

GOVERNMENT GAZETTE

OF THE

REPUBLIC OF NAMIBIA

No.3014 WINDHOEK - 8 July 2003 N\$3.20 **CONTENTS** Page **GOVERNMENT NOTICES** Commencement of the Electoral Amendment Act, 2003 (Act No. 7 of 2003) No. 146 No. 147 Regulations relating to the Registration of Voters and Political Parties **Government Notices** MINISTRY OF REGIONAL AND LOCAL GOVERNMENT AND HOUSING No. 146 2003 COMMENCEMENT OF THE ELECTORAL AMENDMENT ACT, 2003 (ACT NO. 7 OF 2003) In terms of section 40 of the Electoral Amendment Act, 2003 (Act No. 7 of 2003), I determine that the said Act comes into operation on the date of publication of this notice in the Gazette.

J. KAAPANDA MINISTER OF REGIONAL AND LOCAL GOVERNMENT AND HOUSING

Windhoek, 7th July 2003

ELECTORAL COMMISSION

No. 147 2003

REGULATIONS RELATING TO THE REGISTRATION OF VOTERS AND POLITICAL PARTIES

The Electoral Commission has under section 130 of the Electoral Act, 1992 (Act No. 24 of 1992) -

- (a) made the regulations as set out in the Schedule; and
- (b) repealed the regulations promulgated under Government Notice No. 128 of 19 September 1992, as amended by Government Notice No. 197 of 21 October 1994.

SCHEDULE

ARRANGEMENT OF REGULATIONS

PART I PRELIMINARY

1. Definitions

PART II REGISTRATION OF VOTERS

- 2. Application for registration
- 3. Statements, documents and accounts to prove compliance with residence qualification
- 4. Allowal or dismissal of appeal
- 5. Voters' and duplicate voters' registration eards
- 6. Voters' lists and voters' registers

PART III REGISTRATION OF POLITICAL PARTIES

- 7. Application for registration
- 8. Amount payable in respect of registration
- 9. Certificate of registration
- 10. Disclosure of receipt of moneys to the public

ANNEXURE

PART I PRELIMINARY

Definitions

- 1. In these regulations, unless the context indicates otherwise, any word or expression to which a meaning has been assigned in the Act shall bear the meaning so assigned, and -
- "Annexure" means the Annexure to these regulations; and
- "the Act" means the Electoral Act, 1992 (Act No. 24 of 1992).

PART II REGISTRATION OF VOTERS

Application for registration

- 2. (1) A registration officer shall, upon an application for registration as a voter being made in terms of section 16 of the Act to that registration officer by a person contemplated in that section, complete in respect of that person an application form that is substantially in the form set out in form Elect 1 in the Annexure.
 - (2) If an application for registration is -
 - (a) refused by a registration officer in terms of section 18 of the Act, that registration officer shall -

- (i) record such refusal on the application form referred to in subregulation (1); and
- (ii) complete a refusal form that is substantially in the form set out in form Elect 2 in the Annexure;
- (b) accepted by a registration officer in terms of section 20 of the Act, that registration officer shall record such acceptance on the application form referred to in subregulation (1).

Statements, documents and accounts to prove compliance with residence qualification

- 3. For the purposes of subsection (3)(c) of section 16 of the Act read with subsection (4)(d) of that section there may be submitted to a registration officer -
 - (a) by any two persons to whom voter registration cards have been issued under section 20 of the Act in respect of the local authority area in question, statements under oath or affirmation in which it is expressed that-
 - (i) the applicant is known to the declarant; and
 - (ii) to the best of the declarant's knowledge the applicant complies, with regard to that area, with the applicable qualification relating to residence; or
 - (b) by an applicant, a water and electricity account or a telephone account issued to that applicant and containing his or her name, residential address and other particulars.

Allowal or dismissal of appeal

4. If an appeal is allowed or dismissed by a magistrate in terms of section 19 of the Act, that magistrate shall record the reasons for any such decision on the refusal form referred to in regulation 2(2)(a)(ii).

Voters' and duplicate voters' registration cards

- 5. A voter registration card or duplicate voter registration card, as the case may be, shall be completed and issued as contemplated in sections 20 and 25 of the Act, respectively, and shall be issued substantially in the form set out in the attachment to the application form referred to in regulation 2(1) and when issued-
 - (a) in respect of any election referred to in paragraph (a) of section 13(1) of the Act, have a blue background; and
 - (b) in respect of any election referred to in paragraph (b) of section 13(1) of the Act, have a yellow background,

but a duplicate voter registration card so issued shall be endorsed with the words "duplicate in substitution for voter registration card no." (state number of original card).

Voters' lists and voters' registers

- **6.** (1) The names of persons to be included in -
- (a) any voters' list referred to in section 20(4) of the Act; or
- (b) any provisional voters' register referred to in section 21 of the Act; or
- (c) any voters' register referred to in section 26 of the Act,

shall be so included in alphabetical order according to their surnames and -

- (i) all surnames which are identical shall be grouped together and the order of the names in the group shall be determined by the alphabetical order of the first names which shall be deemed to be one word;
- (ii) where several persons have surnames beginning with the same letter, the order shall be determined by the second letter of the surname of each of these persons in alphabetical order;
- (iii) where the first two letters of the surnames of several persons are identical, the order shall be determined by the third letter or the following letter of the surname of each of these persons in alphabetical order;
- (iv) a surname consisting of two parts with a hyphen separating them shall be deemed to be one word;
- (v) a surname which is written with an unattached prefix shall be deemed to be one word.
- (2) Opposite the surname and first names of a person referred to in subregulation (1), there shall be included in separate columns the residential and postal address and the voter registration number of that person.
- (3) When a provisional voters' register or voters' register is printed the pages thereof shall be numbered consecutively at the top of each page and the name of the constituency or local authority area shall appear at the bottom and top of each page of that register.
- (4) The certification referred to in section 26(1)(b) of the Act shall appear at the end of a voters' register and shall substantially be in the following form:

has been checked and that it is the correct voters' register for the constituency/local authority area of
Place:
Date:
Signature of Director of Elections".

"I hereby certify that the national voters' register/local authority voters' register

PART III REGISTRATION OF POLITICAL PARTIES

Application for registration

- 7. An application for registration -
- (a) as a political party in terms of section 39 of the Act shall be made on a form that is similar to the form Elect 3 set out in the Annexure:
- (b) as an association or organization in terms of section 42 of the Act, shall be made on a form that is similar to the form Elect 4 set out in the Annexure.

Amount payable in respect of registration

- 8. The amount payable in respect of the registration of -
- (a) a political party in terms of section 39 of the Act, shall be N\$5 000;

(b) an association or organization in terms of section 42 of the Act, shall be N\$500,

and shall be paid into the State Revenue Fund and the receipt issued in respect of such payment shall accompany any application for registration referred to in regulation 7.

Certificate of registration

- 9. The certificate of registration referred to in section 39(6)(a) of the Act shall be issued
 - in respect of a political party referred to in section 39 of the Act, substantially in the form set out in form Elect 5 in the Annexure;
 - (b) in respect of an association or organization referred to in section 42 of the Act, substantially in the form set out in form Elect 6 in the Annexure.

Disclosure of receipt of moneys to the public

- 10. The disclosure of money to the public as contemplated in section 46(1) of the Act, shall be made by a political party or other body or institution, or member of such party, body or institution, or other person referred to in that section, within a period of 30 days after it was received, by publishing a notice in two newspapers circulating in Namibia, specifying -
 - (a) the amount of money received;
 - (b) the source from which such money was received;
 - (c) any conditions upon which such money was donated or otherwise received; and
 - (d) the manner in which such money is intended to be used.

Short title

11. These regulations shall be called the Regulations relating to the Registration of Voters and Political Parties.

ANNEXURE

ARRANGEMENT OF FORMS

Form		Regulation
Elect 1	Application for registration as a voter	2
Elect 2	Refusal to register applicant as a voter	2(2)(a)(ii) and 4
Elect 3	Application for registration as a political party	7(a)
Elect 4	Application for registration as an association or organization	7(b)
Elect 5	Certificate of registration as a political party	9(a)
Elect 6	Certificate of registration as an association or organization	9(b)

[Front]

Elect 1



REPUBLIC OF NAMIBIA



APPLICATION FOR REGISTRATION AS A VOTER
Reason for Application

IMPORTANT
Please use HB pencil ONLY. Mark like this
Erase all errors thoroughly.

New application Application for duplicate card Application for change of address

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Place of Birth

First names

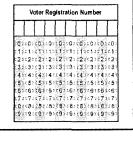
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	If YES, state place in the box beko

Male and

Female and

Gender

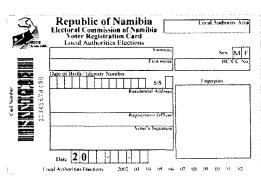


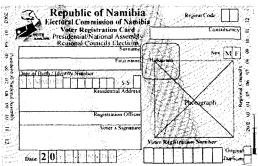
Fingerprint of Applicant (specify which finger)

PLEASE TURN OVER

Signature of Applicant

DRS Date & Research Services pky/053240402/GBYC





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REFUSAL TO REGISTER APPLICANT AS A VOTER

(Regulations 2(2)(a)(ii) and 4)

PART A: PERSONAL PARTICULARS OF APPLICANT

Surname:	
First names:	
ID number:	
Date of birth:	
Residential address:	
Gender: M F	
PART B: FOR REGISTRATION OFFICER'S	S USE
The applicant has been refused registration as a in respect of the -	voter in the Region of
- Constituency of	
- Local Authority Area of	
The reason(s) for refusal being:	
Full Name of Registration Officer (print)	DATE STAMP
Signature of Registration Officer	

PART C: FOR MAGISTRATE'S USE IN CA	SE OF APPEAL
Appeal by applicant against refusal of registratio the following reasons:	n: ALLOWED/DISMISSED for
Signature of Magistrate	DATE STAMP

Constituency/Local Authority Area

APPLICATION FOR REGISTRATION AS A POLITICAL PARTY (Regulation 7(a))

A.	PAR	TICULARS OF POLITICAL PARTY									
1.	Nam	e of political party:									
2.	Abbreviated name of political party (if any)										
		ny ballot paper in question:	Yes	No							
3.	Surn	norized representative of political party: ame: names:									
	Busi	ness address of office of authorized representative:									
	Post	al address of office of authorized representative:	•••••••								
4.	offic	e full names, residential and postal addresses, and capacity of e in political party of other office-bearers of political party annexure A.	r design	ation of							
5.	polit	Attach distinctive symbol of political party (if any) as Annexure B hereto. If the political party has a distinctive symbol, state whether the political party desires that the symbol should appear on the relevant ballot paper:									
	ınaı	Yes	No								
6.		the prescribed amount been paid for registration? If, affirm ant receipt as Annexure C hereto.	ative at	tach the							
7.	Atta	ch the constitution of the political party as Annexure D heret	О.								
8.	the I	ch the declaration required, in terms of subsection (1)(b)(iii) Electoral Act, 1992 (Act No. 24 of 1992) and complying with at section, as Annexure E hereto.									
9.		pective of whether the constitution of the political party contains e contrary or not:	ns any p	rovision							
	(a)	Is it the principal object of the political party to participat elections under the Electoral Act, 1992, as contemplated in se of that Act?									
		or that Met:	Yes	No							

(b) Is any object of the political party prejudicial to the safety of the State, the public welfare or the peace and good order as contemplated in section 39(1)(a)(ii) of that Act?

(c) Is the membership of the political party excluded or restricted on the grounds of sex, race, colour, ethnic origin, religion, creed or social or economic status as contemplated in section 39(1)(a)(iii) of that Act?

Yes	No

В.	DECLARATION BY AUTHORIZED REPRIPARTY	ESENTATIVE OF POLITICAL
I,		, (state full
nam	es) in my capacity as the authorized representativ	e of
	(state the name of the	
	the information contained in this application, inc	luding the Annexures thereto, are
true	and correct.	
Sign	nature of authorized representative	Date

10.

Elect 4

APPLICATION FOR REGISTRATION AS AN ASSOCIATION OR ORGANIZATION

(Regulation 7(b))

Name of association or organization
Local authority council in respect of which registration is applied for
Abbreviated name of association or organization (if any)
name to appear on any ballot paper in question: Yes No
Authorized representative of association or organization: Surname: First names:
Business address of office of authorized representative:
Postal address of office of authorized representative:
1 Ostal dadress of office of addiofficed representative.
State full names, residential and postal addresses, and capacity or designation of office in political party of other office-bearers of association or organization and attach hereto as Annexure A.
Attach distinctive symbol of association or organization (if any) as Annexure B hereto. If the association or organization has a distinctive symbol, state whether the association or organization desires that the symbol should appear on the relevant ballot paper:
Yes No
Has the prescribed amount been paid for registration? If affirmative, attach the relevant receipt as Annexure C hereto.
Attach the constitution of the association or organization as Annexure D hereto.
Attach the declaration required, in terms of subsection (1)(b)(iii) of section 39 of the Electoral Act, 1992 (Act No. 24 of 1992) as applied by section 42(1)(b)(iii) of that Act and complying with subsection (4) of section 39 of that Act, as Annexure E hereto.

Irrespective of whether the constitution of the association or organization contains

any provision to the contrary or not:

(a)	Is any object of the association or organization prejudicial to the safety of
()	the State, the public welfare or the peace and good order as contemplated in
	section 39(1)(a)(ii) of the Electoral Act, 1992, as applied by section 42(1)(a)
	of that Act?

Yes No

(b) Is the membership of the association or organization excluded or restricted on the grounds of sex, race, colour, ethnic origin, religion, creed or social or economic status as contemplated in section 39(1)(a)(iii) of the Electoral Act, 1992, as applied by section 42(1)(a) of that Act?

Yes	No
	1

В.	DECLARATION	\mathbf{BY}	AUTHORIZED	REPRESENTATIVE	OF
	ASSOCIATION OR ORGANIZATION				

I,	, (state full
names) in my capacity as the authorized representati	
hereby declare that the information contained in this a thereto, are true and correct.	pplication, including the Annexures
Signature of authorized representative	 Date

CERTIFICATE OF REGISTRATION AS A POLITICAL PARTY

(Regulation 9(a))

It is hereby certified that the political party of which the particulars are furnished below, has been registered, with effect from the date hereof, as political party in terms of section 39 of the Electoral Act, 1992 (Act No. 24 of 1992):

Part	ticulars of political party:	
	Name of political party:Abbreviated name of political party (if any	
		•
Dire	ector of Elections	Date

CERTIFICATE OF REGISTRATION AS AN ASSOCIATION OR ORGANIZATION

(Regulation 9(b))

furnis or org	hereby certified that the association or organization of whed below, has been registered, with effect from the date heranization in respect of the local authority council of of section 42 of the Electoral Act, 1992 (Act No. 24 of 1992)	ereof, as an association
Partic	ulars of association or organization:	
1. 2.	Name of association or organization:	
 Direc	tor of Elections	Date