ANGUILLA

REVISED REGULATIONS OF ANGUILLA

under

ELECTIONS ACT
R.S.A. c. E31

Showing the Law as at 31 December 2022

This Edition was prepared under the authority of the Revised Statutes and Regulations Act, R.S.A. c. R55 by the Attorney General as Law Revision Commissioner.

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ELECTION PETITION RULES *Revises: R.A. 23/2020, in force 30 April 2020*	R.R.A. E31-2 *(31/12/2022)*	41

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Revised Regulations of Anguilla: E31-1

ELECTIONS ACT (R.S.A. c. E31)

ELECTIONS REGISTRATION REGULATIONS

Note: These Regulations are enabled under section 103 of the Elections Act, R.S.A. c. E31. Transitional provision validating anything done under the Elections Registration Regulations 2020 (R.A 3/2020) from 4 March 2020 until 14 April 2020 omitted from the revised Regulations.

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ELECTIONS REGISTRATION REGULATIONS

Interpretation

1. (1) In these Regulations—

"building", in relation to a polling division, means—

(a) a public building in the polling division; or

(b) if no public building is located in the polling division, any building;

"interested persons" means the—

(a) witnesses that are permitted by the Supervisor of Elections to attend a hearing of a claim or objection in accordance with sections 23(4) and 24(2); and

(b) candidates contesting the election in the single member district to which the claim or objection relates;

"prescribed" means prescribed by the Governor.

(2) A reference to a preliminary list for a polling division is a reference—

(a) in the case of a preliminary list for an Electoral District that comprises one polling division, to the preliminary list for the Electoral District; and

(b) in the case of an Electoral District that comprises more than one polling division, to that part of a preliminary list that relates to a particular polling division.

(3) A person who is required to deliver a claim, notice of objection or other document to the electoral registration officer may effect delivery by leaving the document addressed to the electoral registration officer, or by causing it to be left at his office during office hours.

(4) A person who is required to deliver a notice or other document under the Act to a person other than the electoral registration officer, may effect delivery on the person by leaving the document, or by causing it to be left—

(a) at the address of the person as given by him for that purpose or as appearing on the relevant preliminary list or list of claimants; or

(b) if there is no such address, at his last known residence.

Administration of Central Electoral Office

2. (1) The Central Electoral Office shall be open during regular business hours Monday through Friday, except on public holidays.

(2) The Supervisor of Elections may—

(a) designate a Registration Officer as electoral registration officer, who shall, in addition to the powers and duties assigned to him by the Supervisor of Elections or under the Act or any other enactment, be responsible for the management of the Central Electoral Office; and

(b) appoint such staff as are necessary for the administration of the Central Electoral Office.

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Remuneration of officers

3. (1) Subject to subsection (2), the Supervisor of Elections shall be paid at the rate of $4,000 per month.

(2) Where there is an election, the Supervisor of Elections shall be paid—

(a) in relation to a general election, an amount arrived at when the following formula is applied—

$$A = 3 \times (PS \div 12)$$

where—

A = amount payable

PS = annual salary at the lowest step of a Permanent Secretary in the employment of the Government of Anguilla as shown in the Annual Estimates of Revenue and Expenditure as approved by the House of Assembly; or

(b) in relation to a by-election, an amount arrived at when the following formula is applied—

$$A = PS \div 12$$

where—

A = amount payable

PS = annual salary at the lowest step of a Permanent Secretary in the employment of the Government of Anguilla as shown in the Annual Estimates of Revenue and Expenditure as approved by the House of Assembly.

(3) An amount referred to in subsection (2) becomes payable on the day the Writ of Election is returned to the Governor.

(4) The following rates, or amounts, as the case may be, shall be paid to the officers below mentioned for their services in connection with the registration of voters or the holding of any election, as the case may be—

(a)	electoral registration officer	$2,000.00 per month
(b)	Clerk of the Central Electoral Office	$1,500.00 per month
(c)	a Returning Officer of an electoral district where the election was contested	$1,125.00
(d)	a Returning Officer of an electoral district where the election was uncontested	$ 565.00
(e)	a Presiding Officer	$1,050.00
(f)	a Poll Clerk	$ 600.00
(g)	a Tally Clerk	$ 150.00
(h)	a Typist for the typing of each name appearing on the official list of voters	$ 1.25 per name.

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(5) For exceptional reasons shown, the Governor may authorise a variation of the above rates in any particular case.

(6) If any amount is payable under this section to a person who is appointed to a public office other than one referred to in this section, that amount shall be payable as an allowance.

(7) For greater certainty, in any month when an amount referred to in subsection (2) is payable, that amount shall be paid instead of the rate referred to in subsection (1).

Travelling

4. For travelling in connection with an election or the registration of voters, officers shall be paid at the same rate that is payable to public officers for travel allowance.

Statement of candidature

5. (1) Any person who wishes to contest an election shall indicate to the Supervisor of Elections in writing whether he wishes to contest in the single member district or the single island wide district.

(2) Where candidates from the same political party contest an election, the secretary of the political party shall file with the Supervisor of Elections a certified joint statement made by such candidates according to Form 1 Schedule 1.

Symbols for ballot paper

6. (1) There shall be printed upon every ballot paper opposite the name of every candidate who has been allocated a symbol the appropriate symbol, being one of the symbols shown in Schedule 2.

(2) Notwithstanding subsection (1), where a candidate wishes to have a symbol allotted to him that is not included in the list of symbols shown in Schedule 2, he shall apply to the Supervisor of Elections in writing to have that symbol allotted to him.

Party symbol

7. The same symbol may be allotted to every candidate from the same political party, if so requested by that political party.

Allotment of symbols

8. Allotment of symbols shall be at the discretion of the Supervisor of Elections, but so far as possible he shall allot to each political party or individual candidate the symbol requested.

Form of list of voters

9. The names in each preliminary list of voters shall be arranged in alphabetical order on Form 2 Schedule 1 as determined by the Supervisor of Elections and shall be numbered consecutively beginning with the number one.

Continuous registration of voters

10. (1) A person—

(a) who is qualified or will be qualified on the next qualifying date to be registered as a voter in an Electoral District and who is not registered on the existing register of voters for that Electoral District; or

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(b) whose name appears on the existing register of voters for an Electoral District and who has changed his name, address or occupation but who remains qualified to be registered as a voter in that Electoral District;

may appear in person at the Central Electoral Office and submit to the electoral registration officer an application in Form 3 Schedule 2 of the Act, to be registered on the quarterly list of voters for the relevant Electoral District.

(2) A person whose name appears on the existing register of voters for an Electoral District and who has changed address and is ordinarily resident in an Electoral District other than the one in which he is registered may appear in person at the Central Electoral Office and submit to the electoral registration officer an application in Form 4 Schedule 2 of the Act, to be registered on the quarterly list of voters for the relevant Electoral District.

(3) The electoral registration officer may make inquiries and request and review documents that he considers necessary to determine whether on the next qualifying date the person referred to in subsection (1) or (2) is qualified or will be qualified to be registered as a voter in an Electoral District.

(4) When the electoral registration officer is satisfied that the person referred to in subsection (1) or (2) is qualified or will be qualified on the next qualifying date to be registered as a voter in an Electoral District, the electoral registration officer shall give to the person a certificate of provisional registration in Form 4 Schedule 1.

(5) The electoral registration officer shall enter on the quarterly list of voters for the relevant Electoral District, the name, address and occupation of a person to whom a certificate of provisional registration was given under subsection (4).

Form of quarterly lists

11. (1) The quarterly list of voters for each Electoral District shall be in Form 3 Schedule 1.

(2) The names in each quarterly list of voters shall be arranged in alphabetical order according to the surname of the voters and shall be numbered consecutively beginning with the number one.

Publication of quarterly lists

12. (1) The electoral registration officer shall publish the quarterly list of voters for each Electoral District not later than the 42nd day of every quarter of every year.

(2) In addition to any method of publication employed under subsection (1), the electoral registration officer shall post the quarterly list of voters for each Electoral District by affixing the list, together with a revision notice in Form 5 Schedule 1, to the Central Electoral Office and to 2 buildings in the Electoral District to which the list relates.

Register of voters and preliminary lists

13. (1) The electoral registration officer shall prepare the register of voters for each Electoral District on a quarterly basis in accordance with the Act.

(2) The electoral registration officer shall, on a quarterly basis, prepare a preliminary list of voters in Form 2 Schedule 1 of these Regulations, in accordance with the Act.

(3) The electoral registration officer shall publish the preliminary list of voters for each Electoral District not later than the 72nd day of every quarter.

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(4) In addition to any method of publication employed under subsection (3), the electoral registration officer shall post the preliminary list of voters for each Electoral District by affixing the list, together with a revision notice in Form 6 Schedule 1, to the Central Electoral Office and to 2 buildings in the Electoral District to which the list relates.

Forms to be available

14. The Supervisor of Elections shall make available at the places in each Electoral District directed by the Governor a sufficient number of copies of Forms 7, 8, 9 and 10 in Schedule 1.

Supply of forms

15. The Supervisor of Elections shall, on the application of any person, supply forms of claim and notices of objection without charge.

Names on more than one list and misspelt names

16. (1) Any voter—

(a) whose name appears on more than one preliminary list of voters for more than one Electoral District, shall in Form 9 Schedule 1, immediately notify the Supervisor of Elections of the Electoral District in which he elects to have his name retained; or

(b) whose name is spelt incorrectly on a preliminary list of voters;

shall in Form 10 Schedule 1 immediately notify the Supervisor of Elections of the inaccuracy.

(2) Any voter—

(a) whose name appears on a quarterly list of voters for more than one Electoral District, shall, in Form 9 Schedule 1 immediately notify the Supervisor of Elections of the Electoral District in which he elects to have his name retained; or

(b) whose name is spelt incorrectly on a quarterly list of voters;

shall in Form 10 Schedule 1 immediately notify the Supervisor of Elections of the inaccuracy.

Claims to be delivered to Registration Officer

17. (1) Any person who claims to be entitled to be registered as a voter, and who is not entered, or is entered in an incorrect manner or with incorrect particulars in the preliminary list of voters, may claim to be registered, or to be registered correctly, as the case may be, by delivering to the Supervisor of Elections a notice of claim in Form 7 Schedule 1.

(2) Upon receipt of a claim referred to in subsection (1), the Supervisor of Elections may make inquiries and request and review documents that he considers necessary to determine whether the claimant is entitled to be registered as a voter on, or whether corrections should be made in relation to the claimant to, the preliminary list of voters.

(3) Any person who—

(a) holds a certificate of provisional registration and who is not entered or is entered in an incorrect manner or with incorrect particulars in the quarterly list of voters for an Electoral District; or

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(b) applied to be registered on the quarterly list of voters for an Electoral District and did not receive a certificate of provisional registration, but who reasonably believes he is qualified to be registered;

may claim to be registered or to be registered correctly, as the case may be, by delivering a notice of claim in Form 7 Schedule 1 to the Supervisor of Elections not later than 7 days after the first day on which the quarterly list of voters was published.

(4) Upon receipt of a claim referred to in paragraph (3), the Supervisor of Elections shall review the claim to assess whether—

(a) the claimant is not listed, is listed incorrectly or is listed with incorrect particulars on the quarterly list of voters; and

(b) the claim contains or is accompanied by information necessary to make the required determinations.

(5) If additional information is required, the Supervisor of Elections shall give notice to the claimant setting out what additional information is required and a statement to the effect that failure to provide the information within 7 days will result in the claim being rejected.

(6) If the claimant does not provide the information within 7 days of the date of the notice—

(a) the claim shall be rejected; and

(b) the Supervisor of Elections shall give notice to the claimant that the claim is rejected.

(7) If a person whose claim is rejected under subsection (6) wants to make another claim at a later time, he shall submit a new notice of claim in Form 7 Schedule 1 and subsections (4) to (6) apply to the new notice of claim.

Publication of claims to insertion or correction

18. The Supervisor of Elections, not later than 8 days after the first day of publishing a quarterly list of voters, shall publish for 7 days, a list in Form 13 Schedule 1, of the names of persons who claim under section 17(3) that their names should be inserted in, or that corrections should be made to, that quarterly list of voters.

Notice of objection to claims

19. (1) Any person whose name appears on the preliminary list of voters for an Electoral District may object to the registration of any person whose name is included in the list of claimants prepared in accordance with section 18 by delivering or causing to be delivered a notice of objection in Form 8 Schedule 1 to the Supervisor of Elections.

(2) A notice under subsection (1) shall be delivered not later than 15 days after the first day on which the quarterly list of voters was published.

(3) When the Supervisor of Elections receives a notice of objection under this section, he shall immediately deliver or cause to be delivered a notice in Form 11 Schedule 1 to the person in respect of whose claim the notice of objection is given and a notice in Form 12 Schedule 1 to the person making the objection.

(4) Where the objection to registration under subsection (1) relates to the single island wide Electoral District election, only a person registered in the same single member Electoral District as the claimant can object.

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Publishing lists of objections to claims

20. The Supervisor of Elections, not later than 16 days after the first day on which the quarterly list of voters has been published, shall publish for 12 days, a list in Form 14 Schedule 1, of names of persons included in the list of claims to whose registration notice of objection has been given.

Notice of objection to registration

21. (1) Any person—

(a) whose name appears on the existing register of voters last published for a single member Electoral District, may object to the registration of a person whose name is included on the quarterly list of voters for that single member Electoral District; or

(b) whose name appears on the preliminary list of voters for a single member Electoral District, may object to the registration of a person whose name is included on that list;

by delivering notice of objection in Form 8 to the Supervisor of Elections.

(2) A notice of an objection referred to in subsection (1)(a) or (b) shall be delivered not later than the 52nd day of each quarter.

(3) When the Supervisor of Elections receives a notice of objection under this regulation, he shall immediately deliver or cause to be delivered a notice in Form 11 to the person in respect of whose registration the notice of objection is given and a notice in Form 12 to the person making the objection.

(4) Where the objection to registration under subsection (1) relates to the single island wide Electoral District election, only a person registered in the same single member Electoral District as the claimant can object.

Publication of objections to registration

22. The Supervisor of Elections—

(a) not later than 11 days after the first day of posting of a quarterly list of voters, shall publish for 17 days, a list in Form 14, of persons whose names appear on that quarterly list and to whose registration notice of objection has been given; and

(b) not later than the 53rd day of the quarter, shall publish for 17 days, a list in Form 14, of persons whose names appear on that preliminary list and to whose registration notice of objection has been given.

Consideration of claims

23. (1) The Supervisor of Elections shall consider all claims and objections to claims of which notice is given to him in accordance with these Regulations.

(2) Where the Supervisor of Elections—

(a) is in receipt of a claim in relation to which no notice of objection is given; and

(b) considers that said claim may be allowed without further enquiry;

he shall give notice in Form 15 to the claimant that his claim is allowed.

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(3) Where—

(a) no notice of objection has been given in respect of a claim; and

(b) the Supervisor of Elections is not satisfied that a claim can be allowed without enquiry;

he shall give at least 5 clear days' notice to the claimant of the time and place of the hearing where the claim will be considered by him.

(4) On the consideration of any claim by the Supervisor of Elections—

(a) the claimant or the objector may appear and be heard personally on the matter; and

(b) any person appearing to the Supervisor of Elections to be an "interested person" may—

(i) appear and be heard in person, or

(ii) be represented by another person other than counsel, on his behalf.

(5) The Supervisor of Elections shall permit the claimant or the objector or other person interested, as the case may be, to give or adduce oral or documentary evidence in support of or in opposition to the claim or the objection.

(6) The Supervisor of Elections may require that the evidence tendered by any person be given upon oath or affirmation as commonly administered in a court and may administer an oath or affirmation for that purpose and may take affidavits.

(7) The Supervisor of Elections may require any person appearing before him to furnish him with such additional information as he considers necessary for a proper determination of the application, or for the prevention of fraudulent registration, and may of his own initiative make further inquiries for those purposes.

(8) Where any question arises as to whether any person is deemed to be Anguillian or is a British Overseas Territories citizen, the Supervisor of Elections may have recourse to the Department of Immigration, and a statement signed by or on behalf of the Chief Immigration Officer as to the status of any such person shall, for the purposes of the proceedings and without prejudice to any other evidence before him, be sufficient evidence of the facts stated therein.

(9) The Supervisor of Elections shall inform the claimant or objector or interested person of his decision upon the claim or objection and, if requested by the claimant or the objector or interested person, shall in writing, give his reasons for making the decision.

Consideration of objections

24. (1) The Supervisor of Elections shall consider all objections of which notice has been given to him in accordance with these Regulations and for that purpose give at least 5 clear days' notice to the objector and to the person in respect of whose registration the notice of objection has been given, of the time and place at which the objection will be considered by him.

(2) On the consideration of any objection or other matter by Supervisor of Elections any person appearing to the Supervisor of Elections to be interested may appear and be heard in person or by any person other than legal counsel, on his behalf.

(3) The Supervisor of Elections shall permit the objector and the person in respect of whose registration the notice of objection has been given or other person interested, as the case may be, to give or adduce oral or documentary evidence in support of or in opposition to the claim or the objection.

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(5) The Supervisor of Elections may require that the evidence tendered by any person be given upon oath or affirmation as commonly administered in a court and may administer an oath or affirmation for that purpose and may take affidavits.

(6) The Supervisor of Elections may require any person appearing before him to furnish him with such additional information as he considers necessary for a proper determination of the application and for the prevention of fraudulent registration and may of his own initiative make further inquiries for those purposes.

(7) Where any question arises as to whether any person is deemed to be Anguillian or is a British Overseas Territories citizen, the Supervisor of Elections may have recourse to the Department of Immigration, and a statement signed by or on behalf of the Chief Immigration Officer as to the status of any such person shall, for the purposes of the proceedings and without prejudice to any other evidence before him, be sufficient evidence of the facts stated therein.

(8) The Supervisor of Elections shall inform the objector and the person in respect of whose registration the notice of objection has been given or other interested person of his decision upon the objection and if requested by the objector, or the person in respect of whose registration the notice of objection has been given or other person interested, shall in writing give his reasons for making the decision.

Correction of lists

25. (1) When a decision is made in relation to a claim or objection the Supervisor of Elections shall make any correction—

(a) to a quarterly list of voters to effect his decisions in respect of any claim or objection; and

(b) to a preliminary list of voters to effect his decisions in respect of any objection.

(2) In addition to any correction made in accordance with subsection (1), the Supervisor of Elections may—

(a) remove duplicate entries subject to any expression of choice by persons affected as to those entries;

(b) expunge the names of persons who are dead or subject to any legal disqualification; and

(c) correct clerical errors;

to ensure that the preliminary list of voters is complete and accurate as a register.

Objection to corrections

26. (1) Where the Supervisor of Elections makes any correction referred to in section 16(2)(a) or (b) in a quarterly list of voters or in a preliminary list of voters, he shall give notice in Form 16 of Schedule 1 to the person affected by the correction and allow that person an opportunity of objecting to the correction and, if necessary, of being heard with respect to it.

(2) The Supervisor of Elections shall make any correction to the quarterly list of voters or preliminary list of voters, as the case may be, that is required to effect his decision in respect of any objection under this regulation.

Completion of lists

27. The Supervisor of Elections shall ensure that the quarterly or preliminary lists of voters required under the Act are completed as expeditiously as possible in time for publication of the register of voters in accordance with the Act.

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Certification and publication of revised quarterly lists

28. The Supervisor of Elections shall, after revising a quarterly list of voters in accordance with sections 25 and 26—

(a) certify two copies of the revised quarterly list in Form 18 for each Electoral District; and

(b) not later than 28 days after the first day of posting of the quarterly list, publish a certified copy of that revised quarterly list.

Transfer from revised quarterly lists to preliminary lists

29. (1) The Supervisor of Elections shall, not later than the 71st day of every quarter, transfer the names, addresses and occupations of persons named on the revised quarterly list of voters for an Electoral District to the preliminary list of voters for that Electoral District.

(2) When the name, address and occupation of a person described in section 10(2) is transferred to the preliminary list of voters for an Electoral District, the Registration Officer shall delete the name, address and occupation of that person from the preliminary list of voters for the Electoral District in which that person was previously registered.

Certification and publication, etc., of revised preliminary lists

30. (1) The Supervisor of Elections shall, after revising a preliminary list of voters in accordance with sections 28 and 29—

(a) certify 3 copies of the revised preliminary list in Form 17 for each Electoral District;

(b) deliver 1 certified copy of the revised preliminary list to the electoral registration officer and retain the other copies; and

(c) not later than the last day of every quarter of every year, publish a certified copy of the revised preliminary list.

(2) When published in accordance with these Regulations, the revised preliminary list of voters for an Electoral District constitutes the register of voters for that Electoral District.

(3) After the date on which the register is proclaimed to be in force, the Supervisor of Elections shall, on the application of any person during business hours and on payment of the prescribed fee, furnish the person with a copy of the register of voters.

(4) When a writ is issued, the Supervisor of Elections shall immediately transmit a certified copy of the register of voters to the Returning Officer for each Electoral District.

Insertion of names in register of voters

31. (1) If the Supervisor of Elections has reasonable cause to believe that the name of any voter who has been included in the preliminary list of voters for any polling division has through inadvertence been omitted from the register of voters for that polling division, the Supervisor of Elections shall ascertain by reference to the relevant preliminary list, whether the omission of that name has been made.

(2) If the omission is verified, the Supervisor of Elections shall insert in the copies of the register of voters the name, address and occupation of the voter concerned and initial the correction and shall—

(a) notify the person whose name was omitted, of the insertion; and

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(b) send a copy of the corrected register to the Returning Officer for the Electoral District concerned.

(3) The Supervisor of Elections shall not insert the name of any person—

(a) expunged by him from the preliminary list of voters in pursuance of a decision in respect of an objection made by him under section 24; or

(b) at any time after nomination day.

(4) When a Returning Officer receives a copy of the corrected register in accordance with this section, the Returning Officer shall give notice of the insertion to the persons whom he believes to be likely to be nominated as candidates for the relevant Electoral District or who have actually been nominated and to the presiding officer for the polling division concerned.

Deletion of names from register of voters

32. (1) If, during the period between the revision of any quarterly or preliminary list of voters and nomination day, the Supervisor of Elections has reasonable cause to believe that there appears on any register of voters the name of any person who is not qualified for inclusion on the register or that any insertion that has been made under section 31 is in respect of a person who is not entitled to be included in the register, he shall hold a special revision to investigate the case.

(2) The Supervisor of Elections shall give at least 5 days' notice to the person referred to in paragraph (1) of the time and place at which the special revision will take place and at that time and place consider the eligibility of the person to be included in the register of voters.

(3) If the Supervisor of Elections decides that the name of the person referred to in subsection (1) should not be included in the register of voters, he shall delete the name from the register of voters and initial the deletion on the copies of the register retained by him.

(4) The Supervisor of Elections shall—

(a) send a copy of the corrected register to the Returning Officer; and

(b) if the register has been transmitted to the Returning Officer under section 30(4) or 31(2)(b), send a copy of the corrected register to the Returning Officer for the Electoral District concerned.

(5) Where the Supervisor of Elections decides to hold a special revision under subsection (1) he must initiate the investigation before nomination day.

(6) When a Returning Officer receives a copy of the corrected register in accordance with this section, the Returning Officer shall give notice of the deletion to the persons whom he believes to be likely to be nominated as candidates for the relevant Electoral District or who have actually been nominated and to the presiding officer for the polling division concerned.

Publication of documents

33. (1) Where the Supervisor of Elections is required by these Regulations to publish any document, he shall publish the document by making the proper entries on the prescribed forms and making a copy of the document available for inspection by the public in his office and electronically, and in any other manner that in his opinion is desirable for the purpose of bringing the contents of the document to the notice of those interested.

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(2) Failure to publish a document in accordance with these Regulations does not invalidate the document.

Destroying or defacing documents

34. Any person who without lawful authority destroys, mutilates, defaces, removes or makes any alteration—

(a) in any notice published by the electoral registration officer in connection with his registration duties;

(b) in any notice published by the Supervisor of Elections in connection with his duties; or

(c) any copies of a document which have been made available for inspection in pursuance of these Regulations;

is liable on summary conviction to a fine of $2,000.

Inspection and copies of documents

35. The Supervisor of Elections shall, on the application of a person, allow the person to inspect and take extracts from, or on payment of the prescribed fee, supply to that person, copies of the lists of voters for any polling division in his Electoral District and any claim or notice of objection made under these Regulations.

Declarations as to age and nationality

36. (1) The Supervisor of Elections, before registering any person as a voter may, if he thinks it necessary—

(a) require that person to produce a certificate of birth or, if that is not practicable, to make a statutory declaration that he has attained the required age; and

(b) require that person to produce such other evidence, or to make such statutory declaration, respecting his qualification as a voter, as the Supervisor of Elections considers appropriate.

(2) Where a declaration is required, no fee is payable.

(3) The Supervisor of Elections shall during office hours allow any person to inspect and take a copy of a declaration referred to in subsection (1).

Power to require evidence on oath or affirmation

37. On the consideration of any claim, objection, or other matter, the Supervisor of Elections may, at the request of any interested person, or of his own volition, require that the evidence tendered by any person should be given on oath or affirmation and may administer an oath or affirmation for that purpose.

False declaration

38. Where the Supervisor of Elections is in the course of revising any preliminary list, any person who is found to have given any statement upon oath or affirmation which he knows to be false, or does not believe to be true, is guilty of an offence and is liable on summary conviction to imprisonment for 1 year.

False documentation, etc., for purpose of being registered

39. Any person who is not qualified to be registered as a voter and who, for the purpose of being so registered, wilfully or knowingly gives any false documentation or information to a Registration Officer is

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guilty of an offence and is liable on summary conviction to imprisonment for 1 year or to a fine of $10,000 or to both.

Provisions as to misnomer or inaccurate description

40. No misnomer or inaccurate description of any person or place on any list or on any notice shall prejudice the operation of these Regulations as respects that person or place, if the person or place is so designated as to be commonly understood.

Citation

41. These Regulations may be cited as the Elections Registration Regulations, Revised Regulations of Anguilla, E31-1.

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SCHEDULE 1

FORMS

ANGUILLA ELECTIONS ACT

ELECTION REGISTRATION REGULATIONS

FORM 1
(Section 5)

CERTIFIED JOINT STATEMENT OF CANDIDATURE

To the Supervisor of Elections:

We, the undersigned persons, hereby give notice that we are members of the party called …..……...

……...

and we are contesting the elections immediately forthcoming in the relevant Electoral District appearing opposite our names and numbered in accordance with the Elections Act. We request that we be allotted as a party symbol, the symbol number ……, which is a ……..

	Name of Candidate	Address	Occupation	Number of Electoral District	Signature
1.					
2.					
3.					
4.					
5.					
6.					
7.					
8.					
9.					
10.					

I certify that the above statement is true and correct.

Date …… ..……..……..…

Secretary of Party

_____

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FORM 2

(Section 9)

ANGUILLA ELECTIONS ACT

ELECTION REGISTRATION REGULATIONS

PRELIMINARY LIST OF VOTERS

Electoral District ……...……

The persons listed below appear qualified to be registered as voters in the above-stated Electoral District.

Any notice of correction or objection to this list must be sent to the electoral registration officer not later than the .....…... day of ……....., 20……. .

Consecutive Number	NAME (Family name first)	OCCUPATION	RESIDENTIAL ADDRESS	REMARKS

I, ……., electoral registration officer, certify that this is a true copy of the preliminary list of voters for the above-stated Electoral District.

Date …….. Signed ……
Electoral registration officer

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FORM 3

(Section 11)

ANGUILLA ELECTIONS ACT

ELECTION REGISTRATION REGULATIONS

QUARTERLY LIST OF VOTERS

Electoral District ……...……

The persons listed in Part I have presented themselves to the electoral registration officer for registration as voters and have satisfied the electoral registration officer that they are qualified to be registered.

The persons listed in Part II have presented themselves to the electoral registration officer and have claimed that their names, addresses or occupations on the register of voters should be amended to reflect the names, addresses or occupations set out in Part II.

Notices of corrections, claims or objections to this list must be sent to the electoral registration officer not later than the following dates—

(a) the ……..day of ……., 20……., for corrections;

(b) the ……..day of ……., 20……., for claims; and

(c) the ……..day of ……., 20……., for objections.

PART I

Consecutive Number	NAME (Family name first)	OCCUPATION	RESIDENTIAL ADDRESS	REMARKS

PART II

Consecutive Number	NAME (Family name first)	OCCUPATION	RESIDENTIAL ADDRESS	REMARKS

I, …….., electoral registration officer, certify that this is a true copy of the quarterly list of voters for the above-stated Electoral District.

Date …… Signed ……
Electoral registration officer

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FORM 4

(Section 10(4))

ANGUILLA ELECTIONS ACT

ELECTION REGISTRATION REGULATIONS

CERTIFICATE OF PROVISIONAL REGISTRATION

Electoral District …….…….....……...

I certify that the person named has satisfied me that on the next qualifying date he/she is or will be qualified to be registered as a voter in this Electoral District and I will enter that person on the quarterly list of voters for this Electoral District which will be published on the …… day of ……., ……..

Consecutive Number	NAME (Family name first)	OCCUPATION	RESIDENTIAL ADDRESS	REMARKS

Date…… Signed ……...……
Electoral registration officer

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FORM 5

(Section 12(2))

ANGUILLA ELECTIONS ACT

ELECTION REGISTRATION REGULATIONS

REVISION NOTICE
(QUARTERLY LIST OF VOTERS)

Electoral District ……..…….....

TAKE NOTICE that—

(a) the quarterly list of voters for this Electoral District will be revised on ……;

(b) any person who—

(i) holds a certificate of provisional registration and whose name, address or occupation has been omitted from or incorrectly stated in this quarterly list, or

(ii) applied to be registered on this quarterly list and did not receive a certificate of provisional registration, but reasonably believes he/she is qualified to be registered,

may give notice in Form …….. to the electoral registration officer at the Central Electoral Office on or before ……, claiming that his/ her name, address or occupation be inserted in the list or that the entry relating thereto be corrected, as the case may be;

(c) any qualified person whose name appears on more than one quarterly list is required to give notice in Form …….. to the electoral registration officer at the Central Registration Office on or before …….……..—

(i) electing the Electoral District in which he/ she desires to be registered,

(ii) specifying the other Electoral District in relation to which his/her name is listed on the quarterly list, and

(iii) requiring the electoral registration officer to delete his name from the other quarterly list;

(d) any qualified person whose name is spelt incorrectly on this quarterly list is required to give notice in Form 15 to the electoral registration officer at the Central Electoral Office on or before …….;

(e) any qualified person whose name appears on the existing register of voters, may give notice in Form ……. to the electoral registration officer at the Central Electoral Office on or before ……., objecting to the inclusion on this quarterly list of any other person on the ground that that person is not a qualified person; and

(f) copies of the forms mentioned above may be obtained at the Central Electoral Office.

Date……..……. Signed ……
Electoral registration officer

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FORM 6

(Section 13(4))

ANGUILLA ELECTIONS ACT

ELECTION REGISTRATION REGULATIONS

REVISION NOTICE

(PRELIMINARY LIST OF VOTERS)

Electoral District ……....……...

TAKE NOTICE that—

(a) the preliminary list of voters for this Electoral District will be revised on ……;

(b) any qualified person whose name appears on more than one preliminary list is required to give notice in Form …….. to the electoral registration officer at the Central Registration Office on or before ……..—

(i) electing the Electoral District in which he/she desires to be registered,

(ii) specifying the other Electoral District in relation to which his/ her name is listed on the preliminary list, and

(iii) requiring the electoral registration officer to delete his name from the other preliminary list;

(c) any qualified person whose name is spelt incorrectly on this preliminary list is required to give notice in Form 15 to the electoral registration officer at the Central Electoral Office on or before ……..;

(d) any qualified person whose name appears on the preliminary list may give notice in Form ……. to the electoral registration officer at the Central Electoral Office on or before …….., objecting to the inclusion on this preliminary list of any other person on the ground that that person is not a qualified person; and

(e) copies of the forms mentioned above may be obtained at the Central Electoral Office.

Date……..…… Signed ……
Electoral registration officer

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FORM 7

(Sections 17(1), (3) and (7))

ANGUILLA ELECTIONS ACT

ELECTION REGISTRATION REGULATIONS

PART I

NOTICE OF CLAIM
(QUARTERLY LIST)

To the electoral registration officer for the Electoral District of ……

TAKE NOTICE that I, ……..……
(Name of Claimant)

of …….……..
(Place of Residence)

…….……...
(Occupation)

(hold a provisional certificate of registration for inclusion in the quarterly list of voters for Polling Division No. …….. of the above Electoral District of ……... and that my name, address and occupation have been[omitted from] [wrongly stated in] such list) (applied and am qualified for inclusion in the quarterly list of voters for Polling Division No. . …….. of the above Electoral District of ……... and that I did not receive a certificate of provisional registration) and that I hereby claim that such list be amended *(by the insertion of my name, address and occupation therein) (by the correction of the particulars therein relating to my name, address and occupation).

** Delete inappropriate words in brackets*

Date …… ……..…….
Signature of Claimant

…….……
Witness

NOTE: This Form need not be witnessed unless the claimant, instead of signing, makes his mark.

This Form should be delivered to the Office of the *(Registration Officer) (electoral registration officer).

The following documents are submitted with this application as proof of the qualifications of the above-named person to be registered as a voter.

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Place a tick (✓) in the box beside the documents submitted with this application:

- ❑ Provisional Certificate of Registration (Form 4)
- ❑ Copy of application
- ❑ British Overseas Territories Citizen Passport (Anguilla)
- ❑ Anguillian Status Certificate/Stamp
- ❑ Certificate of Naturalisation/Registration
- ❑ Birth Certificate of claimant
- ❑ Birth Certificate(s) of claimant's parent(s)
- ❑ Birth Certificate(s) of claimant's grandparent(s)
- ❑ Marriage Certificate
- ❑ Letter of Residence (from a community leader) indicating applicant's period of residence in the Electoral District
- ❑ Letter(s) from applicant's employer(s) over the past 5 years, indicating applicant's period(s) of employment
- ❑ Other

PART II

NOTICE OF CLAIM
(PRELIMINARY LIST)

To the Registration Officer for the Electoral District of ……

TAKE NOTICE that I, ……..……
(Name of Claimant)

of ……..……..
(Place of Residence)

……..……...
(Occupation)

am qualified for inclusion in the preliminary list of voters for Polling Division No. …….. of the above Electoral District of ……... and that my name, address and occupation have been *(omitted from) (wrongly stated in) such list and that I hereby claim that such list be amended *(by the insertion of my name, address and occupation therein) (by the correction of the

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particulars therein relating to my name, address and occupation).

** Delete inappropriate words in brackets*

Date …… ……..……..

Signature of Claimant

……..……

Witness

NOTE: This Form need not be witnessed unless the claimant, instead of signing, makes his mark.

This Form should be delivered to the Office of the Registration Officer.

The following documents are submitted with this application as proof of the qualifications of the above-named person to be registered as a voter.

Place a tick (✓) in the box beside the documents submitted with this application:

- ❑ British Overseas Territories Citizen Passport (Anguilla)
- ❑ Anguillian Status Certificate/ Stamp
- ❑ Certificate of Naturalisation/ Registration
- ❑ Birth Certificate of claimant
- ❑ Birth Certificate(s) of claimant's parent(s)
- ❑ Birth Certificate(s) of claimant's grandparent(s)
- ❑ Marriage Certificate
- ❑ Letter of Residence (from a community leader) indicating applicant's period of residence in the Electoral District
- ❑ Letter(s) from applicant's employer(s) over the past 5 years, indicating applicant's period(s) of employment
- ❑ Other

_____

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FORM 8

(Sections 19(1) and (3) and 21(1) and (3))

ANGUILLA ELECTIONS ACT

ELECTION REGISTRATION REGULATIONS

NOTICE OF OBJECTION

To the *(Registration Officer) (electoral registration officer) for the Electoral District of ……..…..

TAKE NOTICE that I,……..……..
(Name of Objector)

of ……..……..
(Place of Residence)

……..……...
(Occupation)

am qualified for inclusion in the *(preliminary list of voters) (register of voters) for Polling Division No. …….. of the above Electoral District, and am so included;

And that I object to the inclusion in the *(preliminary list of voters) (quarterly list of voters) of ……..…….

……....

……..……...

……..……...
(Enter Name, Occupation and Address of Person Objected to)

on the ground that such person is disqualified for inclusion therein by reason of ……..……

……...……..…

……..……..…….

……..……...

……... ……...
Witness Signature

Date……

Note:- This Form need not be witnessed unless the objector, instead of signing, makes his mark.

This Form should be delivered to the Office of the *(Registration Officer) (electoral registration officer).

** Delete inappropriate words in brackets*

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FORM 9

(Sections 16 (1)(a) and 16(2)(a))

ANGUILLA ELECTIONS ACT

ELECTION REGISTRATION REGULATIONS

NOTICE OF ELECTION OF RESIDENCE

TAKE NOTICE that I, ……..……..…….

of ……..……..
(Address) *(Occupation)*

whose name appears on two *(preliminary lists of voters) (quarterly lists of voters), namely—

For Polling Division No. ……. of the Electoral District of ….……...

and for Polling Division No. ……... of the Electoral District of ……...

elect to be registered for Polling Division No. ……. of the Electoral District of ……...

…… .

Dated this ……..…….. day of ……..., 20……. .

……
Signature of Voter

To: The *(Registration Officer) (electoral registration officer)

Polling Division No. ……..…….

Electoral District of ……

** Delete inappropriate words in brackets*

———————

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FORM 10

(Sections16(1)(b) and 16(2)(b))

ANGUILLA ELECTIONS ACT

ELECTION REGISTRATION REGULATIONS

NOTICE OF MISSPELT NAME

To: *(Registration Officer) (electoral registration officer)

From: ……
Name of Voter

of ……,
Address

…….
Occupation

TAKE NOTICE that my name is spelt incorrectly on the *(preliminary list of voters) (quarterly list of voters) for the Electoral District of …… .

I request that the spelling of my name on that list be corrected to reflect the above.

Date …… Signed …….
Voter

**Delete inappropriate words in brackets*

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FORM 11

(Sections 19(3) and 21(3))

ANGUILLA ELECTIONS ACT

ELECTION REGISTRATION REGULATIONS

NOTICE TO PERSONS OBJECTED TO

TAKE NOTICE that I have received objections to the inclusion of your name, address and occupation in the *(preliminary list of voters) (quarterly list of voters) for Polling Division No. …….. of the Electoral District of …….. and that the revision of the list will take place on the …… day of ……, 20…….. between the hours of …… a.m./p.m. and …….. a.m./p.m. at …… .

AND FURTHER TAKE NOTICE that unless you appear before me and show cause why your name *(should not be deleted from) (should be included in) the *(preliminary list of voters) (quarterly list of voters), your name *(may be deleted therefrom) (may not be included therein).

Date …… ……..
*(Registration officer) (Electoral registration officer)

To: ……

of: …….

** Delete inappropriate words in brackets*

_____

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FORM 12

(Sections 19(3) and 21(3))

ANGUILLA ELECTIONS ACT

ELECTION REGISTRATION REGULATIONS

NOTICE OF HEARING OF OBJECTION

TAKE NOTICE that the objection you have made to the inclusion of the name of …… ……whose address is …….. and whose occupation is ……...……. in the *(preliminary list of voters) (quarterly list of voters) for the Polling Division No. …… for the Electoral District of ……...……. will be heard at ……..……. on the …… day of ……., 20…… between the hours of …… a.m./p.m. and …… a.m./p.m.

AND FURTHER TAKE NOTICE that unless you appear before me to substantiate the reasons for your objection the matter may be determined in your absence.

Dated this ……..…….. day of …….., 20…… .

……...
*(Registration officer) (Electoral registration officer)

To: ……

of: …….

** Delete inappropriate words in brackets*

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FORM 13

(Section 18, 19(3))

ANGUILLA ELECTIONS ACT

ELECTION REGISTRATION REGULATIONS

LIST OF CLAIMS

TAKE NOTICE that the persons (hereinafter referred to as "claimants") whose names, residences and occupations are set out in Part 1 of the Schedule to this notice have claimed in accordance with the provisions of the Elections Act that the *(preliminary list of voters) (quarterly list of voters) for Polling Division No. ……..…. of the Electoral District of ……..…….. should be amended by the insertion therein of their names, residences and occupations as set out in Part 1 of the Schedule to this notice, and that the persons whose names, residences and occupations as set out in Part 2 of the Schedule to this notice have claimed in accordance with the provisions of the Act that the entries in the *(preliminary list of voters) (quarterly list of voters) for Polling Division No. ……. for the Electoral District of ……..…… relating to their names, residences, or occupations, as the case may be, should be amended to conform with the names, residences and occupations as set out in Part 2 of the Schedule to this notice.

AND FURTHER TAKE NOTICE that any qualified person who objects to the inclusion of the name of any claimant in the *(preliminary list of voters) (quarterly list of voters) upon the ground that such claimant is not qualified for inclusion therein may send in an objection to such inclusion not later than the …….. day of …..……., 20…… and attend at ……...……. on the …… day of ……...……., 20……. at …… a.m./p.m. and then and there show cause why the name of such claimant should not be included in the list.

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SCHEDULE

PART 1

NAME	PLACE OF RESIDENCE	OCCUPATION

PART 2

NAME	PLACE OF RESIDENCE	OCCUPATION

Date …….. ……..
*(Registration officer) (Electoral registration officer)

** Delete inappropriate words in brackets*

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FORM 14

(Sections 20, 22)

ANGUILLA ELECTIONS ACT

ELECTION REGISTRATION REGULATIONS

LIST OF OBJECTIONS

TAKE NOTICE that the persons whose names, residences and occupations are specified in Column 1 of the Schedule to this notice have objected to the inclusion in the *(preliminary list of voters) (quarterly list of voters) for Polling Division No. ……..…… of the Electoral District of ……. of the persons whose names, residences and occupations are specified in Column 2 of the Schedule to this notice upon the grounds specified in Column 3 of the Schedule to this notice.

AND FURTHER TAKE NOTICE that, unless any person specified in Column 2 of the Schedule to this notice attends at the place and time specified for the revision of the list and shows why his name should not be deleted from the list, his name may so be deleted.

SCHEDULE

COLUMN 1	COLUMN 2	COLUMN 3

Date…….. ……..

*(Registration officer) (Electoral registration officer)

** Delete inappropriate words in brackets*

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FORM 15

(Section 23(2))

ANGUILLA ELECTIONS ACT

ELECTION REGISTRATION REGULATIONS

NOTICE OF INSERTION OR CORRECTION

TAKE NOTICE that your claim *(for insertion) (relating to correction of particulars) in the *(preliminary list of voters) (quarterly list of voters) for Polling Division No. ……. in the Electoral District of ……...…… has been allowed.

Dated this ……..…….. day of ……., 20…… .

……..……...……..

*(Registration officer) (Electoral registration officer)

** Delete inappropriate words in brackets*

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FORM 16

(Sections 26(1) and 26(2))

ANGUILLA ELECTIONS ACT

ELECTION REGISTRATION REGULATIONS

NOTICE OF INTENTION TO MAKE CORRECTIONS OR INSERTIONS

TAKE NOTICE that I intend to make corrections in your registration in the *(preliminary list of voters) (quarterly list of voters) for Polling Division No. ……. of the Electoral District of ……..…….. .

The corrections are as follows: ……...
……..……...…….
……..……...……
……..……..…….
……..……...…….
……..……..
……..……...

If you object to the above corrections being made, your objections will be heard by me at……
…….. on the ……. day of ……..,
20…… between the hours of…… a.m./p.m. and …….. a.m./p.m.

AND FURTHER TAKE NOTICE that unless you appear before me for your objection to be heard the above-mentioned corrections will be made.

Dated this ……..…….. day of ……., 20…… .

……..…
*(Registration officer) (Electoral registration officer)

** Delete inappropriate words in brackets*

———————

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FORM 17

(Section 30(1)(a))

ANGUILLA ELECTIONS ACT

ELECTION REGISTRATION REGULATIONS

REVISED PRELIMINARY LIST OF VOTERS

Electoral District ……..……

The persons listed below are qualified to be registered as voters in the above-stated Electoral District.

Consecutive Number	NAME (Family name first)	OCCUPATION	RESIDENTIAL ADDRESS	REMARKS

I, ……., *(Registration Officer) (electoral registration officer), certify that this is a true copy of the revised preliminary list of voters for the above-stated Electoral District.

Date …… Signed ……
*(Registration officer) (Electoral registration officer)

**Delete inappropriate words in brackets*

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FORM 18

(Section 28(a))

ANGUILLA ELECTIONS ACT

ELECTION REGISTRATION REGULATIONS

REVISED QUARTERLY LIST OF VOTERS

Electoral District ……...……

The persons listed in Part I have presented themselves to the electoral registration officer for registration as voters and have satisfied the electoral registration officer that they are qualified to be registered.

The persons listed in Part II have presented themselves to the electoral registration officer and have claimed that their names, addresses or occupations on the register of voters should be amended to reflect the names, addresses or occupations set out in Part II.

PART I

Consecutive Number	NAME (Family name first)	OCCUPATION	RESIDENTIAL ADDRESS	REMARKS

PART II

Consecutive Number	NAME (Family name first)	OCCUPATION	RESIDENTIAL ADDRESS	REMARKS

I, ……., electoral registration officer, certify that this is a true copy of the revised quarterly list of voters for the above-stated Electoral District.

Date …… Signed ……..……
Electoral registration officer

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SCHEDULE 2
(Section 6)

ANGUILLA ELECTIONS ACT

ELECTION REGISTRATION REGULATIONS

SYMBOLS TO BE USED ON BALLOT PAPER

1		9		17	
2		10		18	
3		11		19	
4		12		20	
5		13		21	
6		14		22	
7		15		23	
8		16		24	

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