

**Form 9. Nomination for Election by Agent**

*Local Government Act 1995, s. 4.49(a)*

**NOMINATION FOR ELECTION BY AGENT**

See back for notes on how to make your nomination

|              |                    |         |              |           |
|--------------|--------------------|---------|--------------|-----------|
| <b>Agent</b> | Full name:         |         |              |           |
|              | Postal Address:    | No.:    | Street name: |           |
|              |                    | Suburb: |              | Postcode: |
|              | Phone numbers (H): |         | (W):         | (M):      |
|              | Fax number:        |         | Email:       |           |

|                   |  |           |                |           |
|-------------------|--|-----------|----------------|-----------|
| <b>Nominee</b>    | Family name:   |           |                |           |
|                   | Other names:   |           | Date of birth: |           |
|                   | Name on ballot paper <sup>1</sup> :                  |           |                |           |
|                   | Postal Address:                                      | No.:      | Street name:   |           |
|                   |  | Suburb:   |                | Postcode: |
|                   | Phone numbers (H):                                   |           | (W):           | (M):      |
|                   | Fax number:  |           | Email:         |           |
|                   | Property for which nominee is enrolled as an elector | No.:      | Street name:   |           |
| Suburb:           |  | Postcode: |                |           |
| Lot/Location No.: |  |           |                |           |

|               |           |  |  |                                |
|---------------|-----------|--|--|--------------------------------|
| <b>Office</b> | District: |  | Ward:                                  |                                |
|               | Office:   | <input type="checkbox"/> Mayor/President | <input type="checkbox"/> Councillor    |                                |
|               | Vacancy:  | <input type="checkbox"/> Ordinary        | <input type="checkbox"/> Extraordinary | <input type="checkbox"/> Other |

|  |  |  |       |
|--|--|--|-------|
| <b>Declaration</b><br>(Making a false declaration is an offence) | I declare that, to the best of my knowledge the nominee:   |  |       |
|  | <ul style="list-style-type: none"> <li>• is at least eighteen years of age;</li> <li>• is an elector of the district<sup>2</sup>;</li> <li>• is not disqualified from being a member of the council<sup>3</sup>;</li> <li>• [nominees for councillor only] is eligible to nominate as a councillor<sup>4</sup>;</li> </ul> and that all of the details set out above are true and correct. |  |       |
| [To be signed before a witness]                                  | Signature:   |  | Date: |

|   |            |  |       |
|---|------------|--|-------|
| <b>Witness</b><br>[ must be at least 18 years of age] | Full name: |  |       |
|   | Signature: |  | Date: |

|   |            |  |       |
|---|------------|--|-------|
| <b>Authorisation by nominee<sup>5</sup></b> | Full name: |  |       |
|   | Signature: |  | Date: |

## Back of Form 9

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| <b>1 Name on ballot paper</b>                    | <p>The name to be printed on the ballot paper must be the candidate's surname and one or more of his or her given names (or an initial or a commonly accepted variation).</p> <p>The same name must be used on the candidate profile.</p> <p>To ensure fairness between candidates the Returning Officer may rule that a name is inappropriate for inclusion on the ballot paper. If so he or she may ask you to nominate another name or choose one he or she considers appropriate.</p>  |
| <b>2 Who is an elector</b>                       | <p>The nominee is an elector of the district if he or she is eligible to be included on the electoral roll for that district. However it is not sufficient if he or she is only eligible to be on the roll as the nominee of a body corporate which owns or occupies property in the district.</p> <p>The nominee need not be an elector in the ward in which he or she is nominated.</p>  |
| <b>3 Disqualification</b>                        | <p>The nominee is disqualified from being elected as a member of a council if he or she:</p> <ul style="list-style-type: none"><li>• is a member of the Legislative Assembly, the Legislative Council, the House of Representatives or the Senate (or has been elected as such a member but has not yet taken office);</li><li>• is a member of the council of another local government;</li><li>• is an insolvent under administration;</li><li>• is in prison serving a sentence for a crime;</li><li>• has been convicted of a serious local government offence within the last 5 years (unless the court waived the disqualification); or</li><li>• is subject to a court order disqualifying him or her from being a member of a council because he or she has misapplied local government funds or property.</li><li>• is the nominee of a body corporate.</li></ul> |
| <b>4 Eligibility to nominate as a councillor</b> | <p>The nominee is not eligible to be nominated as a councillor if he or she is:</p> <ul style="list-style-type: none"><li>• a member of the council (unless his or her term of office expires on election day); or</li><li>• a candidate in another election for the office of councillor.</li></ul>   |
| <b>5 Authorisation</b>                           | <p>You must give to the Returning Officer written evidence that the nominee has authorised you to make the nomination. The nominee may fill in and sign this box or you may send a written authorisation, signed by the nominee, to the Returning Officer with your nomination form or at any time before the closing date for nominations.</p>  |

|                                      |   |
|--------------------------------------|---|
| <b>Where to send your nomination</b> | <p>When you have completed and signed this form, send it to the Returning Officer for the district.</p> <p>You may send your nomination by post, by fax or by other electronic means so long as it is capable of being printed in its entirety, including signatures. If you send it by fax or electronically you should check that it has been received.</p>   |
| <b>Closing date for nominations</b>  | <p>Your nomination must be received by the Returning Officer before 4.00pm on the 37<sup>th</sup> day before election day.</p> <p>If you send your nomination electronically it is taken to be received at the time the Returning Officer prints it out.</p>  |
| <b>Candidate's profile</b>           | <p>Your nomination must be accompanied by a candidate's profile of not more than 150 words plus your name, address and contact numbers.</p> <p>The profile must be confined to information about you. It may include a recent passport size photo of your head or head and shoulders. The profile must be (or if it is sent electronically, be capable of being) printed on a single A4 page.</p>   |
| <b>Deposit</b>                       | <p>When you make your nomination you must pay a deposit of \$80. You may send this with your nomination form or deliver it to the Returning Officer at any time before the closing date for nominations.</p> <p>You may pay your deposit in cash or by cheque, bank draft or postal order. If you make appropriate arrangements with the Returning Officer you may be able to pay your deposit by electronic transfer or other means.</p> |
| <b>Withdrawing your nomination</b>   | <p>You may withdraw your nomination by giving written notice to the Returning Officer before the closing date for nominations. You may send your withdrawal by post, by fax or by other electronic means so long as it is capable of being printed in its entirety, including signatures.</p>   |