

CAYMAN ISLANDS



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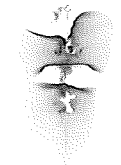
## THE ELECTIONS (AMENDMENT) RULES 1992

(Price \$1.60)

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Made in Executive Council this 28th day of April, 1992.

**MONA N. BANKS-JACKSON**  
Clerk of the Executive Council.



and substituting –

"Signature of witness \_\_\_\_\_

Full name of witness \_\_\_\_\_";

(d) by omitting from Form "C" –

"to some person to whom you are known, who will witness the declaration of identity."

and substituting –

"to some person to whom you are known (not being a candidate at the election or the agent of a candidate), who will witness the declaration of indemnity.";

(e) by adding the following form after Form "D" –

**"FORM "E"**

I \_\_\_\_\_, being a health practitioner registered under the Health Practitioners' Law, 1974, to practise in the health profession of medicine, HEREBY CERTIFY that in my professional opinion \_\_\_\_\_, being an applicant to be treated as an absent voter for the purposes of the Elections Law, 1983, is –

unable/likely to be unable\*

by reason of –

blindness/other physical incapacity (specify)\*

to –

go in person to the polling station/  
if able to go, vote unaided.\*

\_\_\_\_\_  
Signature of the health practitioner

\_\_\_\_\_  
Date

\*Delete as appropriate.".

**THE ELECTIONS LAW, 1983**

**THE ELECTIONS (AMENDMENT) RULES 1992**

In exercise of the powers conferred upon the Governor in Council by section 74 of the Elections Law, 1983, the following Rules are made –

Citation.

1. These Rules may be cited as the Elections (Amendment) Rules 1992.

Interpretation.

2. In these Rules the "principal Rules" means the Elections Rules.

Rule 3 amended.

3. Rule 3 of the principal Rules is amended by –

(a) adding the following paragraph at the end of sub-rule (1) –

"The form shall be completed by the applicant and signed by him in the presence of a witness, who must then also sign the form and write in his full name in the spaces provided:

PROVIDED THAT if the applicant is not able, because of physical or other disability, to complete or sign the form without assistance it may be completed or signed, or both, in the presence of the applicant and in the applicant's name by some other person, not being a candidate for election or the agent of such a candidate. Where this is done the person completing or signing the form must also complete and sign the portion of Form "B" headed "Declaration of amanuensis", in both cases in the presence of a witness who shall then also sign both parts of the form and write in his full name in the spaces provided.";

(b) inserting the following sub-rule after sub-rule (1) –

"(1A) If the reason, or one of the reasons, for the application to be treated as an absent voter is that set out in section 39(1)(b) of the Law (blindness or other physical incapacity), the application must be accompanied by a certificate from a registered health practitioner in the form set out in Form "E" ";

(c) inserting the following sub-rules after sub-rule (4) –

"(5) A candidate for election (whether standing in the district where the applicant will vote or in any other district) or an agent of any such candidate must not –

- (a) complete any part of an Application to be treated as an Absent Voter; or
- (b) sign any such application on behalf of an applicant; or
- (c) act as the witness to the signing of such an application, or of a Declaration of an amanuensis.

Penalty: A fine not exceeding \$500 or imprisonment for a term not exceeding 6 months.

Contravention of this provision renders the application void.

(6) A person must not –

- (a) sign the Declaration by the applicant or sign the Declaration by amanuensis in Form "B" knowing or believing the declaration to be false; or
- (b) complete Form "B" on behalf of the applicant or sign Form "B" on behalf of the applicant, without also completing the Declaration by amanuensis.

Penalty: A fine not exceeding \$500 or imprisonment for a term not exceeding 6 months."

Rule 8 amended.

4. Rule 8 of the principal Rules is amended by inserting "(1)" before the existing rule, and adding the following sub-rules –

"(2) The declaration of identity must not be witnessed by a candidate for election (whether standing in the district where the applicant will vote or any other district) or by an agent of any such candidate. A contravention of this provision renders the Ballot paper to which it relates void.

(3) A candidate for election (whether standing in the district where the voter will vote or in any other district) or agent of any such candidate must not act as the witness to the signing of any declaration of identity.

Penalty: A fine not exceeding \$500 or imprisonment for a term not exceeding 6 months."

Appendix amended.

5. The Appendix to the principal Rules is amended –

(a) by omitting from Form "B" –

"Signed \_\_\_\_\_"

Witness \_\_\_\_\_"

and substituting –

"Signature of applicant \_\_\_\_\_"

Signature of witness \_\_\_\_\_"

Full name of witness \_\_\_\_\_"

Date \_\_\_\_\_"

(b) by adding at the end of Form "B" the following declaration –

**"DECLARATION BY AMANUENSIS**

(To be completed by a person who has assisted the applicant to complete the form or who has signed the form on behalf of the applicant, or both, where the applicant was not able, because of physical or other disability, to complete or sign the form.)

I, \_\_\_\_\_ of \_\_\_\_\_ do solemnly and sincerely declare that I assisted the applicant by filling out and/or signing the above form in the presence of the applicant and on behalf of the applicant, and that in doing so I did not influence the applicant in any way but accurately recorded therein the wishes, information and reasons stated by the applicant, and that the information contained in the above form is correct to the best of my knowledge and belief.

Signature of person making declaration \_\_\_\_\_"

Signature of witness \_\_\_\_\_"

Full name of witness \_\_\_\_\_"

Date \_\_\_\_\_";

(c) by omitting from Form "C" –

"Witness' signature \_\_\_\_\_"