

Queensland

Electoral and Other Legislation Amendment Regulation (No. 2) 2020

Subordinate Legislation 2020 No. 215

made under the

Electoral Act 1992 Referendums Act 1997 State Penalties Enforcement Act 1999

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Part 1 Preliminary

1 Short title

This regulation may be cited as the *Electoral and Other Legislation Amendment Regulation (No. 2) 2020.*

Part 2 Amendment of Electoral Regulation 2013

2 Regulation amended

This part amends the *Electoral Regulation 2013*.

3 Replacement of s 4A (Approval of procedures for electronically assisted voting—Act, s 121B)

Section 4A—

omit, insert—

4A Approval of procedures for electronically assisted voting—Act, s 121B

For section 121B(3)(a) of the Act, the procedures set out in the document called 'Procedure for Electronically Assisted Voting for State Elections, Version 3.0', made by the commission on 10 September 2020, are approved.

Note-

Under section 121B(3)(c) of the Act, the procedures must be published on the commission's website.

4 Replacement of s 12 (Approval of procedures for electronic lodgement of returns—Act, s 315A)

Section 12—

omit, insert—

12 Approval of procedures for electronic lodgement of returns—Act, s 315A

For section 315A(2)(a) of the Act, the procedures set out in the document called 'Procedure for Electronic Lodgement of Returns, Version 2.0', made by the commission on 1 November 2019, are approved.

Note—

Under section 315A(2)(c) of the Act, the procedures must be published on the commission's website.

5 Replacement of s 13 (Approval of procedures for counting of absentee votes—Act, s 130A)

Section 13—

omit, insert—

13 Approval of procedures for counting of absentee votes—Act, s 130A

For section 130A(3)(a) of the Act, the procedures about how absentee votes at an election are to be counted, set out in the document called 'Procedures for Counting of Absentee Votes for State Elections and Referendums, Version 1.0', made by the commission on 21 January 2020, are approved.

Note-

Under section 130A(3)(c) of the Act, the procedures must be published on the commission's website.

6 Insertion of new pt 6A

After section 14—

insert—

Part 6A 2020 general election

14A Declaration

This part is made under part 12B of the Act.

14B Arrangements for postal voting—Act, s 392Y

- (1) The commission must, as soon as practicable after the issue of the writ for the 2020 general election, post, deliver or otherwise send a ballot paper and a declaration envelope to an elector registered as a general postal voter under the Commonwealth Electoral Act, section 184A(2)(b), (c) or (ca).
- (2) Subsection (1) does not prevent an elector from voting using another procedure under the Act.

Part 3 Amendment of Referendums Regulation 2016

7 Regulation amended

This part amends the Referendums Regulation 2016.

8 Omission of ss 3 and 4

Sections 3 and 4— *omit*.

9 Insertion of new s 3

After section 2—
insert—

3 Approval of procedures for counting of absentee votes—Act, s 41A

For section 41A(3)(a) of the Act, the procedures about how absentee votes at a referendum are to be counted, set out in the document called

'Procedures for Counting of Absentee Votes for State Elections and Referendums, Version 1.0', made by the commission on 21 January 2020, are approved.

Note-

Under section 41A(3)(c) of the Act, the procedures must be published on the commission's website.

Part 4 Amendment of State Penalties Enforcement Regulation 2014

10 Regulation amended

This part amends the *State Penalties Enforcement Regulation* 2014.

11 Amendment of sch 1 (Infringement notice offences and fines for nominated laws)

Schedule 1, entry for *Electoral Act 1992—insert—*

s 392T(4)	1	-
s 392U(4)	2	-
s 392V(4)	2	_

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ENDNOTES

- 1 Made by the Governor in Council on 17 September 2020.
- 2 Notified on the Queensland legislation website on 18 September 2020.
- 3 The administering agency is the Department of Justice and Attorney-General.

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