

Version
as at 20 December 2025



Electoral Regulations 1996 (SR 1996/93)

Michael Hardie Boys, Governor-General

Order in Council

At Wellington this 6th day of May 1996

Present:

The Right Hon Don McKinnon presiding in Council

Pursuant to the Electoral Act 1993, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, hereby makes the following regulations.

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Note

The Parliamentary Counsel Office has made editorial and format changes to this version using the powers under subpart 2 of Part 3 of the Legislation Act 2019.

Note 4 at the end of this version provides a list of the amendments included in it.

These regulations are administered by the Ministry of Justice.

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Temporary provisions

[Revoked]

Regulations

1 Title and commencement

- (1) These regulations may be cited as the Electoral Regulations 1996.
- (2) These regulations shall come into force on the day after the date of their notification in the *Gazette*.

2 Interpretation

- (1) In these regulations, unless the context otherwise requires,—

the Act means the Electoral Act 1993

Commonwealth country means a country that is an independent sovereign member of the Commonwealth; and includes every territory for whose international relations the Government of that country is responsible; and also includes the Republic of Ireland as if that country were a member of the Commonwealth

Commonwealth representative means an Ambassador, High Commissioner, Minister, Chargé d’Affaires, Consular Officer, Trade Commissioner or Tourist Commissioner of a Commonwealth country (including New Zealand); and includes any person lawfully acting for any such officer; and also includes any diplomatic secretary on the staff of any such Ambassador, High Commissioner, Minister, or Chargé d’Affaires

electronic includes electrical, digital, magnetic, optical, electromagnetic, biometric, and phototonic, and **electronically** has a corresponding meaning

Issuing Officer—

- (a) means any person, whether in New Zealand or overseas, who is authorised to issue ballot papers to special voters; and
- (b) includes an issuing officer within the meaning of section 3(1) of the Act

MIQF means a managed isolation or quarantine facility as defined by section 5(1) of the COVID-19 Public Health Response Act 2020

Overseas Issuing Officer, wherever it appears in Part 3,—

- (a) means a person appointed under regulation 43 to be an Overseas Issuing Officer; and
- (b) includes any person for the time being authorised to exercise or perform any of the powers or functions of an Overseas Issuing Officer

Overseas Returning Officer means an Overseas Returning Officer appointed under these regulations; and includes any person for the time being authorised to exercise or perform any of the powers or functions of an Overseas Returning Officer

polling day, in relation to any election, means the polling day appointed in the writ for that election

unit means any of the naval, military, or air forces of New Zealand, or any section or detachment thereof.

- (2) A reference in these regulations to a numbered form is a reference to a form so numbered in Schedule 1.
- (3) Where a reference in these regulations to a ballot paper is not accompanied by a reference to a voting paper, that reference to a ballot paper shall, unless the

context otherwise requires, include a reference to any voting paper required by any enactment to be issued in accordance with these regulations.

- (4) Forms prescribed under these regulations may be altered to suit the circumstances of any case to which they may be applicable.

Regulation 2(1) **electronic**: inserted, on 1 February 2014, by regulation 4 of the Electoral Amendment Regulations 2013 (SR 2013/41).

Regulation 2(1) **Issuing Officer**: substituted, on 16 May 2002, by regulation 3(1) of the Electoral Amendment Regulations (No 2) 2002 (SR 2002/96).

Regulation 2(1) **MIQF**: inserted, on 1 June 2022, by regulation 4 of the Electoral Amendment Regulations 2022 (SL 2022/141).

Regulation 2(1) **Overseas Deputy Returning Officer** or **Deputy Returning Officer**: revoked, on 16 May 2002, by regulation 3(2) of the Electoral Amendment Regulations (No 2) 2002 (SR 2002/96).

Regulation 2(1) **Overseas Issuing Officer**: inserted, on 16 May 2002, by regulation 3(2) of the Electoral Amendment Regulations (No 2) 2002 (SR 2002/96).

Part 1

Registration of electors

3 Application for registration

[Revoked]

Regulation 3: revoked, on 20 December 2025, by section 143 of the Electoral Amendment Act 2025 (2025 No 82).

4 Exercise of Maori option

Every notice under section 78(2) of the Act must be in a form that the Electoral Commission has approved.

Regulation 4: amended, on 21 March 2017, by section 114 of the Electoral Amendment Act 2017 (2017 No 9).

4A Updating of electoral rolls

Every inquiry under section 89D(1) of the Act must be in a form that the Electoral Commission has approved.

Regulation 4A: inserted, on 18 March 2002, by regulation 4 of the Electoral Amendment Regulations 2002 (SR 2002/56).

Regulation 4A: amended, on 21 March 2017, by section 114 of the Electoral Amendment Act 2017 (2017 No 9).

Regulation 4A: amended, on 25 March 2014, by section 53 of the Electoral Amendment Act 2014 (2014 No 8).

4B Transfer of electors between electorates

[Revoked]

Regulation 4B: revoked, on 20 December 2025, by section 144 of the Electoral Amendment Act 2025 (2025 No 82).

5 Combination of exercise of Maori option with roll revision

[Revoked]

Regulation 5: revoked, on 18 March 2002, by regulation 5 of the Electoral Amendment Regulations 2002 (SR 2002/56).

6 Revision of electoral rolls

[Revoked]

Regulation 6: revoked, on 18 March 2002, by regulation 5 of the Electoral Amendment Regulations 2002 (SR 2002/56).

7 Notice of transfer

[Revoked]

Regulation 7: revoked, on 18 March 2002, by regulation 5 of the Electoral Amendment Regulations 2002 (SR 2002/56).

8 Advice of change of address to another district

[Revoked]

Regulation 8: revoked, on 18 March 2002, by regulation 5 of the Electoral Amendment Regulations 2002 (SR 2002/56).

9 Notification of death

[Revoked]

Regulation 9: revoked, on 18 March 2002, by regulation 5 of the Electoral Amendment Regulations 2002 (SR 2002/56).

10 Notification of intended marriage

[Revoked]

Regulation 10: revoked, on 18 March 2002, by regulation 5 of the Electoral Amendment Regulations 2002 (SR 2002/56).

11 Notification of change of name

[Revoked]

Regulation 11: revoked, on 18 March 2002, by regulation 5 of the Electoral Amendment Regulations 2002 (SR 2002/56).

12 List of late enrolments

- (1) As soon as practicable after the close of registration, the Electoral Commission must send to the Returning Officer a list of those persons whose names have been entered (under section 88(3) of the Act) on the electoral roll for the district after writ day and before the close of registration.
- (2) Nothing in this regulation requires the Electoral Commission to complete processing all applications for registration received by the Electoral Commission under section 88(3) of the Act before forwarding the list referred to in sub-clause (1) to the Returning Officer.

Regulation 12(1): replaced, on 20 December 2025, by section 145(1) of the Electoral Amendment Act 2025 (2025 No 82).

Regulation 12(2): amended, on 20 December 2025, by section 145(2) of the Electoral Amendment Act 2025 (2025 No 82).

Regulation 12(2): amended, on 11 March 2020, by section 19(2) of the Electoral Amendment Act 2020 (2020 No 2).

Regulation 12(2): amended, on 21 March 2017, by section 114 of the Electoral Amendment Act 2017 (2017 No 9).

13 Supply of rolls and electoral information in electronic form

- (1) Every person is entitled to a copy of a printed main roll with its supplements, as one roll, on payment of a fee of—
 - (a) \$30.20; or
 - (b) in any case where the Electoral Commission is satisfied that the copy is required for a purpose that relates to an election or to the conduct of a poll that is required by or under an Act, \$10.90.
- (2) The fee payable on each request for information, under section 112 or section 114 of the Act, to be supplied on a computer-compiled list is \$455.50 plus \$2.40 for every 1 000 lines on the list.
- (3) The fee payable on each request for the supply of information, under section 112 or section 114 of the Act, to be supplied on an electronic storage medium is \$455.50 plus \$42.30 for each such medium.
- (4) Requests under section 112 or section 114 of the Act must be processed in the order in which they are received, and their processing must not take priority over electoral roll maintenance work.

Regulation 13: substituted, on 18 March 2002, by regulation 6 of the Electoral Amendment Regulations 2002 (SR 2002/56).

Regulation 13(1)(a): amended, on 1 July 2011, by regulation 4(1) of the Electoral (Fees) Amendment Regulations 2011 (SR 2011/161).

Regulation 13(1)(b): amended, on 21 March 2017, by section 114 of the Electoral Amendment Act 2017 (2017 No 9).

Regulation 13(1)(b): amended, on 1 July 2011, by regulation 4(2) of the Electoral (Fees) Amendment Regulations 2011 (SR 2011/161).

Regulation 13(2): amended, on 1 July 2011, by regulation 4(3)(a) of the Electoral (Fees) Amendment Regulations 2011 (SR 2011/161).

Regulation 13(2): amended, on 1 July 2011, by regulation 4(3)(b) of the Electoral (Fees) Amendment Regulations 2011 (SR 2011/161).

Regulation 13(3): amended, on 1 July 2011, by regulation 4(4)(a) of the Electoral (Fees) Amendment Regulations 2011 (SR 2011/161).

Regulation 13(3): amended, on 1 July 2011, by regulation 4(4)(b) of the Electoral (Fees) Amendment Regulations 2011 (SR 2011/161).

14 Supply of electoral information in electronic form to local authorities and designated bodies

- (1) When electoral information is to be supplied, in accordance with section 113 of the Act, on any electronic storage medium, the fee specified in subclause (2) is payable if the information is not required for the conduct of an election or a by-election, or the conduct of any poll that is required by or under an Act.
- (2) The fee referred to in subclause (1) is \$455.50 plus \$42.30 for each electronic storage medium.

Regulation 14: substituted, on 18 March 2002, by regulation 6 of the Electoral Amendment Regulations 2002 (SR 2002/56).

Regulation 14(2): amended, on 1 July 2011, by regulation 5(a) of the Electoral (Fees) Amendment Regulations 2011 (SR 2011/161).

Regulation 14(2): amended, on 1 July 2011, by regulation 5(b) of the Electoral (Fees) Amendment Regulations 2011 (SR 2011/161).

15 Purchase of habitation indexes

The fee payable for a copy of a habitation index compiled under section 108 of the Act shall be \$120.80:

provided that the fee shall be reduced to \$36.30 if the Electoral Commission is satisfied that the copy is required for any purpose relating to an election or poll that is required by or under any Act.

Regulation 15: amended, on 1 July 2011, by regulation 6(a) of the Electoral (Fees) Amendment Regulations 2011 (SR 2011/161).

Regulation 15 proviso: amended, on 21 March 2017, by section 114 of the Electoral Amendment Act 2017 (2017 No 9).

Regulation 15 proviso: amended, on 1 July 2011, by regulation 6(b) of the Electoral (Fees) Amendment Regulations 2011 (SR 2011/161).

Part 2

Special voting

16 List of constituency candidates

[Revoked]

Regulation 16: revoked, on 20 December 2025, by section 146 of the Electoral Amendment Act 2025 (2025 No 82).

17 Printing of ballot papers

- (1) The Electoral Commission must arrange for the printing of special ballot papers for every electoral district as soon as practicable after nomination day.
- (2) The ballot paper must be,—
 - (a) in the case of a general election, in form 14; or
 - (b) in the case of a by-election, in form 15.
- (3) Ballot papers may be printed without counterfoils.

Regulation 17: substituted, on 16 May 2002, by regulation 4 of the Electoral Amendment Regulations (No 2) 2002 (SR 2002/96).

Regulation 17(1): amended, on 1 October 2010, by section 32(1)(c) of the Electoral (Administration) Amendment Act 2010 (2010 No 26).

18 Party lists

- (1) Where, for the purposes of any general election being conducted in accordance with the Act, lists of candidates (in this regulation called **party lists**) are submitted to the Electoral Commission under section 127 of the Act, the Electoral Commission must, as soon as reasonably practicable after nomination day for that election, send to each Returning Officer copies of each party list (not being a list rejected under section 128 of the Act).
- (2) Where the names of more than 120 candidates are included on a party list, only the first 120 of those names shall be included on each copy of that list sent under subclause (1) to each Returning Officer.
- (3) *[Revoked]*
- (4) *[Revoked]*

Regulation 18(1): amended, on 1 October 2010, by section 32(2)(c) of the Electoral (Administration) Amendment Act 2010 (2010 No 26).

Regulation 18(1): amended, on 16 May 2002, by regulation 5(1) of the Electoral Amendment Regulations (No 2) 2002 (SR 2002/96).

Regulation 18(2): amended, on 20 December 2025, by section 147 of the Electoral Amendment Act 2025 (2025 No 82).

Regulation 18(3): revoked, on 16 May 2002, by regulation 5(2) of the Electoral Amendment Regulations (No 2) 2002 (SR 2002/96).

Regulation 18(4): revoked, on 16 May 2002, by regulation 5(2) of the Electoral Amendment Regulations (No 2) 2002 (SR 2002/96).

19 Facilities for special voting

- (1) Following the close of nominations and the completion of the discharge by the Electoral Commission of its duties under section 128 of the Act in respect of the lists of candidates, ballot papers may be issued to special voters at any time before the close of the poll,—
 - (a) in the case of a general election, by any Returning Officer or any Issuing Officer, to electors of any electoral district;
 - (b) in the case of a by-election in any electoral district, by the Returning Officer for the district, or any Issuing Officer or any Registrar of Electors, or any person authorised by any Registrar of Electors, to electors of the district.
- (2) Where an election is to be held in any district, the Returning Officer—
 - (a) must, during the period beginning with the completion of the discharge by the Electoral Commission of its duties under section 128 of the Act in respect of the lists of candidates and ending with the close of the day

- before polling day, maintain within the district at least 1 office, open on such days and at such times as the Returning Officer decides, where—
- (i) ballot papers and voting papers may be issued to special voters; and
 - (ii) special voters may vote; and
- (b) may, at any time during the period specified in paragraph (a), maintain outside the district 1 or more offices, open on such days and at such times as the Returning Officer decides, where—
- (i) ballot papers and voting papers may be issued to special voters; and
 - (ii) special voters may vote.
- (3) Ballot papers and voting papers may be issued to special voters during the hours of polling by any Issuing Officer in a like manner as by Returning Officers.
- (4) It shall be the duty of every Returning Officer to ensure that, as far as practicable, facilities for special voting are made available at every hospital, maternity facility, or institution for the reception or relief of persons requiring medical or surgical or other treatment or suffering from any illness, disease, or disability, or for convalescent, aged, infirm, incurable, destitute, or poor people.
- (5) Without limiting the generality of subclause (3), for the purpose of enabling hospital votes to be exercised in accordance with regulation 23, the Returning Officer in whose district any such hospital, maternity facility, or institution as aforesaid is situated shall ensure that, as far as practicable, there are provided at the hospital, maternity facility, or institution the main and supplementary rolls, ballot papers, and voting papers for the districts ordinarily served by the hospital, maternity facility, or institution, and a ballot box for each such district.
- (6) Any person issuing ballot papers or voting papers in any hospital, maternity facility, or institution may, with the approval of the chief executive officer or other person having charge of the hospital, maternity facility, or institution, be accompanied by any persons appointed respectively by the local branches of political or other organisations interested in the election or poll; and if he or she is not accompanied by any such person he or she shall be accompanied by a person appointed by the Returning Officer.
- (7) Copies of party lists—
- (a) must be available for inspection by special voters; and
 - (b) may be sent to special voters who do not apply in person for special voting papers.

Regulation 19(1): amended, on 1 October 2010, by section 32(2)(c) of the Electoral (Administration) Amendment Act 2010 (2010 No 26).

Regulation 19(1)(a): amended, on 16 May 2002, by regulation 6(1)(a) of the Electoral Amendment Regulations (No 2) 2002 (SR 2002/96).

Regulation 19(1)(b): amended, on 16 May 2002, by regulation 6(1)(b) of the Electoral Amendment Regulations (No 2) 2002 (SR 2002/96).

Regulation 19(2): replaced, on 1 June 2014, by regulation 4 of the Electoral Amendment Regulations 2014 (LI 2014/122).

Regulation 19(3): amended, on 16 May 2002, by regulation 6(2) of the Electoral Amendment Regulations (No 2) 2002 (SR 2002/96).

Regulation 19(4): amended, on 20 December 2025, by section 148 of the Electoral Amendment Act 2025 (2025 No 82).

Regulation 19(5): amended, on 20 December 2025, by section 148 of the Electoral Amendment Act 2025 (2025 No 82).

Regulation 19(6): amended, on 20 December 2025, by section 148 of the Electoral Amendment Act 2025 (2025 No 82).

Regulation 19(7): added, on 16 May 2002, by regulation 6(3) of the Electoral Amendment Regulations (No 2) 2002 (SR 2002/96).

19A Marking or signing special voting papers electronically

- (1) This regulation applies to a person who—
 - (a) is a special voter under regulation 24B or under Part 3 or 4; and
 - (b) intends to complete and mark or sign a special voting paper and transmit it to the Electoral Commission electronically.
- (2) This regulation also applies to a person who is witnessing a declaration made by a person described in subclause (1).
- (3) A person to whom this regulation applies may take a physical action to—
 - (a) mark the special voting paper electronically; or
 - (b) sign the special voting paper by producing an electronic signature, in a manner acceptable to the Electoral Commission, that—
 - (i) represents the person's signature; and
 - (ii) adequately confirms the person's approval of the information to which the signature relates.
- (4) In this regulation, **special voting paper** means any or all of the following:
 - (a) a ballot paper;
 - (b) a voting paper;
 - (c) a declaration.

Regulation 19A: inserted, on 1 October 2022, by regulation 4 of the Electoral Amendment Regulations (No 2) 2022 (SL 2022/247).

20 Application for special vote

An application for a special vote may be made—

- (a) in person by the elector:
- (b) by a written application—
 - (i) signed by the elector; or
 - (ii) signed on behalf of the elector under an authority signed by the elector:
- (c) in any other manner approved by the Electoral Commission (for example, by telephone).

Regulation 20: replaced, on 1 June 2022, by regulation 5 of the Electoral Amendment Regulations 2022 (SL 2022/141).

21 Issue of special voting papers

- (1) Subject to regulation 19, any Issuing Officer may, upon application made by or on behalf of an elector in accordance with regulation 20, issue,—
 - (a) in the case of a general election, a special ballot paper in form 14:
 - (b) in the case of a by-election, a special ballot paper in form 15.
- (2) The Issuing Officer shall, in the case of a general election,—
 - (a) insert in the ballot paper in form 14 in the space for the declaration number, the consecutive number printed or otherwise entered on the declaration referred to in subclause (5)(a)(i); and
 - (b) except where the ballot paper has been printed in accordance with regulation 17, insert in the part of the ballot paper in form 14 relating to the party vote the name of each political party that has submitted a list of candidates in accordance with section 127 of the Act (not being a list rejected under section 128 of the Act) as shown on the list supplied by the Electoral Commission; and
 - (c) except where the ballot paper has been printed in accordance with regulation 17, insert in the part of the ballot paper in form 14 relating to the electorate vote the names of the constituency candidates; and
 - (d) except where the ballot paper has been printed in accordance with regulation 17, insert in the part of the ballot paper in form 14 relating to the electorate vote immediately under the name of each constituency candidate in the manner prescribed by section 150(6)(d) of the Act, either—
 - (i) the name of the constituency candidate’s political party; or
 - (ii) the word “INDEPENDENT”.
- (3) The Issuing Officer shall, in the case of a by-election,—
 - (a) insert in the ballot paper in form 15 in the space for the declaration number, the consecutive number printed or otherwise entered on the declaration referred to in subclause (5)(a)(i); and

- (b) except where the ballot paper has been printed in accordance with regulation 17, insert in the part of the ballot paper in form 15 relating to the electorate vote the names of the constituency candidates; and
 - (c) except where the ballot paper has been printed in accordance with regulation 17, insert in the part of the ballot paper in form 15 relating to the electorate vote immediately under the name of each constituency candidate, in the manner prescribed by section 150(6)(d) of the Act, either—
 - (i) the name of the constituency candidate’s political party; or
 - (ii) the word “INDEPENDENT”.
- (4) Special ballot papers issued pursuant to paragraph (a) or paragraph (b) of subclause (1) may include logos in accordance with section 172(3A) of the Act.
- (5) The Issuing Officer must—
 - (a) issue together with the ballot paper—
 - (i) a declaration in a form that the Electoral Commission has approved and—
 - (A) an envelope that contains 2 self-contained compartments and is addressed by the Issuing Officer to the Returning Officer for the district for which the vote is issued; or
 - (B) 2 or more envelopes (allowing the declaration to be enveloped separately from the ballot paper and any voting papers) that, except in the case of internal envelopes, are each addressed by the Issuing Officer to the Returning Officer for the district for which the vote is issued; and
 - (ii) any voting paper required to be issued under any enactment; and
 - (iii) an instruction sheet on special voting, unless the ballot paper is being issued to the voter in person; and
 - (b) place the Issuing Officer’s official mark on—
 - (i) the ballot paper; and
 - (ii) any voting paper; and
 - (iii) the declaration form; and
 - (c) ensure that, if the consecutive number printed on the ballot paper or voting paper can be read without the aid of technology, a piece of gummed paper is firmly fixed over the consecutive number so as to conceal the number effectively.
- (6) *[Revoked]*
- (7) *[Revoked]*
- (8) *[Revoked]*

Regulation 21 heading: replaced, on 1 June 2014, by regulation 5 of the Electoral Amendment Regulations 2014 (LI 2014/122).

Regulation 21(2)(b): amended, on 1 October 2010, by section 32(1)(c) of the Electoral (Administration) Amendment Act 2010 (2010 No 26).

Regulation 21(5): replaced, on 1 October 2022, by regulation 5(1) of the Electoral Amendment Regulations (No 2) 2022 (SL 2022/247).

Regulation 21(6): revoked, on 11 March 2020, by section 20 of the Electoral Amendment Act 2020 (2020 No 2).

Regulation 21(7): revoked, on 16 May 2002, by regulation 7 of the Electoral Amendment Regulations (No 2) 2002 (SR 2002/96).

Regulation 21(8): revoked, on 1 October 2022, by regulation 5(2) of the Electoral Amendment Regulations (No 2) 2022 (SL 2022/247).

22 Tangata whenua votes

[Revoked]

Regulation 22: revoked, on 21 March 2017, by section 114 of the Electoral Amendment Act 2017 (2017 No 9).

23 Hospital votes

- (1) This regulation applies if an elector—
 - (a) is a patient in any hospital, maternity facility, or institution referred to in regulation 19(4); and
 - (b) applies in person under regulation 20(a) for a special vote.
- (2) Instead of issuing to the elector a special ballot paper under regulation 21(1), an Issuing Officer may issue to the elector a ballot paper in accordance with section 167 of the Act.
- (3) If an elector is issued with an ordinary ballot paper under section 167 of the Act,—
 - (a) the elector is not a special voter; and
 - (b) the vote cast by the elector is not a special vote; and
 - (c) sections 168 and 170 of the Act apply so far as applicable with any necessary modifications; and
 - (d) regulations 25 to 42 do not apply.
- (4) When an elector who is issued with a ballot paper under this section is voting, then, unless section 170 of the Act applies, any other person present at the time—
 - (a) must refrain from looking at or becoming acquainted with the elector's vote; and
 - (b) must not in any way attempt to influence or interfere with the elector; and
 - (c) must not allow another person—
 - (i) to see or become acquainted with the elector's vote; or

- (ii) to assist the elector to vote; or
 - (iii) to interfere in any way with the elector's vote.
- (5) An Issuing Officer authorised to issue hospital votes must, in respect of each district and in accordance with the instructions of the Returning Officer,—
 - (a) make up into separate parcels, endorsed in accordance with section 174A(1)(b) of the Act,—
 - (i) the certified copies of the main roll and supplementary rolls that have been marked by Issuing Officers to indicate the persons who applied to vote; and
 - (ii) all the counterfoils of ballot papers that have been issued to voters and all the unused ballot papers and voting papers; and
 - (iii) all the spoiled ballot papers and voting papers; and
 - (b) deliver into the possession of the Returning Officer the hospital votes and all parcels referred to in paragraph (a).

Regulation 23: replaced, on 20 December 2025, by section 149 of the Electoral Amendment Act 2025 (2025 No 82).

23A Telephone dictation of vote by special voter with disability

- (1) This regulation applies to any person in New Zealand who is qualified to vote at any election in any district as a special voter because he or she has satisfied an Issuing Officer that it will not be practicable for him or her to vote at a polling place in a district without incurring hardship or serious inconvenience on the ground that he or she—
 - (a) is blind; or
 - (b) is partially blind and is unable to mark the ballot paper without assistance; or
 - (c) has another physical disability and is unable to mark the ballot paper without assistance.
- (2) A person to whom this regulation applies may request to vote by dictation if for the particular election a system allowing special votes by dictation is made available by the Electoral Commission.
- (3) A request under subclause (2)—
 - (a) must be made to the Electoral Commission; and
 - (b) may be made during the period—
 - (i) beginning on the day after writ day; and
 - (ii) ending at noon New Zealand time on polling day.
- (4) On receipt of a request made in accordance with subclause (3), the Electoral Commission must decide whether to grant or decline the request.

- (5) If for a particular election a system allowing special votes by dictation is made available by the Electoral Commission, the Electoral Commission must make any arrangements that the Electoral Commission considers to be necessary for the issue and receipt of special votes by dictation, including—
- (a) arrangements for votes to be made by telephone, on such days and at such times as the Electoral Commission may decide; and
 - (b) to the extent possible, arrangements to preserve the secrecy of the ballot; and
 - (c) arrangements to ensure that votes are accurately recorded on ballot papers; and
 - (d) arrangements for the envelopes containing special votes recorded under this regulation to be marked with the Electoral Commission's official mark and then to be—
 - (i) forwarded to the Returning Officer for the district for which the vote was issued; or
 - (ii) placed in a box or receptacle that is specially provided for the votes of special voters.
- (6) To avoid doubt, a voter who is voting by dictation on any day at the time such voting closes is entitled to complete dictating his or her vote.
- (7) The following regulations apply, with all necessary modifications, to special votes by dictation:
- (a) regulation 21 (except subclause (5)(a)(iv));
 - (b) regulation 25(1);
 - (c) regulation 28(1) and (2)(b);
 - (d) regulations 32 to 42.

Regulation 23A: inserted, on 1 June 2014, by regulation 6 of the Electoral Amendment Regulations 2014 (LI 2014/122).

Regulation 23A(3)(b)(ii): replaced, on 1 October 2022, by regulation 6 of the Electoral Amendment Regulations (No 2) 2022 (SL 2022/247).

Regulation 23A(5)(d): replaced, on 27 July 2020, by regulation 4 of the Electoral Amendment Regulations 2020 (LI 2020/122).

23B Appointment of Issuing Officers for dictation voting

- (1) The Electoral Commission may appoint 1 or more Issuing Officers for—
- (a) issuing special votes to a person whose request under regulation 23A(2), 24B(2)(a), 45B(2), or 57(2)(c) to vote by dictation has been granted by the Electoral Commission; and
 - (b) receiving special votes by dictation.
- (2) Every Issuing Officer must, before entering into the duties of office, declare that he or she will comply with section 203.

- (3) The declaration must—
- (a) be in a form that the Electoral Commission has approved; and
 - (b) be witnessed as specified in the form.

Regulation 23B: inserted, on 1 June 2014, by regulation 6 of the Electoral Amendment Regulations 2014 (LI 2014/122).

Regulation 23B(1)(a): replaced, on 1 October 2022, by regulation 7 of the Electoral Amendment Regulations (No 2) 2022 (SL 2022/247).

Regulation 23B(2): replaced, on 21 March 2017, by section 114 of the Electoral Amendment Act 2017 (2017 No 9).

Regulation 23B(3): inserted, on 21 March 2017, by section 114 of the Electoral Amendment Act 2017 (2017 No 9).

24 Special vote in district before polling day

[Revoked]

Regulation 24: revoked, on 20 December 2025, by section 150 of the Electoral Amendment Act 2025 (2025 No 82).

24A Scrutineers at advance polling places

[Revoked]

Regulation 24A: revoked, on 20 December 2025, by section 151 of the Electoral Amendment Act 2025 (2025 No 82).

24B Special vote by person affected by significant event

- (1) This regulation applies to any person in New Zealand who is qualified to vote at an election in any district as a special voter because the person has satisfied the Electoral Commission that, as a result of a significant event, it will not be practicable for the person to vote at a polling place in a district without incurring hardship or serious inconvenience.
- (2) A person to whom this regulation applies may request the Electoral Commission to have the papers referred to in regulation 21 issued to the person—
 - (a) by dictation, if for the particular election a system allowing special votes by dictation is made available by the Electoral Commission; or
 - (b) electronically.
- (3) A request under subclause (2) may be made during the period—
 - (a) beginning the day on which an advance polling place is open for voting in the district in which the person is qualified to vote; and
 - (b) ending at noon on polling day.
- (4) If the Electoral Commission grants a request under subclause (2)(a) and allows a person to vote by dictation, regulation 23A applies with all necessary modifications.

- (5) If the Electoral Commission grants a request under subclause (2)(b) and allows a person to vote electronically, regulation 45A(4) and (5) applies with all necessary modifications.
- (6) *[Revoked]*
- (7) A person to whom papers have been issued under subclause (5) must return the papers to the Electoral Commission electronically in a manner specified by the Electoral Commission.
- (8) Papers returned electronically must be received by the Electoral Commission before the close of the poll.
- (9) An Electoral Commissioner or electoral official who, on behalf of the Electoral Commission, receives any papers electronically in accordance with subclause (7) or (8) must immediately—
 - (a) print the ballot paper and voting papers, and the declaration; and
 - (b) ensure that the time and date of receipt of the ballot paper, any voting papers, and the declaration at the Electoral Commission are endorsed on those papers; and
 - (c) after taking all reasonable steps to preserve the secrecy of the ballot,—
 - (i) place the ballot paper, any voting papers, and the declaration in an appropriate special voter envelope or appropriate compartments of a special voter envelope, mark the envelope with the Electoral Commission’s official mark, and then arrange for the envelope to be posted or forwarded to the Returning Officer for the district for which the vote was issued; or
 - (ii) place the ballot paper, any voting papers, and the declaration in a box or receptacle that is specially provided for the votes of special voters and then deal with all papers in accordance with regulations 34 to 42 with any necessary modifications (including that the references in those regulations to a Returning Officer must be read as references to an Electoral Commissioner or electoral official).
 - (d) *[Revoked]*
- (10) This regulation does not apply to any person if—
 - (a) the Chief Electoral Officer has exercised his or her discretion under section 195B of the Act to use alternative voting processes in the district in which the person is qualified to vote; and
 - (b) the person is able to use those alternative voting processes to vote.
- (11) In this regulation, **significant event**, in relation to an elector, means an event or circumstance caused by adverse weather conditions, or an occurrence beyond the control of the elector, that impedes the elector’s travel to a polling place (for example, road closures due to storm damage or flooding).

Regulation 24B: inserted, on 27 July 2020, by regulation 5 of the Electoral Amendment Regulations 2020 (LI 2020/122).

Regulation 24B(2): replaced, on 1 October 2022, by regulation 8(1) of the Electoral Amendment Regulations (No 2) 2022 (SL 2022/247).

Regulation 24B(6): revoked, on 1 October 2022, by regulation 8(2) of the Electoral Amendment Regulations (No 2) 2022 (SL 2022/247).

Regulation 24B(8): amended, on 1 October 2022, by regulation 8(3) of the Electoral Amendment Regulations (No 2) 2022 (SL 2022/247).

Regulation 24B(9): amended, on 1 October 2022, by regulation 8(4) of the Electoral Amendment Regulations (No 2) 2022 (SL 2022/247).

Regulation 24B(9): amended, on 1 October 2022, by regulation 8(5) of the Electoral Amendment Regulations (No 2) 2022 (SL 2022/247).

Regulation 24B(9)(a): amended, on 1 October 2022, by regulation 8(6) of the Electoral Amendment Regulations (No 2) 2022 (SL 2022/247).

Regulation 24B(9)(c): replaced, on 1 October 2022, by regulation 8(7) of the Electoral Amendment Regulations (No 2) 2022 (SL 2022/247).

Regulation 24B(9)(d): revoked, on 1 October 2022, by regulation 8(7) of the Electoral Amendment Regulations (No 2) 2022 (SL 2022/247).

24C Special vote by person in MIQF or place of self-isolation

- (1) This regulation applies to any person in New Zealand who is qualified to vote at an election in a district as a special voter because the person—
 - (a) intends to be absent, or is absent, from the district on polling day by reason of—
 - (i) being in an MIQF in accordance with the requirements of a COVID-19 order or other enactment; or
 - (ii) being in an MIQF under an authorisation to undergo isolation or quarantine in that facility; or
 - (iii) being in a place in which they are self-isolating in accordance with the requirements of a COVID-19 order or other enactment; or
 - (b) satisfies the Returning Officer or issuing officer that it will not be practicable to vote at a polling place in the district without incurring hardship or serious inconvenience on the ground that the person is—
 - (i) in an MIQF in accordance with the requirements of a COVID-19 order or other enactment; or
 - (ii) in an MIQF under an authorisation to undergo isolation or quarantine in that facility; or
 - (iii) in a place in which they are self-isolating in accordance with the requirements of a COVID-19 order or other enactment.
- (2) A person to whom this regulation applies may make a request to the Electoral Commission to vote by dictation.
- (3) A request under subclause (2) may be made during the period—

- (a) beginning 14 days before polling day; and
 - (b) ending at 5 pm on polling day.
- (4) If the Electoral Commission grants a request under subclause (2) and allows a person to vote by dictation, regulation 23A(5) to (7) applies with all necessary modifications.
- (5) In this regulation,—
authorisation means an authorisation given by the chief executive of the Ministry of Business, Innovation, and Employment under a COVID-19 order
COVID-19 order has the meaning given to it by section 5(1) of the COVID-19 Public Health Response Act 2020
election means—
 - (a) a general election; or
 - (b) a by-election.

Regulation 24C: inserted, on 1 June 2022, by regulation 6 of the Electoral Amendment Regulations 2022 (SL 2022/141).

24C Special vote by person in isolation or quarantine

[Revoked]

Regulation 24C: revoked, on 1 December 2020, by regulation 24C(6).

25 Declaration by special voter

- (1) Every person who makes a declaration as a special voter must indicate in the declaration the ground or grounds on which they are claiming a special vote.
- (2) A declaration must—
 - (a) be in a form approved by the Electoral Commission; and
 - (b) be witnessed as specified in the form.
- (3) However, a declaration that is made by a person as a special voter in New Zealand need not be witnessed if—
 - (a) the person is making the declaration in a place other than—
 - (i) a polling place;
 - (ii) a hospital, a maternity facility, or an institution referred to in regulation 19(4);
 - (iii) a prison;
 - (iv) an MIQF; and
 - (b) the person has satisfied the Electoral Commission that, because of the person's circumstances, it is not reasonable to require that their declaration be witnessed.

Regulation 25: replaced, on 1 June 2022, by regulation 7 of the Electoral Amendment Regulations 2022 (SL 2022/141).

Regulation 25(3)(a)(ii): amended, on 20 December 2025, by section 152 of the Electoral Amendment Act 2025 (2025 No 82).

26 Witnesses authorised by candidates

- (1) Each candidate may nominate 1 or more persons authorised by the candidate to witness special voting declarations.
- (2) Every nomination under this regulation shall—
 - (a) be in writing; and
 - (b) contain the name of the candidate; and
 - (c) contain either—
 - (i) the name of the electoral district in respect of which the candidate is seeking election; or
 - (ii) the name of the political party on whose list the name of the candidate appears; and
 - (d) contain the full name and address of the nominated witness; and
 - (e) be signed by the candidate.
- (3) On receipt of any nomination made under this regulation, the Returning Officer shall approve or reject the nomination.
- (4) The Returning Officer may at any time revoke his or her approval of the nomination of any witness if he or she has reason to believe that the witness is not complying with any duty imposed on the witness under these regulations.
- (5) Where a nomination is rejected or revoked, the Returning Officer shall, upon request by the nominating candidate, inform the candidate of the reason for the rejection or revocation of the nomination.
- (6) Subject to regulation 27(10), a person approved under this regulation and authorised by a candidate to witness, for the purposes of the election, declarations by special voters may witness the declaration of any special voter.

27 Voting by special voter

- (1) The vote of an elector voting as a special voter must be exercised—
 - (a) in the manner prescribed by this regulation; or
 - (b) in accordance with any arrangements made by the Electoral Commission.
- (2) Where the elector applies in person for a special vote, the Issuing Officer shall, after the completion of the declaration,—
 - (a) place the declaration in the compartment of the envelope marked “Declaration”; and

- (b) after sealing the compartment of the envelope marked “Declaration”, hand to the elector—
 - (i) that envelope; and
 - (ii) a special ballot paper; and
 - (iii) any voting papers issued under any enactment.
- (3) Where the elector does not apply in person for a special vote, the elector must, after completing the declaration, place the declaration in—
 - (a) the compartment of an envelope marked “Declaration” and then seal the compartment; or
 - (b) an envelope marked “Declaration” and then seal the envelope.
- (3A) *[Revoked]*
- (3B) *[Revoked]*
- (4) When the declaration has, as the case may require, been dealt with as required by subclause (2) or subclause (3), the elector shall then alone and secretly—
 - (a) mark the party vote portion of the ballot paper with a tick within the circle immediately after the name of the party for which the elector wishes to vote; and
 - (b) mark the electorate vote portion of the ballot paper with a tick within the circle immediately before the name of the constituency candidate for whom the elector wishes to vote; and
 - (c) mark any voting paper in accordance with the instructions on that voting paper.
- (5) The ballot paper and any voting papers must then be placed in—
 - (a) the compartment of an envelope marked “BALLOT AND/OR VOTING PAPERS” and then the compartment must be sealed; or
 - (b) an envelope marked “BALLOT AND/OR VOTING PAPERS” and then the envelope must be sealed.
- (6) Where an elector exercises a special vote in a polling place, the envelope shall be deposited as an Issuing Officer directs either in the ballot box or in a receptacle specially provided for the votes of special voters, and every such envelope shall be deemed to have been received by the Issuing Officer for that polling place at the time when it was so deposited.
- (7) Where an elector exercises a special vote other than in a polling place, the elector may arrange for the envelope to be delivered to a Returning Officer or an Issuing Officer—
 - (a) by hand; or
 - (b) by post.
- (7A) An envelope delivered by hand under subclause (7)(a) must be received before the close of the poll.

- (7B) An envelope delivered by post under subclause (7)(b) must be received—
- (a) on or before polling day; or
 - (b) no later than noon on the fourth day following polling day if postmarked or date-stamped by any New Zealand Post outlet or agency before polling day.
- (8) If the elector—
- (a) is wholly or partially blind; or
 - (b) whether because of physical handicap or otherwise, is unable to read or write; or
 - (c) has severe difficulty in reading or writing; or
 - (d) is not sufficiently familiar with the English language to vote without assistance,—
- he or she may vote in accordance with subclause (9) or subclause (10).
- (9) If an elector to whom subclause (8) applies votes at a polling place, the provisions of section 170 of the Act shall apply with the necessary modifications.
- (10) If an elector to whom subclause (8) applies votes otherwise than at a polling place, the witness to the declaration (who shall not be a person approved under regulation 26) shall—
- (a) assist the elector to mark the ballot paper and any voting papers; or
 - (b) mark the ballot paper and any voting papers as instructed by the elector.

Regulation 27(1): replaced, on 1 June 2014, by regulation 9(1) of the Electoral Amendment Regulations 2014 (LI 2014/122).

Regulation 27(1)(b): amended, on 27 July 2020, by regulation 6 of the Electoral Amendment Regulations 2020 (LI 2020/122).

Regulation 27(3): replaced, on 1 October 2022, by regulation 9(1) of the Electoral Amendment Regulations (No 2) 2022 (SL 2022/247).

Regulation 27(3A): revoked, on 11 March 2020, by section 21(1) of the Electoral Amendment Act 2020 (2020 No 2).

Regulation 27(3B): revoked, on 11 March 2020, by section 21(1) of the Electoral Amendment Act 2020 (2020 No 2).

Regulation 27(4): amended, on 11 March 2020, by section 21(2) of the Electoral Amendment Act 2020 (2020 No 2).

Regulation 27(5): replaced, on 1 October 2022, by regulation 9(2) of the Electoral Amendment Regulations (No 2) 2022 (SL 2022/247).

Regulation 27(6): amended, on 1 June 2014, by regulation 9(2) of the Electoral Amendment Regulations 2014 (LI 2014/122).

Regulation 27(6): amended, on 16 May 2002, by regulation 12(1) of the Electoral Amendment Regulations (No 2) 2002 (SR 2002/96).

Regulation 27(6): amended, on 16 May 2002, by regulation 12(4)(a) of the Electoral Amendment Regulations (No 2) 2002 (SR 2002/96).

Regulation 27(6): amended, on 16 May 2002, by regulation 12(4)(b) of the Electoral Amendment Regulations (No 2) 2002 (SR 2002/96).

Regulation 27(7): replaced, on 1 June 2014, by regulation 9(3) of the Electoral Amendment Regulations 2014 (LI 2014/122).

Regulation 27(7A): inserted, on 1 June 2014, by regulation 9(3) of the Electoral Amendment Regulations 2014 (LI 2014/122).

Regulation 27(7B): replaced, on 1 June 2022, by regulation 8 of the Electoral Amendment Regulations 2022 (SL 2022/141).

Regulation 27(9): amended, on 16 May 2002, by regulation 12(1) of the Electoral Amendment Regulations (No 2) 2002 (SR 2002/96).

Regulation 27(10): amended, on 16 May 2002, by regulation 12(1) of the Electoral Amendment Regulations (No 2) 2002 (SR 2002/96).

28 Duty of persons present when vote exercised

- (1) Every person present when an elector is exercising a special vote shall comply with the foregoing provisions of this Part so far as they relate to that person.
- (2) Subject to subclauses (8) to (10) of regulation 27, every person present when an elector is exercising a special vote—
 - (a) shall refrain from looking at or becoming acquainted with the vote given by the elector; and
 - (b) shall not in any way attempt to influence or interfere with the elector in the exercise of his or her vote; and
 - (c) shall not allow any person—
 - (i) to see or become acquainted with the elector’s vote; or
 - (ii) to assist the elector to vote; or
 - (iii) to interfere in any way with the elector in relation to his or her vote.

28A Parcels of rolls and ordinary ballot papers issued to advance voters

At any time before 2 pm on polling day, an Issuing Officer for a district in which ordinary ballot papers have been issued to advance voters under section 171A(a)(i) of the Act must—

- (a) make up into separate parcels, endorsed in accordance with section 174A(1)(b) of the Act,—
 - (i) the certified copies of the main roll and supplementary rolls that have been marked by Issuing Officers to indicate the persons who applied to vote; and
 - (ii) all the counterfoils of ballot papers that have been issued to voters and all the unused ballot papers and voting papers; and
 - (iii) all the spoilt ballot papers and voting papers; and
- (b) deliver into the possession of the Returning Officer the sealed or locked ballot box and, if applicable, its key and all parcels mentioned in paragraph (a).

Regulation 28A: inserted, on 20 December 2025, by section 153 of the Electoral Amendment Act 2025 (2025 No 82).

29 Endorsement of envelopes

- (1) A Returning Officer or an Issuing Officer who receives an envelope in accordance with regulation 27(7A) or in accordance with the requirements of regulation 27(7B) must immediately mark the envelope with his or her official mark.
- (2) A Returning Officer or an Issuing Officer who receives an envelope otherwise than in accordance with regulation 27(7A) or the requirements of regulation 27(7B) must immediately—
 - (a) mark the envelope “Received late”; and
 - (b) mark the envelope with his or her official mark; and
 - (c) sign the envelope.
- (3) An Electoral Commissioner or electoral official who, on behalf of the Electoral Commission, receives an envelope that is delivered either by hand before the close of the poll or by post in accordance with the requirements of regulation 27(7B) must immediately mark the envelope with the Electoral Commission’s official mark.
- (4) An Electoral Commissioner or electoral official who, on behalf of the Electoral Commission, receives an envelope that is delivered either by hand after the close of the poll or by post otherwise than in accordance with the requirements of regulation 27(7B) must immediately—
 - (a) mark the envelope “Received late”; and
 - (b) mark the envelope with the Electoral Commission’s official mark; and
 - (c) sign the envelope on behalf of the Electoral Commission.

Regulation 29: replaced, on 1 June 2014, by regulation 10 of the Electoral Amendment Regulations 2014 (LI 2014/122).

30 Delivery of special votes to Returning Officer

- (1) After marking an envelope in accordance with regulation 29(1) or (2), an Issuing Officer must immediately deliver the envelope to the Returning Officer by whom the Issuing Officer was appointed.
- (2) If a Returning Officer receives under subclause (1) an envelope containing a special vote issued for a district that is not the Returning Officer’s district, the Returning Officer must immediately post or forward the envelope to the Returning Officer for the district for which the vote was issued.
- (3) After marking an envelope in accordance with regulation 29(3) or (4), the Electoral Commissioner or electoral official must immediately—
 - (a) arrange for the envelope to be posted or forwarded to the Returning Officer for the district for which the vote was issued; or

- (b) deal with the envelope in accordance with regulations 32 to 42, and references in those regulations to a Returning Officer must be read as references to an Electoral Commissioner or electoral official.

Regulation 30: replaced, on 1 June 2014, by regulation 10 of the Electoral Amendment Regulations 2014 (LI 2014/122).

Regulation 30(3): replaced, on 27 July 2020, by regulation 7 of the Electoral Amendment Regulations 2020 (LI 2020/122).

31 Delivery of applications to Returning Officer

[Revoked]

Regulation 31: revoked, on 16 May 2002, by regulation 14 of the Electoral Amendment Regulations (No 2) 2002 (SR 2002/96).

32 Returning Officer to extract declaration form

- (1) At the first opportunity after receiving an envelope containing a special vote, the Returning Officer for the district for which the vote was issued must extract the declaration form from—

- (a) the declaration compartment of the envelope; or
- (b) the envelope.

- (2) The Returning Officer must ensure that the declaration form and its envelope are marked with the same unique number.

Regulation 32(1): replaced, on 1 October 2022, by regulation 10 of the Electoral Amendment Regulations (No 2) 2022 (SL 2022/247).

Regulation 32(2): substituted, on 27 September 2007, by regulation 5 of the Electoral Amendment Regulations 2007 (SR 2007/260).

33 Returning Officer may open envelope or envelope compartments if papers incorrectly enclosed or not enclosed

- (1) A Returning Officer may open an envelope, or the compartments of an envelope, to correct the placement of papers if the Returning Officer has reason to believe that—

- (a) a ballot paper or voting paper has been incorrectly placed in an envelope, or the compartment of an envelope, marked “Declaration”; or
- (b) a declaration has been incorrectly placed in an envelope, or the compartment of an envelope, marked “BALLOT AND/OR VOTING PAPERS”.

- (2) A Returning Officer may open the envelope, or a compartment of an envelope, to—

- (a) remove from the envelope or compartment a paper that the elector, before sealing the envelope or compartment, incorrectly included;
- (b) place the paper in the correct envelope or compartment.

- (3) After taking any of the actions described in subclause (1) or (2), the Returning Officer must—

- (a) immediately reseal the envelope or compartment that was opened and do everything possible to preserve the secrecy of the ballot; and
 - (b) endorse on the envelope or compartment the words “Opened pursuant to regulation 33”; and
 - (c) sign the endorsement.
- (4) This regulation applies despite any other provision in these regulations.

Regulation 33: replaced, on 1 October 2022, by regulation 11 of the Electoral Amendment Regulations (No 2) 2022 (SL 2022/247).

34 Disallowance of special votes received late

- (1) A Returning Officer must disallow a special vote issued for the Returning Officer’s district under this Part if the envelope containing the vote is received by the Returning Officer—
- (a) later than 7 pm on the 13th day after the polling day for a general election;
 - (b) later than 7 pm on the tenth day after polling day for a by-election.
- (2) A Returning Officer must also disallow any special vote if, after examining the envelope and declaration form in respect of that vote, the Returning Officer is satisfied that,—
- (a) in the case of a vote issued under this Part,—
 - (i) the vote was exercised in a polling place and under regulation 27(6) is deemed to have been received by the Issuing Officer for that polling place at a time later than the close of the poll; or
 - (ii) the vote was exercised other than in a polling place and the envelope is marked under regulation 29(2) or (4) “Received late”; or
 - (b) in the case of a vote issued under Part 3, the envelope was not received in accordance with—
 - (i) regulation 50(1)(a), (b), or (c); or
 - (ii) regulation 50(2); or
 - (iii) regulation 50(3)(a) or (c); or
 - (c) in the case of a vote issued under Part 4, the envelope was not received in accordance with—
 - (i) regulation 63A(1)(a) or (b); or
 - (ii) regulation 63A(2)(a) or (b); or
 - (iii) regulation 63A(3)(a), (b), or (d).
- (3) If a Returning Officer disallows a special vote under this regulation, the envelope or the compartment of an envelope containing the ballot and voting papers must be left unopened and the Returning Officer must set aside the envelope

after having written across it and across the declaration form the words “Disallowed, received late”.

Regulation 34(1): replaced, on 1 October 2022, by regulation 12(1) of the Electoral Amendment Regulations (No 2) 2022 (SL 2022/247).

Regulation 34(2): replaced, on 1 June 2014, by regulation 11 of the Electoral Amendment Regulations 2014 (LI 2014/122).

Regulation 34(2)(b): replaced, on 27 July 2020, by regulation 8(2) of the Electoral Amendment Regulations 2020 (LI 2020/122).

Regulation 34(2)(b)(iii): replaced, on 1 October 2022, by regulation 12(2) of the Electoral Amendment Regulations (No 2) 2022 (SL 2022/247).

Regulation 34(2)(c): replaced, on 27 July 2020, by regulation 8(2) of the Electoral Amendment Regulations 2020 (LI 2020/122).

Regulation 34(2)(c)(iii): replaced, on 1 October 2022, by regulation 12(3) of the Electoral Amendment Regulations (No 2) 2022 (SL 2022/247).

Regulation 34(3): replaced, on 1 October 2022, by regulation 12(4) of the Electoral Amendment Regulations (No 2) 2022 (SL 2022/247).

35 Electoral Commission to determine whether person casting special vote is qualified to vote

- (1) At any time after receiving a special vote and declaration form in respect of the vote, the Electoral Commission must—
 - (a) examine each declaration for a special vote (not being a special vote that is disallowed because it has been received late) for the purpose of determining whether the person is qualified to vote; and
 - (b) determine whether the person is qualified to vote and ensure that the following words, as the case requires, are shown on the declaration:
 - (i) “Qualified”;
 - (ii) “Not Qualified”;
 - (iii) “Party Vote Qualified”.
- (2) The examination under subclause (1)(a) may commence at any time after a special vote is received but a determination under subclause (1)(b) may not be completed until the process set out in section 176(4) of the Act relating to post-writ deletions has been undertaken.

Regulation 35: replaced, on 21 March 2017, by section 114 of the Electoral Amendment Act 2017 (2017 No 9).

Regulation 35(1): amended, on 20 December 2025, by section 154(1) of the Electoral Amendment Act 2025 (2025 No 82).

Regulation 35(1)(b): amended, on 20 December 2025, by section 154(2) of the Electoral Amendment Act 2025 (2025 No 82).

Regulation 35(2): inserted, on 20 December 2025, by section 154(3) of the Electoral Amendment Act 2025 (2025 No 82).

36 Duties of Electoral Commission

- (1) When examining a declaration, the Electoral Commission must determine whether the name stated in the declaration is that of a person—
 - (a) who is qualified to vote under section 60 of the Act; or
 - (b) whose party vote may not be disallowed under section 178(5A) of the Act.
- (2) Without limiting any other steps that the Electoral Commission may take or the information it may use when making its determination, the Electoral Commission—
 - (a) must ascertain whether the name stated in the declaration appears on the roll for the district:
 - (b) *[Revoked]*
 - (c) must, where section 60(b) of the Act may be applicable, check the applications for registration received by the Electoral Commission after writ day and before the close of registration:
 - (d) must, where section 60(c) of the Act may be applicable, ascertain whether the name stated in the declaration is that of a person who, at the time of the last election, was registered as an elector of the district, or, where a change of boundaries has intervened, of some other district in which the person's place of residence was then situated:
 - (e) must, where section 60(d) of the Act may be applicable, ascertain whether the name stated in the declaration appears on a dormant roll for the district as it existed on polling day:
 - (f) must, where section 60(e) of the Act may be applicable, ascertain whether a resident or former resident of Campbell Island or Raoul Island has made the declaration:
 - (fa) *[Revoked]*
 - (g) must, where section 178(5A) of the Act may be applicable, ascertain whether the name stated in the declaration appears on the roll for any district.

Regulation 36: replaced, on 21 March 2017, by section 114 of the Electoral Amendment Act 2017 (2017 No 9).

Regulation 36(2)(b): revoked, on 20 December 2025, by section 155(1) of the Electoral Amendment Act 2025 (2025 No 82).

Regulation 36(2)(c): amended, on 20 December 2025, by section 155(2) of the Electoral Amendment Act 2025 (2025 No 82).

Regulation 36(2)(e): amended, on 20 December 2025, by section 155(3) of the Electoral Amendment Act 2025 (2025 No 82).

Regulation 36(2)(fa): revoked, on 20 December 2025, by section 155(4) of the Electoral Amendment Act 2025 (2025 No 82).

37 Allowance or disallowance of votes by Returning Officer

- (1) Where the words “Not qualified” are shown on a declaration, the Returning Officer shall disallow the vote of the elector stated in the declaration form.
- (1A) If the words “Party vote qualified” are shown on a declaration, the Returning Officer must allow the party vote, but disallow the electorate vote, of the elector stated in the declaration form unless the Returning Officer is required to disallow the party vote in accordance with subclause (3), (4), or (4A).
- (2) If the word “Qualified” is shown on a declaration, the Returning Officer shall allow the vote of the elector named in the declaration unless the Returning Officer is required to disallow the vote in accordance with subclause (3), (4), or (4A).
- (3) If a declaration of the kind mentioned in subclause (1A) or subclause (2) does not indicate the ground or grounds on which a special vote is claimed, the Returning Officer shall disallow the vote of the elector stated in the declaration except in any case where—
 - (a) the elector’s name does not appear on the main roll or any supplementary roll for the district or has been wrongly deleted from any such roll; or
 - (b) the official mark of the Issuing Officer witnessing the declaration and the date shown on the declaration indicate that the declaration was made on polling day outside the electoral district.
- (4) If a declaration referred to in subclause (2) or (3) is not signed by the elector named in the declaration form, the Returning Officer must disallow the vote of the elector.
- (4A) If a declaration referred to in subclause (2) or (3) is required to be witnessed but the declaration form has not been signed by a witness authorised by or under these regulations to witness the declaration (an **authorised witness**), the Returning Officer must disallow the vote unless satisfied that the declaration was made in the presence of an authorised witness.
- (5) Where a Returning Officer disallows a vote under this regulation, the Returning Officer shall endorse on the envelope and on the declaration form the words “Disallowed, not qualified”, or on the declaration the words “Disallowed, declaration not in order”, as the case may require.
- (6) The Returning Officer shall not disallow the vote of an elector on the ground that the elector has failed to show his or her date of birth or former names in a declaration (being a declaration of the kind mentioned in subclause (2)).

Regulation 37(1): amended, on 23 June 2017, by regulation 4(1) of the Electoral Amendment Regulations 2017 (LI 2017/83).

Regulation 37(1): amended, on 21 March 2017, by section 114 of the Electoral Amendment Act 2017 (2017 No 9).

Regulation 37(1A): inserted, on 16 May 2002, by regulation 17(1) of the Electoral Amendment Regulations (No 2) 2002 (SR 2002/96).

Regulation 37(1A): amended, on 1 June 2022, by regulation 9(1) of the Electoral Amendment Regulations 2022 (SL 2022/141).

Regulation 37(1A): amended, on 23 June 2017, by regulation 4(1) of the Electoral Amendment Regulations 2017 (LI 2017/83).

Regulation 37(1A): amended, on 21 March 2017, by section 114 of the Electoral Amendment Act 2017 (2017 No 9).

Regulation 37(2): amended, on 1 June 2022, by regulation 9(1) of the Electoral Amendment Regulations 2022 (SL 2022/141).

Regulation 37(2): amended, on 23 June 2017, by regulation 4(2) of the Electoral Amendment Regulations 2017 (LI 2017/83).

Regulation 37(3): amended, on 16 May 2002, by regulation 17(2)(a) of the Electoral Amendment Regulations (No 2) 2002 (SR 2002/96).

Regulation 37(4): replaced, on 1 June 2022, by regulation 9(2) of the Electoral Amendment Regulations 2022 (SL 2022/141).

Regulation 37(4A): inserted, on 1 June 2022, by regulation 9(2) of the Electoral Amendment Regulations 2022 (SL 2022/141).

38 Procedure where vote allowed

- (1) If a Returning Officer allows a vote under regulation 37(2), that Returning Officer must identify the envelope with the declaration form when the vote is allowed and must place the envelope in a box specially set aside for the purpose.
- (2) If a Returning Officer allows a party vote under regulation 37(1A), that Returning Officer must identify the envelope with the declaration form when the party vote is allowed and must place the envelope in a box specially set aside for the purpose.
- (3) The boxes referred to in subclauses (1) and (2) must be boxes that can be securely closed.

Regulation 38: substituted, on 16 May 2002, by regulation 18 of the Electoral Amendment Regulations (No 2) 2002 (SR 2002/96).

39 Declaration forms to be held by Returning Officer for scrutiny

The Returning Officer shall hold for production at the scrutiny of the rolls under section 175 of the Act all declaration forms returned to the Returning Officer under regulation 36 together with those retained by the Returning Officer under regulation 35 and those in respect of special votes that have been disallowed as having been received late.

40 Parcels of forms and envelopes

After the scrutiny of the rolls, the Returning Officer must make up into separate parcels—

- (a) all declaration forms:
- (b) all disallowed envelopes that have not been opened, including those that have an unopened compartment containing any ballot paper and voting papers.

Regulation 40: replaced, on 1 October 2022, by regulation 13 of the Electoral Amendment Regulations (No 2) 2022 (SL 2022/247).

41 Opening of envelopes containing votes allowed

Subject to regulation 33, the ballot and voting paper envelopes or compartments of the envelopes placed, in accordance with regulation 38, in boxes that can be securely closed shall not be opened until the official count conducted under section 178 of the Act, and shall then be opened in the presence of such scrutineers as choose to be present.

Regulation 41: amended, on 1 October 2022, by regulation 14 of the Electoral Amendment Regulations (No 2) 2022 (SL 2022/247).

Regulation 41: amended, on 16 May 2002, by regulation 19 of the Electoral Amendment Regulations (No 2) 2002 (SR 2002/96).

42 Parcels to be forwarded to Clerk of House of Representatives

After the votes have been recorded at the official count and after any recount has been disposed of, the Returning Officer shall forward to the Clerk of the House of Representatives, with the ordinary ballot papers and voting papers, the parcels referred to in regulation 40.

Temporary provisions

[Revoked]

Heading: revoked, on 20 November 2020, pursuant to regulation 42A(5).

42A Application of temporary provisions in Schedule 3

[Revoked]

Regulation 42A: revoked, on 20 November 2020, by regulation 42A(5).

Part 3

Overseas special voting

43 Overseas Returning Officers and Overseas Issuing Officers

- (1) For the purpose of taking votes outside New Zealand (other than votes to which Part 4 applies), the Electoral Commission, or an electoral official on behalf of the Electoral Commission, must appoint 1 or more Overseas Returning Officers.
- (2) In the case of a general election, the Electoral Commission, or an electoral official on behalf of the Electoral Commission, must forward to every Overseas Returning Officer the required number of copies of the following:
 - (a) special ballot papers in form 14; and
 - (b) party lists in accordance with regulation 18; and
 - (c) declarations in a form that the Electoral Commission has approved for use by special voters under this Part or Part 4; and

- (d) any voting paper required to be issued under any enactment.
- (3) In the case of a by-election, the Electoral Commission, or an electoral official on behalf of the Electoral Commission, must forward to every Overseas Returning Officer the required number of copies of the following:
 - (a) special ballot papers in form 15; and
 - (b) declarations in a form that the Electoral Commission has approved for use by special voters under this Part or Part 4; and
 - (c) any voting paper required to be issued under any enactment.
- (4) Any Overseas Returning Officer must—
 - (a) arrange for votes to be taken at such places as the Overseas Returning Officer considers necessary; and
 - (b) appoint such number of Overseas Issuing Officers as the Overseas Returning Officer considers necessary.
- (5) An Overseas Returning Officer may exercise all the powers and functions of an Overseas Issuing Officer.

Regulation 43: replaced, on 1 June 2014, by regulation 12 of the Electoral Amendment Regulations 2014 (LI 2014/122).

Regulation 43(2)(c): replaced, on 23 June 2017, by regulation 5(1) of the Electoral Amendment Regulations 2017 (LI 2017/83).

Regulation 43(3)(b): replaced, on 23 June 2017, by regulation 5(2) of the Electoral Amendment Regulations 2017 (LI 2017/83).

44 Declarations by Overseas Returning Officers and Overseas Issuing Officers

- (1) Every Overseas Returning Officer and Overseas Issuing Officer must, before entering into the duties of office, declare that he or she will comply with section 203.
- (2) The declaration must—
 - (a) be in a form that the Electoral Commission has approved; and
 - (b) be witnessed as specified in the form.

Regulation 44: replaced, on 21 March 2017, by section 114 of the Electoral Amendment Act 2017 (2017 No 9).

44A Application for special vote by persons outside New Zealand

- (1) A person who is qualified to vote at an election in any district and who is outside New Zealand (an **overseas elector**) may apply to vote as a special voter.
- (2) An application may be made in any of the ways specified in regulation 20.
- (3) Voting papers may be issued to an overseas elector—
 - (a) in person, under regulation 45; or

- (b) by post, under regulation 45, if the Electoral Commission considers there is sufficient time for the overseas elector to receive the voting papers by post and make arrangements for their return; or
 - (c) electronically, under regulation 45A; or
 - (d) by dictation, under regulation 45B.
- (4) In this regulation, **voting papers** means the documents referred to in regulation 43(2) or (3).

Regulation 44A: inserted, on 27 July 2020, by regulation 9 of the Electoral Amendment Regulations 2020 (LI 2020/122).

Regulation 44A(3)(d): inserted, on 1 October 2022, by regulation 15 of the Electoral Amendment Regulations (No 2) 2022 (SL 2022/247).

45 Issue of special voting papers

- (1) Following—
- (a) the close of nominations; and
 - (b) the receipt by any Overseas Returning Officer or Overseas Issuing Officer of,—
 - (i) in the case of a general election, the copies of the documents forwarded under regulation 43(2); or
 - (ii) in the case of a by-election, the copies of the documents forwarded under regulation 43(3),—

the Overseas Returning Officer or Overseas Issuing Officer may, subject to regulation 46, issue those documents to electors of any electoral district in accordance with Part 2.

- (1A) The issue of documents under subclause (1) in person or by post must be completed before 4 pm local time on the day before polling day.
- (2) Notwithstanding subclause (1),—
- (a) the declaration form issued to a member of the Defence Force relying upon section 60(f) of the Act must be in a form that the Electoral Commission has approved; and
 - (b) the declaration issued to other electors who are outside New Zealand (including members of the Defence Force not relying upon section 60(f) of the Act although entitled to do so) must be in a form that the Electoral Commission has approved.

Regulation 45 heading: replaced, on 1 June 2014, by regulation 13(1) of the Electoral Amendment Regulations 2014 (LI 2014/122).

Regulation 45(1): amended, on 1 October 2022, by regulation 16(1) of the Electoral Amendment Regulations (No 2) 2022 (SL 2022/247).

Regulation 45(1): amended, on 1 June 2014, by regulation 13(3) of the Electoral Amendment Regulations 2014 (LI 2014/122).

Regulation 45(1): amended, on 16 May 2002, by regulation 22 of the Electoral Amendment Regulations (No 2) 2002 (SR 2002/96).

Regulation 45(1)(b): amended, on 16 May 2002, by regulation 22 of the Electoral Amendment Regulations (No 2) 2002 (SR 2002/96).

Regulation 45(1)(b)(i): amended, on 1 June 2014, by regulation 13(2) of the Electoral Amendment Regulations 2014 (LI 2014/122).

Regulation 45(1)(b)(ii): amended, on 1 June 2014, by regulation 13(2) of the Electoral Amendment Regulations 2014 (LI 2014/122).

Regulation 45(1A): inserted, on 1 October 2022, by regulation 16(2) of the Electoral Amendment Regulations (No 2) 2022 (SL 2022/247).

Regulation 45(2)(a): amended, on 21 March 2017, by section 114 of the Electoral Amendment Act 2017 (2017 No 9).

Regulation 45(2)(b): amended, on 21 March 2017, by section 114 of the Electoral Amendment Act 2017 (2017 No 9).

45A Electronic issue of special voting papers

- (1) In the case of a general election, the Electoral Commission may, as soon as is reasonably practicable after the close of nominations and at any time before the close of the poll, issue electronically the documents referred to in regulation 43(2) to persons outside New Zealand who are electors of any electoral district.
- (2) In the case of a by-election, the Electoral Commission may, as soon as is reasonably practicable after the close of nominations and at any time before the close of the poll, issue electronically the documents referred to in regulation 43(3) to persons outside New Zealand who are electors of the electoral district in which the by-election is to be or is being held.
- (3) The following provisions apply, with any necessary modifications, to the issue of documents under this regulation:
 - (a) regulation 21(2);
 - (b) regulation 21(4);
 - (c) regulation 21(5)(a)(iv).
- (4) A copy of the official mark of the Electoral Commission must be present on ballot papers and declarations issued under this regulation.
- (5) For the purposes of this regulation, documents are issued electronically if the documents are able to be—
 - (a) accessed by electronic means, including (without limitation) by means of remote log-on access; and
 - (b) readily inspected and reproduced in a useable form.

Regulation 45A: replaced, on 1 June 2014, by regulation 14 of the Electoral Amendment Regulations 2014 (LI 2014/122).

45B Dictation of vote by overseas electors with disability

- (1) This regulation applies to a person who—
 - (a) is qualified to vote at an election in any district; and
 - (b) is outside New Zealand; and

- (c) is—
 - (i) blind; or
 - (ii) partially blind and is unable to mark the ballot paper without assistance; or
 - (iii) has another physical disability and is unable to mark the ballot paper without assistance.
- (2) A person to whom this regulation applies may request to vote by dictation if, for the particular election, a system allowing special votes by dictation is made available by the Electoral Commission.
- (3) A request must be made during the period—
 - (a) beginning on the day after writ day; and
 - (b) ending no later than noon New Zealand time on polling day.
- (4) On receipt of a request, the Electoral Commission must decide whether to grant or decline the request.
- (5) If the Electoral Commission grants a request under subclause (4) to issue a vote by dictation, the Electoral Commission must make any arrangements that the Electoral Commission considers necessary for the issue and receipt of special votes by dictation, including—
 - (a) arrangements for the votes to be made by—
 - (i) telephone; or
 - (ii) any other means that the Electoral Commission may approve; and
 - (b) to the extent possible, arrangements to preserve the secrecy of the ballot; and
 - (c) arrangements to ensure that votes are accurately recorded on ballot papers; and
 - (d) arrangements for the envelopes containing special votes recorded under this regulation to be marked with the Electoral Commission's official mark and then to be—
 - (i) forwarded to the Returning Officer for the district for which the vote was issued; or
 - (ii) placed in a box or receptacle that is specially provided for the votes of special voters.
- (6) The following regulations apply, with all necessary modifications, to special votes by dictation under this regulation:
 - (a) regulation 21 (except subclause (5)(a)(iv));
 - (b) regulation 25(1);
 - (c) regulation 28(1) and (2)(b);
 - (d) regulations 32 to 42.

- (7) A special vote by dictation must be received by the Electoral Commission by 7 pm New Zealand time on polling day (the **deadline**).
- (8) To avoid doubt, a voter who is voting by dictation at the deadline is entitled to complete dictating their vote.

Regulation 45B: inserted, on 1 October 2022, by regulation 17 of the Electoral Amendment Regulations (No 2) 2022 (SL 2022/247).

46 Members of Defence Force voting as special voters

- (1) The officer commanding every unit comprising members of the Defence Force shall afford all necessary facilities for members of the Defence Force to cast their votes in accordance with this Part so far as may be done consistently with the proper performance of their duties.
- (2) Where any member of the Defence Force is in a hospital, sanatorium, or other institution, that member of the Defence Force shall, for the purposes of these regulations, be deemed to be a member of the unit under the command of the officer in charge of the hospital, sanatorium, or other institution.
- (3) *[Revoked]*
- (4) *[Revoked]*
- (5) Every person who knowingly and wilfully makes a false statement for the purpose of voting under section 60(f) of the Act, or who votes under that provision when that person has already received a ballot paper for the same election, shall be liable on conviction or on conviction by the Court Martial to a fine not exceeding \$1,000.
- (6) Every Issuing Officer shall, where possible, be supplied with a sufficient number of ballot papers, envelopes, forms and all other materials for taking the votes of any members of the Defence Force who apply to that Issuing Officer.
- (7) Following—
 - (a) the close of nominations; and
 - (b) the receipt by the Issuing Officer of,—
 - (i) in the case of a general election, the copies forwarded under regulation 43(2); and
 - (ii) in the case of a by-election, the copies forwarded under regulation 43(3),—

the votes of members of the Defence Force comprised in any unit may be cast at any convenient time or times before 4 pm local time on the day before polling day and, as far as practicable, notice shall be given of the day appointed for the closing of the poll.

Regulation 46(3): revoked, on 16 May 2002, by regulation 24 of the Electoral Amendment Regulations (No 2) 2002 (SR 2002/96).

Regulation 46(4): revoked, on 1 February 2014, by regulation 7 of the Electoral Amendment Regulations 2013 (SR 2013/41).

Regulation 46(5): amended, on 1 July 2013, by section 413 of the Criminal Procedure Act 2011 (2011 No 81).

Regulation 46(5): amended, on 1 July 2009, by section 87 of the Court Martial Act 2007 (2007 No 101).

47 Special votes may be returned by personal delivery or post

- (1) Any person to whom documents are issued under regulation 45 or 45A may, after voting in the manner prescribed for special voters by Part 2, arrange for an envelope containing the ballot paper, any voting papers, and the declaration to be delivered—
 - (a) by hand or by post to—
 - (i) an Overseas Returning Officer; or
 - (ii) an Overseas Issuing Officer; or
 - (b) by post to—
 - (i) a Returning Officer in New Zealand; or
 - (ii) the Electoral Commission.
- (2) An envelope delivered by hand or by post under subclause (1)(a) must be received by the Overseas Returning Officer or Overseas Issuing Officer by 4 pm local time on the day before polling day.
- (3) An envelope delivered by post under subclause (1)(b) must be—
 - (a) postmarked or date-stamped before polling day; and
 - (b) received by the Returning Officer in New Zealand or the Electoral Commission not later than noon New Zealand time on the ninth day after polling day.

Regulation 47: replaced, on 1 June 2014, by regulation 15 of the Electoral Amendment Regulations 2014 (LI 2014/122).

Regulation 47(3): replaced, on 27 July 2020, by regulation 10 of the Electoral Amendment Regulations 2020 (LI 2020/122).

47A Special votes may be returned by facsimile

[Revoked]

Regulation 47A: revoked, on 1 October 2022, by regulation 18 of the Electoral Amendment Regulations (No 2) 2022 (SL 2022/247).

47B Special votes may be returned electronically if secure transmission available

- (1) Electors to whom documents are issued under regulation 45 or 45A may return those documents in accordance with subclause (2) if, for that particular election, a system allowing secure electronic transmission is made available by the Electoral Commission for that purpose.
- (2) If subclause (1) applies, an elector may, after voting in the manner prescribed for special voters,—

- (a) if applicable, remove any gummed paper that is fixed over the consecutive number on the ballot paper or any voting papers; and
- (b) before the close of the poll, forward the ballot paper, any voting papers, and the declaration to the Electoral Commission electronically in a manner specified by the Electoral Commission on its Internet site.

Regulation 47B: inserted, on 1 February 2014, by regulation 8 of the Electoral Amendment Regulations 2013 (SR 2013/41).

Regulation 47B heading: replaced, on 1 June 2014, by regulation 17(1) of the Electoral Amendment Regulations 2014 (LI 2014/122).

Regulation 47B(1): amended, on 1 June 2014, by regulation 17(2)(a) of the Electoral Amendment Regulations 2014 (LI 2014/122).

Regulation 47B(1): amended, on 1 June 2014, by regulation 17(2)(b) of the Electoral Amendment Regulations 2014 (LI 2014/122).

Regulation 47B(2)(b): amended, on 1 June 2014, by regulation 17(3) of the Electoral Amendment Regulations 2014 (LI 2014/122).

47C Receipt of special votes electronically

[Revoked]

Regulation 47C: revoked, on 1 June 2014, by regulation 18 of the Electoral Amendment Regulations 2014 (LI 2014/122).

48 Endorsement and posting of envelopes

- (1) An Overseas Returning Officer, an Overseas Issuing Officer, or a Returning Officer in New Zealand who receives delivery of an envelope in accordance with the requirements of regulation 47 must immediately mark the envelope with his or her official mark.
- (2) An Overseas Returning Officer, an Overseas Issuing Officer, or a Returning Officer in New Zealand who receives delivery of an envelope otherwise than in accordance with the requirements of regulation 47 must immediately—
 - (a) mark on the envelope “Received late”; and
 - (b) mark the envelope with his or her official mark; and
 - (c) sign the envelope.
- (3) Immediately after marking an envelope in accordance with subclause (1) or (2), an Overseas Returning Officer or Overseas Issuing Officer must arrange for the envelope to be posted or forwarded (either directly or through the Ministry of Foreign Affairs and Trade) by the quickest means of transport to the Electoral Commission or to the Returning Officer of the district for which the vote was issued.
- (4) Immediately after marking an envelope in accordance with subclause (1) or (2), a Returning Officer in New Zealand, if that officer is not the Returning Officer for the district for which the vote was issued, must post or forward the envelope to—
 - (a) the Returning Officer for the district for which the vote was issued; or

- (b) the Electoral Commission.
- (4A) Immediately after marking an envelope in accordance with subclause (1) or (2), a Returning Officer in New Zealand, if the Returning Officer for the district in which the vote was issued, may post or forward the envelope to the Electoral Commission.
- (5) An Electoral Commissioner or electoral official who, on behalf of the Electoral Commission, receives delivery of an envelope in accordance with the requirements of regulation 47 must immediately mark the envelope with the official mark of the Electoral Commission.
- (6) An Electoral Commissioner or electoral official who, on behalf of the Electoral Commission, receives delivery of an envelope otherwise than in accordance with the requirements of regulation 47 must immediately—
 - (a) mark on the envelope “Received late”; and
 - (b) mark the envelope with the Electoral Commission’s official mark; and
 - (c) sign the envelope on behalf of the Electoral Commission.
- (7) After marking an envelope in accordance with subclause (5) or (6), the Electoral Commissioner or electoral official must immediately—
 - (a) arrange for the envelope to be posted or forwarded to the Returning Officer for the district for which the vote was issued; or
 - (b) place the envelope in a box or receptacle that is specially provided for the votes of special voters.

Regulation 48: replaced, on 1 June 2014, by regulation 19 of the Electoral Amendment Regulations 2014 (LI 2014/122).

Regulation 48(4): replaced, on 27 July 2020, by regulation 11(1) of the Electoral Amendment Regulations 2020 (LI 2020/122).

Regulation 48(4A): inserted, on 27 July 2020, by regulation 11(1) of the Electoral Amendment Regulations 2020 (LI 2020/122).

Regulation 48(7): replaced, on 27 July 2020, by regulation 11(2) of the Electoral Amendment Regulations 2020 (LI 2020/122).

48A Receipt of special votes by facsimile

[Revoked]

Regulation 48A: revoked, on 1 October 2022, by regulation 19 of the Electoral Amendment Regulations (No 2) 2022 (SL 2022/247).

48B Receipt of special votes electronically

An Electoral Commissioner or electoral official who, on behalf of the Electoral Commission, receives a ballot paper, any voting papers, and a declaration forwarded electronically under regulation 47B must immediately—

- (a) print the ballot paper, any voting papers, and the declaration; and

- (b) ensure that the particulars of the time and date of receipt of the ballot paper, any voting papers, and the declaration at the Electoral Commission are endorsed on those papers; and
- (c) after taking all reasonable steps to preserve the secrecy of the ballot,—
 - (i) place the ballot paper, any voting papers, and the declaration in an appropriate special voter envelope or appropriate compartments of a special voter envelope, mark the envelope with the Electoral Commission's official mark, and then arrange for the envelope to be posted or forwarded to the Returning Officer for the district for which the vote was issued; or
 - (ii) place the ballot paper, any voting papers, and the declaration in a box or receptacle that is specially provided for the votes of special voters and then deal with all papers in accordance with regulations 34 to 42 with any necessary modifications (including that the references in those regulations to a Returning Officer must be read as references to an Electoral Commissioner or electoral official).
- (d) *[Revoked]*

Regulation 48B: inserted, on 1 June 2014, by regulation 19 of the Electoral Amendment Regulations 2014 (LI 2014/122).

Regulation 48B(c): replaced, on 1 October 2022, by regulation 20 of the Electoral Amendment Regulations (No 2) 2022 (SL 2022/247).

Regulation 48B(d): revoked, on 1 October 2022, by regulation 20 of the Electoral Amendment Regulations (No 2) 2022 (SL 2022/247).

49 Parcels of spoilt ballot and voting papers, and other papers

- (1) Immediately after the expiration of the time mentioned in regulation 45, every Overseas Returning Officer—
 - (a) shall compile, and certify as correct, a list showing the consecutive numbers of all unused declarations; and
 - (b) shall make up into separate parcels—
 - (i) all spoilt ballot papers and all spoilt voting papers and all spoilt declarations,—
 - (ii) *[Revoked]*

and shall mark each parcel to show the nature of its contents.
- (2) The Overseas Returning Officer shall, if the parcels contain papers relating to a general election, deal with those parcels and the other parcels similarly made up by the Overseas Returning Officer as follows:
 - (a) the Overseas Returning Officer, having compiled and certified as correct a list showing the consecutive numbers of all unused declarations, shall destroy all unused ballot papers and all unused voting papers and all unused declarations; and

- (b) the Overseas Returning Officer shall enclose in 1 or more separate packets all the parcels containing spoilt ballot papers and spoilt voting papers and spoilt declarations; and
 - (c) the Overseas Returning Officer shall enclose in 1 or more separate packets all the parcels containing other papers in connection with the election (including the list compiled under subclause (1)(a)); and
 - (d) the Overseas Returning Officer shall endorse each such packet with a description of its contents, and shall sign the endorsement, and shall despatch the packets to the head office of the Electoral Commission.
- (3) The Overseas Returning Officer shall, if the parcels contain papers relating to a by-election, deal with those parcels and the other parcels similarly made up by the Overseas Returning Officer as follows:
 - (a) the Overseas Returning Officer having compiled, and certified as correct, a list showing the consecutive numbers of all unused declarations, shall destroy all unused ballot papers and all unused declarations; and
 - (b) the Overseas Returning Officer shall enclose in 1 or more separate packets all the parcels containing spoilt ballot papers and spoilt declarations; and
 - (c) the Overseas Returning Officer shall enclose in 1 or more separate packets all the parcels containing other used papers in connection with the by-election (including the list compiled under subclause 1(a)); and
 - (d) the Overseas Returning Officer shall endorse each such packet with a description of its contents, and shall sign the endorsement, and shall despatch the packets to the head office of the Electoral Commission.
- (4) An Electoral Commissioner, on behalf of the Electoral Commission, must—
 - (a) enclose in 1 or more parcels the packets received by the Electoral Commission in accordance with this regulation; and
 - (b) properly secure the parcels; and
 - (c) endorse each parcel with a description of its contents; and
 - (d) sign the endorsement and immediately forward the parcels to the Clerk of the House of Representatives.
- (5) The Clerk shall forthwith give or send to the Electoral Commission a receipt for the parcels, which receipt shall be signed by the Clerk.

Regulation 49(1)(a): amended, on 11 March 2020, by section 23 of the Electoral Amendment Act 2020 (2020 No 2).

Regulation 49(1)(b)(i): amended, on 11 March 2020, by section 23 of the Electoral Amendment Act 2020 (2020 No 2).

Regulation 49(1)(b)(ii): revoked, on 16 May 2002, by regulation 27 of the Electoral Amendment Regulations (No 2) 2002 (SR 2002/96).

Regulation 49(2)(a): amended, on 11 March 2020, by section 23 of the Electoral Amendment Act 2020 (2020 No 2).

Regulation 49(2)(b): amended, on 11 March 2020, by section 23 of the Electoral Amendment Act 2020 (2020 No 2).

Regulation 49(2)(d): amended, on 20 December 2025, by section 156 of the Electoral Amendment Act 2025 (2025 No 82).

Regulation 49(3)(a): amended, on 11 March 2020, by section 23 of the Electoral Amendment Act 2020 (2020 No 2).

Regulation 49(3)(b): amended, on 11 March 2020, by section 23 of the Electoral Amendment Act 2020 (2020 No 2).

Regulation 49(3)(d): amended, on 20 December 2025, by section 156 of the Electoral Amendment Act 2025 (2025 No 82).

Regulation 49(4): substituted, on 1 October 2010, by section 32(2)(c) of the Electoral (Administration) Amendment Act 2010 (2010 No 26).

Regulation 49(5): amended, on 1 October 2010, by section 32(1)(c) of the Electoral (Administration) Amendment Act 2010 (2010 No 26).

50 Overseas special votes received in time

- (1) This regulation applies to every envelope containing a special vote issued under this Part that is received by the Returning Officer for the district for which the vote was issued—
 - (a) before the close of the poll; or
 - (b) after the close of the poll but not later than 7 pm of the tenth day following polling day marked under regulation 48(1) or (5) with the official mark of—
 - (i) an Overseas Returning Officer; or
 - (ii) an Overseas Issuing Officer; or
 - (iii) a Returning Officer in New Zealand; or
 - (iv) the Electoral Commission; or
 - (c) after the close of the poll but not later than 7 pm of the tenth day following polling day marked under regulation 48B(d) with the official mark of the Electoral Commission.
- (2) This regulation also applies to every envelope containing a special vote issued under this Part that is received by the Electoral Commission from a Returning Officer under regulation 48(4)(b)—
 - (a) before the close of the poll; or
 - (b) after the close of the poll but not later than 7pm on the tenth day following polling day and marked under regulation 48(1).
- (3) This regulation also applies to every envelope containing a special vote issued under this Part that is marked by an Electoral Commissioner or electoral official—
 - (a) under regulation 48(5), and placed in a box or receptacle in accordance with regulation 48(7)(b):
 - (b) *[Revoked]*

- (c) under regulation 48B(d), and placed in a box or receptacle in accordance with subparagraph (ii) of that paragraph.
- (4) Regulations 32, 33, and 35 to 42 apply in respect of an envelope described in subclause (1), (2), or (3), and all references in those regulations to a Returning Officer must be read as references also to an Electoral Commissioner or electoral official.
- (5) After extracting from an envelope a declaration form completed by a member of the New Zealand Defence Force, the Returning Officer, Electoral Commissioner, or electoral official (as the case may be) must—
 - (a) securely attach the envelope to the declaration form; and
 - (b) take the action required under regulation 52 (and for this purpose references in that regulation to a Returning Officer must be read as references also to an Electoral Commissioner or electoral official).

Regulation 50(1): replaced, on 1 June 2014, by regulation 20 of the Electoral Amendment Regulations 2014 (LI 2014/122).

Regulation 50(1)(c): amended, on 1 October 2022, by regulation 21(1) of the Electoral Amendment Regulations (No 2) 2022 (SL 2022/247).

Regulation 50(2): replaced, on 27 July 2020, by regulation 14 of the Electoral Amendment Regulations 2020 (LI 2020/122).

Regulation 50(3): inserted, on 27 July 2020, by regulation 14 of the Electoral Amendment Regulations 2020 (LI 2020/122).

Regulation 50(3)(b): revoked, on 1 October 2022, by regulation 21(2) of the Electoral Amendment Regulations (No 2) 2022 (SL 2022/247).

Regulation 50(4): inserted, on 27 July 2020, by regulation 14 of the Electoral Amendment Regulations 2020 (LI 2020/122).

Regulation 50(5): inserted, on 27 July 2020, by regulation 14 of the Electoral Amendment Regulations 2020 (LI 2020/122).

51 Overseas special votes received late

- (1) This regulation applies in respect of every envelope appearing to contain a special vote issued under this Part and to which regulation 50 does not apply.
- (2) The Returning Officer for the district for which the vote was issued, an Electoral Commissioner, or an electoral official (as the case may be) must—
 - (a) extract the declaration form from the envelope; and
 - (b) disallow the vote; and
 - (c) set the envelope aside without opening it or any compartment labelled “BALLOT AND/OR VOTING PAPERS”; and
 - (d) write across both the declaration form and the envelope “Disallowed, received late”.
- (3) Regulations 35 to 42 apply in respect of the envelope and all references in those regulations to a Returning Officer must be read as references also to an Electoral Commissioner or electoral official.

Regulation 51: replaced, on 27 July 2020, by regulation 15 of the Electoral Amendment Regulations 2020 (LI 2020/122).

Regulation 51(2)(c): replaced, on 1 October 2022, by regulation 22 of the Electoral Amendment Regulations (No 2) 2022 (SL 2022/247).

52 Allowance or disallowance of votes of members of Defence Force

- (1) The Returning Officer for the district in respect of which a special vote has been cast in an election by a member of the Defence Force must allow the special vote if—
 - (a) the member of the Defence Force has made a declaration that the Returning Officer is satisfied establishes the member's right to vote in the Returning Officer's district at the election, and has signed that declaration; and
 - (b) a witness has signed the declaration, or the Returning Officer is otherwise satisfied that the declaration was signed by the member before a witness.
- (2) If a special vote cast by a member of the Defence Force is not allowed under subclause (1), the Returning Officer must disallow the special vote.

Regulation 52: replaced, on 11 March 2020, by section 24 of the Electoral Amendment Act 2020 (2020 No 2).

Part 4

Voting from Tokelau, Campbell Island, Raoul Island, Pitt Island, Ross Dependency, vessels, offshore installations, remote islands administered by Department of Conservation, and remote locations overseas

Part 4: substituted, on 16 May 2002, by regulation 29 of the Electoral Amendment Regulations (No 2) 2002 (SR 2002/96).

Part 4 heading: amended, on 1 October 2022, by regulation 23 of the Electoral Amendment Regulations (No 2) 2022 (SL 2022/247).

Part 4 heading: amended, on 23 June 2017, by regulation 6 of the Electoral Amendment Regulations 2017 (LI 2017/83).

53 Application of Part

This Part applies to—

- (a) voters on Tokelau, Campbell Island, Raoul Island, Pitt Island, and the Ross Dependency; and
- (b) voters on vessels who during the period beginning with the close of nominations and ending with the close of the poll have not had reasonable access to voting facilities; and
- (ba) voters on offshore installations; and

- (bb) voters on remote islands administered by the Department of Conservation; and
- (c) voters who—
 - (i) are overseas during the period between nomination day and polling day; and
 - (ii) by reason of their remote location, have had no access at any time during that period to special voting facilities other than those provided by this Part.

Regulation 53: substituted, on 16 May 2002, by regulation 29 of the Electoral Amendment Regulations (No 2) 2002 (SR 2002/96).

Regulation 53(a): replaced, on 1 October 2022, by regulation 24(1) of the Electoral Amendment Regulations (No 2) 2022 (SL 2022/247).

Regulation 53(b): replaced, on 1 October 2022, by regulation 24(1) of the Electoral Amendment Regulations (No 2) 2022 (SL 2022/247).

Regulation 53(ba): inserted, on 23 June 2017, by regulation 7(2) of the Electoral Amendment Regulations 2017 (LI 2017/83).

Regulation 53(ba): amended, on 1 October 2022, by regulation 24(2) of the Electoral Amendment Regulations (No 2) 2022 (SL 2022/247).

Regulation 53(bb): inserted, on 23 June 2017, by regulation 7(2) of the Electoral Amendment Regulations 2017 (LI 2017/83).

Regulation 53(bb): amended, on 1 October 2022, by regulation 24(2) of the Electoral Amendment Regulations (No 2) 2022 (SL 2022/247).

Regulation 53(c): amended, on 1 October 2022, by regulation 24(2) of the Electoral Amendment Regulations (No 2) 2022 (SL 2022/247).

54 Electoral Commission may appoint Issuing Officers

- (1) The Electoral Commission may appoint 1 or more Issuing Officers to issue ballot papers to special voters to whom this Part applies.
- (2) Every Issuing Officer must, before entering into the duties of office, declare that he or she will comply with section 203.
- (3) The declaration must—
 - (a) be in a form that the Electoral Commission has approved; and
 - (b) be witnessed as specified in the form.

Regulation 54: replaced, on 1 June 2014, by regulation 21 of the Electoral Amendment Regulations 2014 (LI 2014/122).

Regulation 54(2): replaced, on 21 March 2017, by section 114 of the Electoral Amendment Act 2017 (2017 No 9).

Regulation 54(3): inserted, on 21 March 2017, by section 114 of the Electoral Amendment Act 2017 (2017 No 9).

55 Electoral Commission to forward special voting papers to Issuing Officers

- (1) In the case of a general election, the Electoral Commission, or an electoral official on behalf of the Electoral Commission, must forward to every Issuing Officer the required number of copies of the following:

- (a) special ballot papers in form 14; and
 - (b) party lists in accordance with regulation 18; and
 - (c) declarations in a form that the Electoral Commission has approved for use by special voters under this Part; and
 - (d) any voting papers required to be issued under any enactment.
- (2) In the case of a by-election, the Electoral Commission, or a person authorised by the Electoral Commission to do so, must forward to every Issuing Officer the required number of copies of the following:
- (a) special ballot papers in form 15; and
 - (b) declarations in a form that the Electoral Commission has approved for use by special voters under this Part or Part 4; and
 - (c) any voting papers required to be issued under any enactment.
- (3) If it appears to the Electoral Commission that the copies of the documents referred to in subclause (1) or (2) may not reach an Issuing Officer within the time allowed for the issue of special votes, the Electoral Commission may send those documents to the Issuing Officer electronically.

Regulation 55: replaced, on 1 June 2014, by regulation 21 of the Electoral Amendment Regulations 2014 (LI 2014/122).

Regulation 55(1)(c): replaced, on 23 June 2017, by regulation 8(1) of the Electoral Amendment Regulations 2017 (LI 2017/83).

Regulation 55(1)(c): amended, on 1 October 2022, by regulation 25(1) of the Electoral Amendment Regulations (No 2) 2022 (SL 2022/247).

Regulation 55(2)(b): replaced, on 23 June 2017, by regulation 8(2) of the Electoral Amendment Regulations 2017 (LI 2017/83).

Regulation 55(3): amended, on 1 October 2022, by regulation 25(2) of the Electoral Amendment Regulations (No 2) 2022 (SL 2022/247).

56 Issue of special voting papers by Issuing Officers

- (1) Following receipt of documents under regulation 55, the Issuing Officer may issue those documents to special voters.
- (2) The issue of documents under subclause (1) must be—
- (a) in accordance with Part 2; and
 - (b) after the close of nominations; and
 - (c) completed before 4 pm New Zealand time on the Thursday before polling day.
- (3) If the Issuing Officer will be forwarding the vote of a special voter electronically to the Electoral Commission under regulation 61, the Issuing Officer must issue to the special voter together with the documents referred to in subclause (1) a consent form in a form that the Electoral Commission has approved.

Regulation 56: replaced, on 1 June 2014, by regulation 21 of the Electoral Amendment Regulations 2014 (LI 2014/122).

Regulation 56(3): amended, on 1 October 2022, by regulation 26 of the Electoral Amendment Regulations (No 2) 2022 (SL 2022/247).

Regulation 56(3): amended, on 21 March 2017, by section 114 of the Electoral Amendment Act 2017 (2017 No 9).

57 Electoral Commission may issue special voting papers to special voters

- (1) If an Issuing Officer is not able to issue documents to a special voter under regulation 56, the Electoral Commission may, on the request of the special voter, issue directly to the special voter in accordance with Part 2 each of the documents referred to in regulation 55(1) or (2), as the case may be.
- (2) The documents may be issued to the special voter under subclause (1)—
 - (a) electronically; or
 - (b) by post, if it is impracticable to issue them electronically; or
 - (c) by dictation, if—
 - (i) either—
 - (A) it is impracticable to issue them by the method specified in paragraph (a) or (b); or
 - (B) the special voter has a disability; and
 - (ii) the request of the special voter to issue a vote by dictation is made no later than noon New Zealand time on polling day.
- (3) A copy of the official mark of the Electoral Commission must be on every ballot paper and every declaration issued under this regulation.
- (4) For the purposes of subclause (2)(a), documents are issued electronically if those documents are able to be—
 - (a) accessed by electronic means, including (without limitation) by means of remote log-on access; and
 - (b) readily inspected and reproduced in a useable form.
- (5) In this regulation, **disability**, in relation to a special voter, means the voter is—
 - (a) blind; or
 - (b) partially blind and is unable to mark the ballot paper without assistance; or
 - (c) has another physical disability and is unable to mark the ballot paper without assistance.

Regulation 57: replaced, on 1 June 2014, by regulation 21 of the Electoral Amendment Regulations 2014 (LI 2014/122).

Regulation 57(2): replaced, on 1 October 2022, by regulation 27(1) of the Electoral Amendment Regulations (No 2) 2022 (SL 2022/247).

Regulation 57(5): inserted, on 1 October 2022, by regulation 27(2) of the Electoral Amendment Regulations (No 2) 2022 (SL 2022/247).

58 Dictation of special votes

- (1) If the Electoral Commission grants a request under regulation 57(2)(d) to issue a vote by dictation, the Electoral Commission must make any arrangements that the Electoral Commission considers to be necessary for the issue and receipt of special votes by dictation, including—
 - (a) arrangements for the votes to be made by—
 - (i) radio telephone; or
 - (ii) any other means that the Electoral Commission may approve; and
 - (b) to the extent possible, arrangements to preserve the secrecy of the ballot; and
 - (c) arrangements to ensure votes are accurately recorded on ballot papers; and
 - (d) arrangements for the envelopes containing special votes recorded under this regulation to be marked with the Electoral Commission's official mark and then to be—
 - (i) forwarded to the Returning Officer for the district for which the vote was issued; or
 - (ii) placed in a box or receptacle that is specially provided for the votes of special voters.
- (2) A special vote by dictation must be received by the Electoral Commission by 7 pm New Zealand time on polling day (the **deadline**).
- (3) To avoid doubt, a voter who is voting by dictation at the deadline is entitled to complete dictating his or her vote.

Regulation 58: replaced, on 1 June 2014, by regulation 21 of the Electoral Amendment Regulations 2014 (LI 2014/122).

Regulation 58(1)(d): replaced, on 27 July 2020, by regulation 16 of the Electoral Amendment Regulations 2020 (LI 2020/122).

Regulation 58(2): amended, on 23 June 2017, by regulation 10 of the Electoral Amendment Regulations 2017 (LI 2017/83).

58A Electronic issue of ballot papers, etc

[Revoked]

Regulation 58A: revoked, on 1 June 2014, by regulation 21 of the Electoral Amendment Regulations 2014 (LI 2014/122).

59 Return of special votes

- (1) A special voter to whom documents referred to in regulation 55(1) or (2) have been issued, other than by dictation under regulation 57(2)(d), may, after voting in the manner prescribed for special voters in Part 2, arrange for the ballot paper, any voting papers, and the declaration to be delivered—
 - (a) by hand, in an envelope, to the Issuing Officer; or

- (b) by post, in an envelope, to—
 - (i) a Returning Officer in New Zealand; or
 - (ii) the Electoral Commission; or
 - (c) *[Revoked]*
 - (d) by electronic transmission to the Electoral Commission, if for the particular election a system allowing secure electronic transmission is made available by the Electoral Commission.
- (2) A special voter may complete and attach to an envelope delivered under subclause (1)(a) a consent form in a form that the Electoral Commission has approved.
- (3) An envelope delivered by hand under subclause (1)(a) must be received by the Issuing Officer by 4 pm local time on the day before polling day.
- (4) An envelope delivered by post under subclause (1)(b) must be—
- (a) postmarked or date-stamped before polling day; and
 - (b) received by the Returning Officer in New Zealand, or the Electoral Commission, not later than noon New Zealand time on the ninth day after polling day.
- (5) A ballot paper, any voting papers and a declaration delivered electronically under subclause (1)(d) must be received by the Electoral Commission before the close of the poll.

Regulation 59: replaced, on 1 June 2014, by regulation 21 of the Electoral Amendment Regulations 2014 (LI 2014/122).

Regulation 59(1)(c): revoked, on 1 October 2022, by regulation 28(1) of the Electoral Amendment Regulations (No 2) 2022 (SL 2022/247).

Regulation 59(2): amended, on 21 March 2017, by section 114 of the Electoral Amendment Act 2017 (2017 No 9).

Regulation 59(4): replaced, on 27 July 2020, by regulation 17 of the Electoral Amendment Regulations 2020 (LI 2020/122).

Regulation 59(5): amended, on 1 October 2022, by regulation 28(2) of the Electoral Amendment Regulations (No 2) 2022 (SL 2022/247).

60 Receipt of special votes by hand or post

- (1) An Issuing Officer who receives, in accordance with regulation 59(3), an envelope containing a special vote that is delivered by hand under regulation 59(1)(a) must immediately—
- (a) endorse on the envelope particulars of the place at which, and the time and date on which, he or she receives the envelope; and
 - (b) mark the envelope with his or her official mark.
- (2) An Issuing Officer who receives, otherwise than in accordance with regulation 59(3), an envelope containing a special vote that is delivered by hand under regulation 59(1)(a) must immediately—

- (a) mark the envelope “Received late”; and
 - (b) mark the envelope with his or her official mark; and
 - (c) sign the envelope.
- (3) Immediately after dealing with the envelope in accordance with subclause (1) or (2), the Issuing Officer must—
 - (a) post or forward the envelope to the Returning Officer for the district for which the vote was issued; or
 - (b) forward the contents of the envelope by electronic transmission to the Electoral Commission in accordance with regulation 61(2).
- (4) A Returning Officer in New Zealand who receives, in accordance with the requirements of regulation 59(4), an envelope containing a special vote that is delivered by post under regulation 59(1)(b)(i) must immediately mark the envelope with his or her official mark.
- (5) A Returning Officer in New Zealand who receives, otherwise than in accordance with the requirements of regulation 59(4), an envelope containing a special vote that is delivered by post under regulation 59(1)(b)(i) must immediately—
 - (a) mark the envelope “Received late”; and
 - (b) mark the envelope with his or her official mark; and
 - (c) sign the envelope.
- (6) Immediately after marking an envelope in accordance with subclause (4) or (5), a Returning Officer in New Zealand, if that officer is not the Returning Officer for the district for which the vote was issued, must post or forward the envelope to—
 - (a) the Returning Officer for the district for which the vote was issued; or
 - (b) the Electoral Commission.
- (6A) Immediately after marking an envelope in accordance with subclause (4) or (5), a Returning Officer in New Zealand, if that officer is the Returning Officer for the district in which the vote was issued, may post or forward the envelope to the Electoral Commission.
- (7) An Electoral Commissioner or electoral official who, on behalf of the Electoral Commission, receives, in accordance with the requirements of regulation 59(4), an envelope containing a special vote that is delivered by post under regulation 59(1)(b)(ii) must immediately mark the envelope with the Electoral Commission’s official mark.
- (8) An Electoral Commissioner or electoral official who, on behalf of the Electoral Commission, receives, otherwise than in accordance with the requirements of regulation 59(4), an envelope containing a special vote that is delivered by post under regulation 59(1)(b)(ii) must immediately—
 - (a) mark the envelope “Received late”; and

- (b) mark the envelope with the Electoral Commission’s official mark; and
 - (c) sign the envelope on behalf of the Electoral Commission.
- (9) After marking the envelope in accordance with subclause (7) or (8), the Electoral Commissioner or electoral official must immediately—
 - (a) arrange for the envelope to be posted or forwarded to the Returning Officer for the district for which the vote was issued; or
 - (b) place the envelope in a box or receptacle that is specially provided for the votes of special voters.

Regulation 60: replaced, on 1 June 2014, by regulation 21 of the Electoral Amendment Regulations 2014 (LI 2014/122).

Regulation 60(3)(b): amended, on 1 October 2022, by regulation 29 of the Electoral Amendment Regulations (No 2) 2022 (SL 2022/247).

Regulation 60(6): replaced, on 27 July 2020, by regulation 18(1) of the Electoral Amendment Regulations 2020 (LI 2020/122).

Regulation 60(6A): inserted, on 27 July 2020, by regulation 18(1) of the Electoral Amendment Regulations 2020 (LI 2020/122).

Regulation 60(9): replaced, on 27 July 2020, by regulation 18(2) of the Electoral Amendment Regulations 2020 (LI 2020/122).

61 Issuing Officer may forward special votes electronically

- (1) If an Issuing Officer considers that it is doubtful whether forwarding an envelope containing a special vote under regulation 60(3)(a) will reach the Returning Officer by 7 pm on the tenth day following polling day, the Issuing Officer must, if a completed consent form in a form that the Electoral Commission has approved is attached to that envelope, deal with that envelope in accordance with this regulation.
- (2) If the Issuing Officer is satisfied that no other person is present, the Issuing Officer must, before the close of the poll, take each envelope required to be dealt with under this regulation and do the following:
 - (a) extract the declaration form from each envelope or the declaration compartment of each envelope, write the consecutive number from the declaration form on the outside of that envelope, and forward the declarations by electronic transmission to the Electoral Commission; and
 - (b) replace each declaration in the corresponding envelope or the declaration compartment of the corresponding envelope, together with the consent form in a form that the Electoral Commission has approved; and
 - (c) extract the ballot paper and any voting papers from each envelope or the compartment of each envelope marked “BALLOT AND/OR VOTING PAPERS”, remove any gummed paper covering the consecutive number on the ballot paper and any voting papers, and forward the ballot papers and any voting papers to the Electoral Commission electronically; and

- (d) replace each ballot paper and any voting paper in the corresponding envelope or the compartment of the corresponding envelope marked “BALLOT AND/OR VOTING PAPERS”; and
- (e) reseal each envelope or each compartment of the envelope; and
- (f) endorse on the envelope the words “Opened and forwarded under Part 4 of the Electoral Regulations 1996”, and sign and date that endorsement.

Regulation 61: replaced, on 1 June 2014, by regulation 21 of the Electoral Amendment Regulations 2014 (LI 2014/122).

Regulation 61 heading: amended, on 1 October 2022, by regulation 30(1) of the Electoral Amendment Regulations (No 2) 2022 (SL 2022/247).

Regulation 61(1): amended, on 21 March 2017, by section 114 of the Electoral Amendment Act 2017 (2017 No 9).

Regulation 61(2)(a): replaced, on 1 October 2022, by regulation 30(2) of the Electoral Amendment Regulations (No 2) 2022 (SL 2022/247).

Regulation 61(2)(b): replaced, on 1 October 2022, by regulation 30(2) of the Electoral Amendment Regulations (No 2) 2022 (SL 2022/247).

Regulation 61(2)(c): replaced, on 1 October 2022, by regulation 30(2) of the Electoral Amendment Regulations (No 2) 2022 (SL 2022/247).

Regulation 61(2)(d): replaced, on 1 October 2022, by regulation 30(2) of the Electoral Amendment Regulations (No 2) 2022 (SL 2022/247).

Regulation 61(2)(e): replaced, on 1 October 2022, by regulation 30(2) of the Electoral Amendment Regulations (No 2) 2022 (SL 2022/247).

61A Votes may be returned electronically if secure transmission available

[Revoked]

Regulation 61A: revoked, on 1 June 2014, by regulation 21 of the Electoral Amendment Regulations 2014 (LI 2014/122).

61B Issuing Officer may forward special votes electronically or by facsimile

[Revoked]

Regulation 61B: revoked, on 1 June 2014, by regulation 21 of the Electoral Amendment Regulations 2014 (LI 2014/122).

62 Receipt of special votes by facsimile

[Revoked]

Regulation 62: revoked, on 1 October 2022, by regulation 31 of the Electoral Amendment Regulations (No 2) 2022 (SL 2022/247).

63 Receipt of special votes by electronic transmission

- (1) This section applies if an Electoral Commissioner, or electoral official on behalf of the Electoral Commission, receives ballot papers, voting papers, and declarations by electronic transmission—
 - (a) under regulation 59(1)(d) in accordance with regulation 59(5); or
 - (b) under regulation 61.

- (2) An Electoral Commissioner or electoral official on behalf of the Electoral Commission must immediately—
- (a) print the ballot paper, any voting papers, and the declaration; and
 - (b) ensure that particulars of the time and date of receipt of the ballot papers, voting papers, and declarations at the Electoral Commission are endorsed on those papers; and
 - (c) after taking all reasonable steps to preserve the secrecy of the ballot,—
 - (i) place the ballot paper, any voting papers, and the declaration in an appropriate special voter envelope or appropriate compartments of a special voter envelope, mark the envelope with the Electoral Commission’s official mark, and then arrange for the envelope to be posted or forwarded to the Returning Officer for the district for which the vote was issued; or
 - (ii) place the ballot paper, any voting papers, and the declaration in a box or receptacle that is specially provided for the votes of special voters and then deal with all papers in accordance with regulations 34 to 42 with any necessary modifications (including that the references in those regulations to a Returning Officer must be read as references to an Electoral Commissioner or electoral official).
 - (d) *[Revoked]*
 - (e) *[Revoked]*

Regulation 63: replaced, on 1 June 2014, by regulation 21 of the Electoral Amendment Regulations 2014 (LI 2014/122).

Regulation 63(2)(c): replaced, on 1 October 2022, by regulation 32 of the Electoral Amendment Regulations (No 2) 2022 (SL 2022/247).

Regulation 63(2)(d): revoked, on 1 October 2022, by regulation 32 of the Electoral Amendment Regulations (No 2) 2022 (SL 2022/247).

Regulation 63(2)(e): revoked, on 1 October 2022, by regulation 32 of the Electoral Amendment Regulations (No 2) 2022 (SL 2022/247).

63A Special votes under this Part received in time

- (1) This regulation applies to every envelope containing a special vote issued under this Part that is received by the Returning Officer for the district for which the vote was issued—
- (a) before the close of the poll; or
 - (b) after the close of the poll but not later than 7 pm on the tenth day following polling day—
 - (i) marked under regulation 60(1)(b) with the official mark of an Issuing Officer; or
 - (ii) marked under regulation 60(4) with the official mark of a Returning Officer in New Zealand; or

- (iii) marked under regulation 60(7) or 63(2)(d) with the official mark of the Electoral Commission.
- (2) This regulation also applies to every envelope containing a special vote issued under this Part that is received by the Electoral Commission from a Returning Officer under regulation 60(6)(b)—
 - (a) before the close of the poll; or
 - (b) after the close of the poll but not later than 7pm on the tenth day following polling day and marked under regulation 60(4).
- (3) This regulation also applies to every envelope containing a special vote issued under this Part that is marked by an Electoral Commissioner or electoral official—
 - (a) under arrangements made pursuant to regulation 58(1)(d), and placed in a box or receptacle in accordance with subparagraph (ii) of that paragraph:
 - (b) under regulation 60(7), and placed in a box or receptacle in accordance with regulation 60(9)(b):
 - (c) *[Revoked]*
 - (d) under regulation 63(2)(d), and placed in a box or receptacle in accordance with regulation 63(2)(e)(ii).
- (4) Regulations 32, 33, and 35 to 42 apply in respect of an envelope described in subclauses (1), (2), and (3), and all references in those regulations to a Returning Officer must be read as references also to an Electoral Commissioner or electoral official.

Regulation 63A: inserted, on 1 June 2014, by regulation 21 of the Electoral Amendment Regulations 2014 (LI 2014/122).

Regulation 63A(1)(b)(iii): amended, on 1 October 2022, by regulation 33(1) of the Electoral Amendment Regulations (No 2) 2022 (SL 2022/247).

Regulation 63A(2): replaced, on 27 July 2020, by regulation 21 of the Electoral Amendment Regulations 2020 (LI 2020/122).

Regulation 63A(3): inserted, on 27 July 2020, by regulation 21 of the Electoral Amendment Regulations 2020 (LI 2020/122).

Regulation 63A(3)(c): revoked, on 1 October 2022, by regulation 33(2) of the Electoral Amendment Regulations (No 2) 2022 (SL 2022/247).

Regulation 63A(4): inserted, on 27 July 2020, by regulation 21 of the Electoral Amendment Regulations 2020 (LI 2020/122).

64 Special votes under this Part received late

- (1) This regulation applies to every envelope appearing to contain a special vote issued under this Part to which regulation 63A does not apply.
- (2) The Returning Officer for the district for which the vote was issued, Electoral Commission, Electoral Commissioner, or electoral official (as the case may be) must—

- (a) extract the declaration form; and
 - (b) disallow the vote; and
 - (c) set the envelope aside without opening it or any compartment labelled “BALLOT AND/OR VOTING PAPERS”; and
 - (d) write across both the declaration form and the envelope “Disallowed, received late”.
- (3) Regulations 39, 40, and 42 apply in respect of votes disallowed under sub-clause (2).

Regulation 64: replaced, on 1 June 2014, by regulation 21 of the Electoral Amendment Regulations 2014 (LI 2014/122).

Regulation 64(2): amended, on 27 July 2020, by regulation 22 of the Electoral Amendment Regulations 2020 (LI 2020/122).

Regulation 64(2)(c): replaced, on 1 October 2022, by regulation 34 of the Electoral Amendment Regulations (No 2) 2022 (SL 2022/247).

64A Parcels of unused and spoilt ballot and voting and other papers

- (1) Immediately after polling day for a general election, the Issuing Officer must—
- (a) make up into separate parcels—
 - (i) all unused ballot papers and all unused voting papers and all unused declarations; and
 - (ii) all spoilt ballot papers and all spoilt voting papers and all spoilt declarations; and
 - (iii) any other papers; and
 - (iv) all envelopes dealt with in accordance with regulation 61; and
 - (b) mark each parcel made up under paragraph (a) to show the nature of its contents; and
 - (c) post or forward the parcels to the Electoral Commission as soon as practicable.
- (2) Immediately after polling day for a by-election, the Issuing Officer must—
- (a) retain in secure storage all unused ballot papers and voting papers and all other unused papers held by the Issuing Officer for the purposes of the Act; and
 - (b) make up into separate parcels—
 - (i) all unused ballot papers and all unused declarations; and
 - (ii) all spoilt ballot papers and all spoilt declarations; and
 - (iii) any other papers; and
 - (iv) all envelopes dealt with in accordance with regulation 61; and
 - (c) mark each parcel made up under paragraph (b) to show the nature of its contents; and

- (d) post or forward the parcels to the Electoral Commission as soon as practicable.
- (3) An Electoral Commissioner, on behalf of the Electoral Commission, must—
 - (a) enclose in 1 or more parcels the parcels received by the Electoral Commission in accordance with this regulation (except the parcels containing only unused papers); and
 - (b) properly secure the parcels; and
 - (c) endorse each parcel with a description of its contents; and
 - (d) sign the endorsement and immediately forward the parcels to the Clerk of the House of Representatives.
- (4) The Clerk of the House of Representatives must immediately give or send to the Electoral Commission a signed receipt for the parcels.

Regulation 64A: inserted, on 16 May 2002, by regulation 29 of the Electoral Amendment Regulations (No 2) 2002 (SR 2002/96).

Regulation 64A(1)(a)(i): amended, on 11 March 2020, by section 25 of the Electoral Amendment Act 2020 (2020 No 2).

Regulation 64A(1)(a)(ii): amended, on 11 March 2020, by section 25 of the Electoral Amendment Act 2020 (2020 No 2).

Regulation 64A(1)(a)(iv): amended, on 1 June 2014, by regulation 22(1) of the Electoral Amendment Regulations 2014 (LI 2014/122).

Regulation 64A(1)(c): amended, on 1 October 2010, by section 32(1)(c) of the Electoral (Administration) Amendment Act 2010 (2010 No 26).

Regulation 64A(2)(b)(i): amended, on 11 March 2020, by section 25 of the Electoral Amendment Act 2020 (2020 No 2).

Regulation 64A(2)(b)(ii): amended, on 11 March 2020, by section 25 of the Electoral Amendment Act 2020 (2020 No 2).

Regulation 64A(2)(b)(iv): amended, on 1 June 2014, by regulation 22(2) of the Electoral Amendment Regulations 2014 (LI 2014/122).

Regulation 64A(2)(d): amended, on 1 October 2010, by section 32(1)(c) of the Electoral (Administration) Amendment Act 2010 (2010 No 26).

Regulation 64A(3): amended, on 1 October 2010, by section 32(2)(c) of the Electoral (Administration) Amendment Act 2010 (2010 No 26).

Regulation 64A(3)(a): amended, on 1 October 2010, by section 32(1)(c) of the Electoral (Administration) Amendment Act 2010 (2010 No 26).

Regulation 64A(4): amended, on 1 October 2010, by section 32(1)(c) of the Electoral (Administration) Amendment Act 2010 (2010 No 26).

Part 5

General provisions

65 Scrutineers' lists of persons who have voted

- (1) During the hours of polling, any scrutineer in a polling place may from time to time, from information supplied by the manager of a polling place, prepare lists

or marked copies of the roll to show the names and roll numbers of persons who have voted, and send any such list or copy out of the polling place.

- (2) Any person may from time to time enter any polling place for the purpose of receiving and taking away any such list or copy. No such person shall—
 - (a) communicate with any voter in the polling place; or
 - (b) communicate with any scrutineer in the polling place except for the purpose of receiving and taking away any such list or copy.
- (3) Nothing in this regulation affects the duties or powers of the manager of a polling place under section 194 of the Act.
- (4) In this regulation, **polling place** includes an advance polling place.

Regulation 65(1): amended, on 16 May 2002, by regulation 30(1)(a) of the Electoral Amendment Regulations (No 2) 2002 (SR 2002/96).

Regulation 65(1): amended, on 16 May 2002, by regulation 30(1)(b) of the Electoral Amendment Regulations (No 2) 2002 (SR 2002/96).

Regulation 65(3): amended, on 16 May 2002, by regulation 30(2) of the Electoral Amendment Regulations (No 2) 2002 (SR 2002/96).

Regulation 65(4): inserted, on 20 December 2025, by section 157 of the Electoral Amendment Act 2025 (2025 No 82).

66 Interpreters

- (1) Interpreters designated under section 158(3)(b) of the Act are under the directions of the manager of the polling place.
- (2) Where it appears to a Returning Officer that an elector is unfamiliar with the English language, the Returning Officer shall, before calling on an interpreter, if present, for assistance, draw to the elector's attention a poster containing instructions, both in English and in languages other than English, on how to vote, which poster shall, for that purpose, be prominently displayed in a convenient position in each polling place.
- (3) If—
 - (a) no such poster is available; or
 - (b) the elector, having had the poster drawn to the elector's attention, still requires assistance because of the elector's lack of familiarity with the English language,—

the Returning Officer shall call on an interpreter, if present, to assist.

- (4) The Returning Officer shall, upon request by a candidate, supply the names of any interpreters appointed by the Returning Officer and the polling places in respect of which they have been appointed.

Regulation 66(1): substituted, on 16 May 2002, by regulation 31(1) of the Electoral Amendment Regulations (No 2) 2002 (SR 2002/96).

Regulation 66(2): amended, on 16 May 2002, by regulation 31(2) of the Electoral Amendment Regulations (No 2) 2002 (SR 2002/96).

Regulation 66(3): amended, on 16 May 2002, by regulation 31(2) of the Electoral Amendment Regulations (No 2) 2002 (SR 2002/96).

Regulation 66(4): amended, on 16 May 2002, by regulation 31(3) of the Electoral Amendment Regulations (No 2) 2002 (SR 2002/96).

67 Improved forms

Where any form prescribed by or referred to in these regulations is not available, a form may be improvised, and if the intention is clear it shall be accepted for all purposes under these regulations.

68 Offences

Every person commits an offence and shall be liable on conviction to a fine not exceeding \$1,000 or to imprisonment for a term not exceeding 3 months who—

- (a) improperly obtains or retains a special ballot paper or voting paper, or makes a false statement for the purpose of obtaining a special ballot paper or voting paper or who persuades or induces, or associates himself or herself with any person in persuading or inducing, any person to make such a false statement; or
- (b) being a person to whom an envelope containing or purporting to contain a special ballot paper is entrusted by a voter for the purpose of posting or delivering it to a Returning Officer or Issuing Officer, fails forthwith to post or deliver the envelope; or
- (c) in any manner delays the posting or delivery of any envelope containing or purporting to contain a special ballot paper; or
- (d) makes a false statement or declaration for the purposes of these regulations in relation to special voting; or
- (e) acts in contravention of or fails to comply in any respect with any of the provisions of these regulations relating to special voting.

Regulation 68: amended, on 1 July 2013, by section 413 of the Criminal Procedure Act 2011 (2011 No 81).

Regulation 68(b): amended, on 16 May 2002, by regulation 32 of the Electoral Amendment Regulations (No 2) 2002 (SR 2002/96).

69 Goods and services tax

The fees prescribed by these regulations are inclusive of goods and services tax under the Goods and Services Tax Act 1985.

70 Revocations

The regulations specified in Schedule 2 are hereby revoked.

Schedule 1

Forms

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Form 1
Enrolling to vote: Application
[Revoked]

r 3

Schedule 1 form 1: revoked, on 21 March 2017, by section 114 of the Electoral Amendment Act 2017 (2017 No 9).

Form 2
Application for registration of a mentally incapable person as a parliamentary
elector
[Revoked]

rr 3(1)(b), 7(5)(b)

Schedule 1 form 2: revoked, on 25 March 2014, by section 55(2) of the Electoral Amendment Act 2014 (2014 No 8).

Form 3
Notice of registration as an elector
[Revoked]

r 3(2)

Schedule 1 form 3: revoked, on 18 March 2002, by regulation 7(5) of the Electoral Amendment Regulations 2002 (SR 2002/56).

Form 4
Notice concerning exercise of Maori option
[Revoked]

r 4

Schedule 1 form 4: revoked, on 21 March 2017, by section 114 of the Electoral Amendment Act 2017 (2017 No 9).

Form 5
Roll revision and Maori option
[Revoked]

r 5

Schedule 1 form 5: revoked, on 18 March 2002, by regulation 7(5) of the Electoral Amendment Regulations 2002 (SR 2002/56).

Form 6
Enrolment inquiry
[Revoked]

r 4A

Schedule 1 form 6: revoked, on 21 March 2017, by section 114 of the Electoral Amendment Act 2017 (2017 No 9).

Form 7

Request by Registrar of Electors for confirmation of elector's new place of residence

[Revoked]

r 4B

Schedule 1 form 7: revoked, on 21 March 2017, by section 114 of the Electoral Amendment Act 2017 (2017 No 9).

Form 8

Parliamentary electoral roll: Change of electorate by mentally incapable person

[Revoked]

r 8(a)

Schedule 1 form 8: revoked, on 18 March 2002, by regulation 7(5) of the Electoral Amendment Regulations 2002 (SR 2002/56).

Form 9

Notification of death of person of or over the age of 17 years

[Revoked]

r 9

Schedule 1 form 9: revoked, on 18 March 2002, by regulation 7(5) of the Electoral Amendment Regulations 2002 (SR 2002/56).

Form 10

Notification to Registrar of Electors of intended marriage

[Revoked]

r 10(1)

Schedule 1 form 10: revoked, on 18 March 2002, by regulation 7(5) of the Electoral Amendment Regulations 2002 (SR 2002/56).

Form 11

Verification of particulars that may alter as a result of marriage

[Revoked]

r 10(2)

Schedule 1 form 11: revoked, on 18 March 2002, by regulation 7(5) of the Electoral Amendment Regulations 2002 (SR 2002/56).

Form 12

Notification of change of name by deed poll

[Revoked]

r 11(1)

Schedule 1 form 12: revoked, on 18 March 2002, by regulation 7(5) of the Electoral Amendment Regulations 2002 (SR 2002/56).

Form 13
Reminder to apply for registration
[Revoked]

r 11(3)

Schedule 1 form 13: revoked, on 18 March 2002, by regulation 7(5) of the Electoral Amendment Regulations 2002 (SR 2002/56).

rr 17(2), 21(1)(a), 43(2)(a), 55(1)(a)

1 As to the insertion of names of political parties, see ss 150(6)(d), 150(10), and 151 of the Act.
2 As to the insertion of the word “INDEPENDENT”, see s 150(8) of the Act.
* Not to be printed as part of the form.

Schedule 1 form 14 heading: amended, on 1 June 2014, by regulation 23(1) of the Electoral Amendment Regulations 2014 (LI 2014/122).

Form 15
Special ballot paper for by-election

rr 17(2)(b), 21(1)(b), 43(3)(a), 55(2)(a)




.....
[Declaration Number]

**Election of member of Parliament for the [insert name]
ELECTORATE**

Directions

Vote by putting a tick in the circle immediately before the name of the candidate you choose.


Vote Here

Vote for only one candidate

<input type="radio"/>	ARNOLD, Kristeena Wendy Jane LABOUR
<input type="radio"/>	BABBINGTON, Santaana NEW ZEALAND PARTY
<input type="radio"/>	CAPSTEEN, Timothy John Albert CITIZENS AGAINST POLITICAL PARTIES
<input type="radio"/>	CHRISTENSEN, Cristopher INDEPENDENT
<input type="radio"/>	HIGGINSON, Florence Joan McGILLICUDDY SERIOUS
<input type="radio"/>	NIGHTINGALE, Kenneth DEMOCRATS
<input type="radio"/>	O'SULLIVAN, Samantha NATIONAL
<input type="radio"/>	PHILLIPS, Joshua NEW LABOUR
<input type="radio"/>	SEARANKE, John MANA MOTUHAKE
<input type="radio"/>	SHAW, Denis IMPERIAL BRITISH CONSERVATIVE

Final Directions

1. If you spoil this ballot paper, return it to the officer who issued it and apply for a new ballot paper.

2. After voting, fold this ballot paper so that its contents cannot be seen and place it in that portion of the envelope provided marked "BALLOT AND/OR VOTING PAPERS" and seal it.

[Insert party logo (if registered) to the right of the name of the candidate.]

Notes*

- 1 As to the insertion of names of political parties, see ss 150(6)(d), 150(10), and 151 of the Act.
 - 2 As to the insertion of the word "INDEPENDENT", see s 150(8) of the Act.
- * Not to be printed as part of the form.

Schedule 1 form 15 heading: amended, on 1 June 2014, by regulation 23(2) of the Electoral Amendment Regulations 2014 (LI 2014/122).

Form 16

Declaration by voter before polling day where voter is on printed roll for that electorate

[Revoked]

rr 21(5)(a)(i), 25(1A)

Schedule 1 form 16: revoked, on 1 January 2011, by section 42(8) of the Electoral (Finance Reform and Advance Voting) Amendment Act 2010 (2010 No 137).

Form 17

Declaration by special voter where voter is present at issuing office or polling place or by tangata whenua voter

[Revoked]

rr 21(5)(a)(i), 22(3), 25(1A)

Schedule 1 form 17: revoked, on 21 March 2017, by section 114 of the Electoral Amendment Act 2017 (2017 No 9).

Form 18

Declaration by special voter where voter is not present at issuing office or polling place

[Revoked]

rr 21(5)(a)(i), 25(2)

Schedule 1 form 18: revoked, on 21 March 2017, by section 114 of the Electoral Amendment Act 2017 (2017 No 9).

Form 19

Declaration by resident or former resident of Campbell Island or Raoul Island

[Revoked]

rr 21(5)(a)(i), 25(2), 35(2)(b), 55(1)(c),
55(2)(b)

Schedule 1 form 19: revoked, on 21 March 2017, by section 114 of the Electoral Amendment Act 2017 (2017 No 9).

Form 20

Declaration by member of Defence Force applying to vote as a special voter

[Revoked]

rr 25(3), 43(2)(c), 43(3)(b), 45(2)(a),
55(1)(c), 55(2)(b)

Schedule 1 form 20: revoked, on 21 March 2017, by section 114 of the Electoral Amendment Act 2017 (2017 No 9).

Form 21

Declaration by special voter who is overseas or on fishing vessel

[Revoked]

rr 25(3), 43(2)(c), 43(3)(b), 45(2)(b),
55(1)(c), 55(2)(b)

Schedule 1 form 21: revoked, on 21 March 2017, by section 114 of the Electoral Amendment Act 2017 (2017 No 9).

Form 22

Consent by elector to special vote being forwarded electronically or by
facsimile to Electoral Commission

[Revoked]

rr 56(3), 59(2), 61

Schedule 1 form 22: revoked, on 21 March 2017, by section 114 of the Electoral Amendment Act 2017 (2017 No 9).

Form 23

Consent by elector to special vote being radioed to Chief Electoral Officer

[Revoked]

rr 56, 57, 60

Schedule 1 form 23: revoked, on 16 May 2002, by regulation 33(3) of the Electoral Amendment Regulations (No 2) 2002 (SR 2002/96).

Schedule 2

Regulations revoked

r 70

Electoral Regulations 1993 (SR 1993/142)

Electoral Regulations 1993, Amendment No 1 (SR 1993/269)

Electoral Regulations 1993, Amendment No 2 (SR 1993/393)

Electoral Regulations 1993, Amendment No 3 (SR 1994/151)

Electoral Regulations 1993, Amendment No 4 (SR 1996/11)

Schedule 3

Temporary provisions

[Revoked]

r 42A

Schedule 3: revoked, on 20 November 2020, by regulation 42A(5).

1 Application for special vote

[Revoked]

Schedule 3 clause 1: revoked, on 20 November 2020, by regulation 42A(5).

2 Declaration by special voter

[Revoked]

Schedule 3 clause 2: revoked, on 20 November 2020, by regulation 42A(5).

3 Voting by special voter

[Revoked]

Schedule 3 clause 3: revoked, on 20 November 2020, by regulation 42A(5).

4 Allowance or disallowance of votes by Returning Officer

[Revoked]

Schedule 3 clause 4: revoked, on 20 November 2020, by regulation 42A(5).

Marie Shroff,
Clerk of the Executive Council.

Issued under the authority of the Legislation Act 2019.
Date of notification in *Gazette*: 9 May 1996.

Notes

1 *General*

This is a consolidation of the Electoral Regulations 1996 that incorporates the amendments made to the legislation so that it shows the law as at its stated date.

2 *Legal status*

A consolidation is taken to correctly state, as at its stated date, the law enacted or made by the legislation consolidated and by the amendments. This presumption applies unless the contrary is shown.

Section 78 of the Legislation Act 2019 provides that this consolidation, published as an electronic version, is an official version. A printed version of legislation that is produced directly from this official electronic version is also an official version.

3 *Editorial and format changes*

The Parliamentary Counsel Office makes editorial and format changes to consolidations using the powers under subpart 2 of Part 3 of the Legislation Act 2019. See also PCO editorial conventions for consolidations.

4 *Amendments incorporated in this consolidation*

Electoral Amendment Act 2025 (2025 No 82): sections 143–157

Electoral Amendment Regulations (No 2) 2022 (SL 2022/247)

Electoral Amendment Regulations 2022 (SL 2022/141)

Electoral Amendment Regulations 2020 (LI 2020/122)

Electoral Amendment Act 2020 (2020 No 2): sections 19–25

Electoral Amendment Regulations 2017 (LI 2017/83)

Electoral Amendment Act 2017 (2017 No 9): section 114

Electoral Amendment Regulations 2014 (LI 2014/122)

Electoral Amendment Act 2014 (2014 No 8): sections 52–55

Electoral Amendment Regulations 2013 (SR 2013/41)

Criminal Procedure Act 2011 (2011 No 81): section 413

Electoral (Fees) Amendment Regulations 2011 (SR 2011/161)

Electoral (Finance Reform and Advance Voting) Amendment Act 2010 (2010 No 137): section 42

Electoral (Administration) Amendment Act 2010 (2010 No 26): section 32(1)(c), (2)(c)

Court Martial Act 2007 (2007 No 101): section 87

Electoral Amendment Regulations 2007 (SR 2007/260)

Electoral Amendment Regulations (No 2) 2002 (SR 2002/96)

Electoral Amendment Regulations 2002 (SR 2002/56)

Electoral Regulations 1996 (SR 1996/93): regulations 24C(6), 42A(5)

