

Electoral Act 2017

APPROVAL OF THE FORM FOR THE APPOINTMENT OF A SCRUTINEER

Pursuant to section 119(3) and section 158 of the *Electoral Act 2017* I approve the form set out in Annexure 1 as the form for:

- (a) the appointment of a scrutineer by a candidate or a registered party; and
- (b) a declaration to be made and signed by the scrutineer.


~~John Schmidt~~
Electoral Commissioner

9 January 2023

ANNEXURE 1

SE.213 Appointment of scrutineer

Appointment of scrutineer

NSW State election as at July 2022

Sections 119 and 158 of the *Electoral Act 2017*

Please fill in the Appointment of scrutineer form on page 2.

Requirements for appointment as scrutineer

- Scrutineers must be enrolled to vote in NSW.
- Scrutineers must be appointed by a candidate or registered political party.
- Only the lead candidate of a group for the Legislative Council may appoint scrutineers. The other candidates in the group must not appoint scrutineers.

Candidates for election may only be appointed as a scrutineer in the following circumstances:

- A **Legislative Assembly candidate** cannot be appointed as a scrutineer for the district they are contesting but may be appointed as scrutineer for another Legislative Assembly district or the Legislative Council.
- A **lead candidate in a Legislative Council group** or **ungrouped candidate for the Legislative Council** cannot be appointed as a scrutineer for the Legislative Council but may be appointed as a scrutineer for a Legislative Assembly district.
- Candidates in a group who are **not** the lead candidate may be appointed as a scrutineer for either the Legislative Council or a Legislative Assembly district.

Scrutineer undertaking

I will not:

- either directly or indirectly, divulge or communicate any information with respect to the vote of an elector acquired by me in the performance of my duties or functions in a manner that is likely to enable the identification of an elector;
- interfere with or attempt to influence any elector or election official,
- communicate with any person in a voting centre or ballot counting place except so far as is necessary to discharge my duties or functions,
- ignore lawful directions of a voting centre manager or person in charge of a ballot counting place, or
- use any device to film or record election processes.

I will:

- inform myself of my obligations and the relevant offence provisions under the *Electoral Act 2017*,
- inform myself of the NSWEC Scrutineer Policy,
- carry out my duties and functions in accordance with the *Electoral Act 2017* and NSWEC Scrutineer Policy, and
- at all times, wear the scrutineer identification supplied to me by NSWEC when within a voting centre or ballot counting place.

Personal information collection notice

The New South Wales Electoral Commission ("we") collect information on this form for the purpose of administering elections. Our staff and contractors have access to the information in this form. We may disclose this information to third-party providers to carry out our functions, and to others if legally required or authorised. If this form is not completed as indicated, you cannot act as a scrutineer. See the Privacy Management Plan on our website about access to and correcting your personal information.

Appointment of scrutineer

NSW State election

Sections 119 and 158 of the *Electoral Act 2017*

Please read the **Requirements for appointment as scrutineer**, **Scrutineer undertaking** and **Personal information collection notice** on page 1 before completing this form.

Please make copies of this form if you intend to scrutineer at multiple locations as election officials may collect this form.

Appointment of scrutineer

I appoint:
SCRUTINEER'S SURNAME SCRUTINEER'S GIVEN NAME(S)

Please tick one:
 as a scrutineer for the Legislative Assembly electoral district of **or**
 as a scrutineer for the Legislative Council ELECTORAL DISTRICT

for the election to be held on
ELECTION DATE

NAME OF PERSON MAKING THE APPOINTMENT SIGNATURE OF PERSON MAKING THE APPOINTMENT DATE

Please tick one: I am a candidate, or
 The following party authorised me to appoint a scrutineer:

My position in the party is: eg. registered officer, deputy registered officer, other.

Declaration of scrutineer (must be completed in front of an election official)

I,
SCRUTINEER'S SURNAME SCRUTINEER'S GIVEN NAME(S)

scrutineer for
NAME OF CANDIDATE OR NSW REGISTERED POLITICAL PARTY THE SCRUTINEER IS REPRESENTING

do solemnly and sincerely declare that:

- I am 18 years of age or older.
- I have read, understood and will comply with the **Requirement for appointment as scrutineer** and **Scrutineer undertaking** on page 1.
- I will observe all the provisions of the *Electoral Act 2017* that relate to scrutineers.
- I will follow all lawful directions issued by the Electoral Commissioner, voting centre manager or other election officials in accordance with the *Electoral Act 2017*.
- I am enrolled in the district of:

ELECTORAL DISTRICT

and I make this solemn declaration conscientiously believing the same to be true, and by virtue of the provisions of the *Oaths Act 1900*.

<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
<small>LOCATION</small>	<small>DATE</small>	<small>SCRUTINEER'S SIGNATURE</small>	<small>ELECTION OFFICIAL SIGNATURE</small>
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
<small>LOCATION</small>	<small>DATE</small>	<small>SCRUTINEER'S SIGNATURE</small>	<small>ELECTION OFFICIAL SIGNATURE</small>
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
<small>LOCATION</small>	<small>DATE</small>	<small>SCRUTINEER'S SIGNATURE</small>	<small>ELECTION OFFICIAL SIGNATURE</small>
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
<small>LOCATION</small>	<small>DATE</small>	<small>SCRUTINEER'S SIGNATURE</small>	<small>ELECTION OFFICIAL SIGNATURE</small>
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
<small>LOCATION</small>	<small>DATE</small>	<small>SCRUTINEER'S SIGNATURE</small>	<small>ELECTION OFFICIAL SIGNATURE</small>

Note: Part 4 of the *Oaths Act 1900* applies to this declaration as if it were made under that Act.