering an election he has not attained that age, he will attain that age on or before the day fixed for holding the poll at the election; and”;
 - (b) by deleting Form 8 and substituting the following form -

“FORM 8

section 14(1)

**REVISED LIST OF ELECTORS
ELECTORAL DISTRICT**

Consecutive No.	Name of Elector /Family Name First	Polling Division	Street Address	Occupation	Remarks”

Passed by the Legislative Assembly the day of , 2008.

Speaker.

Clerk of the Legislative Assembly.