

Appendix A

Submissions to the inquiry

No.	Received from
1	The Hon. Bruce Scott, MP
2	Mr Mark Powell
3	Mr Robert Cowley
4	Mr Bob Patterson
5	Mrs Josie Bamber
6	Mr Stanley Roth
7	Mr Eddie Kendell
8	Mr Peter Hickey
9	Mr Laurie Ferguson, MP
10	Mr Dick Adams, MP
11	Mr Eero Laurila
12	Ms Kay Fielden
13	Mr Michael Doyle
14	Mr R. Deacon
15	Mrs Anne Bailey
16	Guide Dogs Victoria
17	Mrs Jenny Miller
18	Professor Emeritus Peter Bayliss
19	Mr Marcus Beresford
20	Retina Australia (NSW) Inc.
21	Mr G. H. Schorel-Hlavka

22	Ms Ilona Renwick
23	Name and contact details confidential
24	Mr Peter Stiphout
25	Confidential
26	Mrs Mary Emmott
27	Association of Australian Christadelphian Ecclesias
28	Communication Project Group – Dr Kathryn Gunn
29	Mr Stan Lewin
30	Ms Alison Cousland
31	Mr Noel Abrahams
32	Paroo Shire Council
33	Ms Beverley Stubbs
34	Mr John Clarkson
35	Mr Bruce Kirkpatrick
36	Mrs Juliet Kirkpatrick
37	Mr Garry Meehan
38	Ms Bronwyn Smith
39	Senator Bob Brown
40	Mr Christopher Bayliss
41	H S Chapman Society
42	Mr Brian McRae
43	Quilpie Shire Council
44	Dr John Quiggin
45	RPH Adelaide Inc.
46	Mrs Sonja Doyle
47	Mrs Lindsay MacDonald
48	Professor George Williams and Mr Bryan Mercurio
49	Senator Ruth Webber
50	People with Disability Australia Inc.
51	Warroo Shire Council
52	Mr Peter Brun
53	The Nationals (Hinkler Divisional Council)
54	Vision Australia
55	Ms Kimberley Fischer and Mr Stephen Bounds

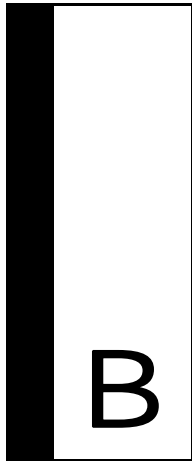
56	Mr John Kilcullen
57	Mr John Klumpe
58	Dr Lisa Hill and Mr Jonathon Louth
59	Mr William Bowe
60	Dr Geoff Gallop, Premier of Western Australia
61	Mr Peter Jessop
62	Bungil Shire Council
63	The Nationals (Roma Branch)
64	Murilla Shire Council
65	Mr Gerald Breen
66	Mr Michael Wilson
67	Mr Dino Ottavi
68	NSW Disability Discrimination Legal Centre
69	Professor Emeritus Colin Hughes
70	Australian Institute of Credit Management
71	Mr Alan Skyring
72	Mr Richard Gunter
73	Mr Antony Green
74	Australian Election Commission
75	Mr Brian Loftler
76	Mr Peter Kelly
77	Ms Sally Francis
78	Mr Roger Keyes
79	Mr Mark Byrne
80	Ms Elizabeth Ingham
81	S A Ward
82	Ms Christine Hooper
83	Ms Anne McKay
84	Ms Susan Russell
85	Mr J Craig McKay
86	Magennis Weate
87	Dr Judy Lambert
88	Mr Bruce McQueen
89	Mr Eric Jones

90	Mr David Ristrom
91	The Nationals (Wide Bay Divisional Council)
92	The Nationals (Federal Secretariat)
93	Winton Shire Council
94	The Hon. Arch Bevis, MP
95	Liberal Party of Australia (Federal Secretariat)
96	Senator John Cherry
97	Democratic Audit of Australia
98	Mr Graham Ebbage
99	The Hon. Bob Katter, MP
100	Electoral Reform Society of South Australia
101	Royal Society for the Blind
102	Mr Kris Hanna, MP, South Australian Parliament
103	Waverley Greens
104	Mr Peter van Onselen and Dr Wayne Errington
105	Professor Brian Costar and Mr David Mackenzie
106	Professor Brian Costar
107	Australian Greens
108	Mr John Wright
109	Australian Financial Conference
110	FCS Online
111	Tasmanian Greens
112	Ms Helen Hutchinson
113	Mr Lawrence Milburn
114	Mr Trevor Khan
115	Mr John Pyke
116	Ms Anna Bridle
117	Mr David Edgar
118	Mrs Danna Vale, MP
119	Mr Jon Stanhope, Chief Minister, Australian Capital Territory
120	The Hon. Jackie Kelly, MP
121	Democratic Labor Party
122	Dr Pam Muggeridge
123	Mr David Patton

124	Braidwood Greens
125	Festival of Light Australia
126	Confidential
127	Mr Glenn Ryall
128	The Hon. Philip Ruddock, MP
129	The Hon. Pat Farmer, MP
130	Mr Peter Andren, MP
131	PILCH Homeless Persons' Legal Clinic
132	Department of Defence
133	The Hon. Peter Dutton, MP
134	Mr Ivan Freys
135	Blind Citizens Australia
136	Australian Labor Party
137	Mr Cameron Riley
138	Canberra Blind Society
139	Mr Gosta Lynga
140	Mr Julian Hinton
141	Name and details confidential
142	Mr Phil Paterson
143	Mr T M Mathers
144	Public Interest Advocacy Centre
145	Dr Sally Young
146	Mr Jim Dannock
147	Mr Brian Cunningham
148	Mr Michael O'Reilly
149	Mr Keith Rex
150	Western Queensland Local Government Association
151	CAST (Civic Action Skills Teachers)
152	Mr Ray Jordan
153	Senator Len Harris
154	Mr Stan Ghys
155	Ms Alexandria Hicks, Mr Henry Pinski and Mr Ari Suss
156	Senator the Hon. Paul Calvert
157	Mr Don Willis

158	Ms H Watkins Butterworth
159	Sir David Smith
160	Mr Joo-Cheong Tham and Dr Graeme Orr
161	Mr David Patton (supplementary)
162	Mr Bruce Kirkpatrick (supplementary)
163	The Hon. Bob Katter, MP (supplementary)
164	Mrs Sonja Doyle (supplementary)
165	Australian Electoral Commission
166	Liberals for Forests
167	Mr Martin Mulvihill
168	Australian Electoral Commission (supplementary)
169	Dr Graeme Orr (supplementary)
170	Professor Emeritus Colin Hughes (supplementary)
171	Australian National University
172	Australian Electoral Commission (supplementary)
173	The Nationals, Mr Andrew Sochacki
174	University of Western Australia
175	Mr Michael Doyle (supplementary)
176	Mr Stephen Luntz
177	Electoral Reform Society of South Australia (supplementary)
178	Mr Arthur James
179	Mr Peter Andrew
180	Dr John Quiggin (supplementary)
181	Mr Shawn O'Brien
182	Australian Electoral Commission (supplementary)
183	Mr Bill Howell
184	The ACT Electoral Commission
185	Council for the National Interest Western Australian Committee
186	Mr Bruce Kirkpatrick (supplementary)
187	H S Chapman Society (supplementary)
188	Mr Antony Green (supplementary)
189	Mr Bruce Kirkpatrick (supplementary)
190	Australian Financial Conference (supplementary)
191	FCS Online (supplementary)

192	Mrs Jennifer Collett
193	National Capital Educational Tourism Project – Mr Garry Watson
194	Mr Peter Wilkinson
195	Mr Christopher Pyne MP
196	Mr Malcolm Turnbull MP
197	Mr Julian Sheezel
198	Confidential
199	Mr Joo-Cheong Tham and Dr Graeme Orr (supplementary)
200	Unity Party WA
201	Australian Labor Party (supplementary)
202	Communication Project Group (supplementary)
203	Mr Phil Paterson (supplementary)
204	The Nationals (supplementary)
205	Australian Electoral Commission (supplementary)
206	Dr Keith Wollard (supplementary)
207	Dr Keith Wollard (supplementary)
208	Name and Details Confidential
209	Mr J Highfield
210	Mr P S Morgan
211	Mr Peter Newland
212	Mr Terence Healy
213	Mr Michael O'Reilly
214	Mr Michael O'Reilly (supplementary)
215	National Party Women (Qld) – Maroochydore Electorate
216	Australian Electoral Commission (supplementary)
217	Democratic Labor Party (supplementary)
218	Dr Mal Washer MP
219	Liberal Party of Australia (Federal Secretariat) (supplementary)
220	Professor Matt Qvortrup
221	Australian Electoral Commission (supplementary)



Appendix B

List of Exhibits

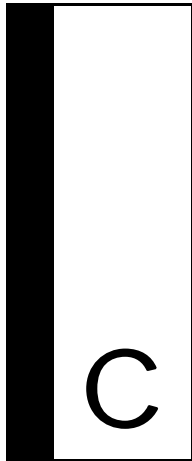
No.	Description
1	<i>Senate Voters' Choice (Preference Allocation) Bill 2004</i> , presented by Senator Bob Brown (related to Submission No. 39)
2	Mr Peter Van Onselen and Dr Wayne Errington, "Electoral Databases: Big Brother or Democracy Unbound?", <i>Australian Journal of Political Science</i> , Vol. 39, No. 2, July 2004, pp. 349–366. Presented by Mr Peter Van Onselen and Dr Wayne Errington (related to Submission No. 104)
3	Mr Peter Van Onselen and Dr Wayne Errington, "Political Party Databases: Proposals for Reform", <i>Australian Journal of Professional and Applied Ethics</i> , Vol. 6, No. 1, 2004, pp. 82–87. Presented by Mr Peter Van Onselen and Dr Wayne Errington (related to Submission No. 104)
4	<i>Copy of submission from Mr Richard Gunter to JSCEM 2004 Federal Election Inquiry</i> , presented by Mr Richard Gunter (related to Submission No. 71)
5	<i>Court case: Re Mr Skyring's applications</i> , presented by Mr Alan Skyring (related to Submission No. 71)
6	<i>Court case: Ex parte: Alan George Skyring</i> , presented by Mr Alan Skyring (related to Submission No. 71)
7	<i>Memo to Governor General and inclusion of court case</i> , presented by Mr Alan Skyring (related to Submission No. 71)
8	<i>Memo to re-constituted committee inquiring into the children overboard affair</i> , presented by Mr Alan Skyring (related to Submission No. 71)

- 9 *Court case: Gunter v Jersey et al*, presented by Mr Alan Skyring (related to Submission No. 71)
- 10 *Court case: re Skyring's applications*, presented by Mr Alan Skyring (related to Submission No. 71)
- 11 *Court case: Skyring v Commissioner of Taxation - Commonwealth of Australia*, presented by Mr Alan Skyring (related to Submission No. 71)
- 12 *Photocopy of envelope addressed to Mr Skyring showing he has returned to sender (High Court)*, presented by Mr Alan Skyring (related to Submission No. 71)
- 13 *Court case: Skyring v Graham Kingsley Ramsey*, presented by Mr Alan Skyring (related to Submission No. 71)
- 14 *Article: Subject "Royal Charter"*, presented by Mr Alan Skyring (related to Submission No. 71)
- 15 *Court case: Gunter v Attorney General*, presented by Mr Richard Gunter (related to Submission No. 72)
- 16 *Court case: Gunter v Attorney General*, presented by Mr Richard Gunter (related to Submission No. 72)
- 17 *Court case: Muldowney v Australian Electoral Commission*, presented by Mr Richard Gunter (related to Submission No. 72)
- 18 *Court case: Gunter v Governor General*, presented by Mr Richard Gunter (related to Submission No. 72)
- 19 *Correspondence and court cases between Mr Gunter and Australian Government Solicitor*, presented by Mr Richard Gunter (related to Submission No. 72)
- 20 *Copy of Notice of Motion in court case*, Mr Richard Gunter (related to Submission No. 72)
- 21 *Correspondence with solicitor & court case: Gunter vs De Jersey*, presented by Mr Richard Gunter (related to Submission No. 72)
- 22 *Supreme Court Rules*, presented by Mr Richard Gunter (related to Submission No. 72)
- 23 *Taxation Laws Amendment (Political Donations) Bill 1999*, presented by Mr Peter Andren (related to Submission No. 130)
- 24 *Postal voting pamphlet - Liberal Party*, presented by Mr Peter Andren MP (related to Submission No. 130)
- 25 *Postal voting pamphlet - The Nationals*, presented by Mr Peter Andren MP (related to Submission No. 130)

- 26 *Postal voting pamphlet - Australian Labor Party*, presented by Mr Peter Andren MP (related to Submission No. 130)
- 27 *Letter from Senator Sandy MacDonald - re upgrade of facilities at Mount Panorama*, presented by Mr Peter Andren MP (related to Submission No. 130)
- 28 *Letter from Senator the Hon Bill Heffernan to residents of Calare - re economic priorities*, presented by Mr Peter Andren MP (related to Submission No. 130)
- 29 *Article: "Money Removes Pollies from Reality"*, *The Australian*, 31 March 2005, presented by Mr Peter Andren MP (related to Submission No. 130)
- 30 *The Nationals how-to-vote card from the Richmond Electorate*, Presented by Mr Andrew Sochacki, public hearing, 6 July 2005
- 31 *Liberals for Forests how-to-vote card from the Richmond Electorate*, Presented by Mr Andrew Sochacki, public hearing, 6 July 2005
- 32 *Advertising material from the Nationals from the Richmond Electorate*, presented by Mrs Susanna Flower, public hearing, 6 July 2005
- 33 Professor Colin Hughes, "Fixed Term Parliaments: The Constitutional Issues", in *Fixed Term Parliaments: Proceedings of the Third Annual Workshop of the Australasian Study of Parliament Group*, 1982, presented by Professor Colin Hughes, (related to Submission No. 170)
- 34 Professor Colin Hughes, "'Extended and/or Fixed Term Parliamentary Terms", in *South Australian Constitutional Conference: Conference Book*, 1981, presented by Professor Colin Hughes, (related to Submission No. 170)
- 35 Electoral and Administrative Review Commission, *Report on Queensland Legislative Assembly Electoral System*, November 1990, presented by Professor Colin Hughes, (related to Submission No. 170)
- 36 Queensland Constitutional Review Commission, *Report on the Possible Reform of and Changes to Acts and Laws that relate to the Queensland Constitution*, February 2000, presented by professor Colin Hughes, (related to Submission No. 170)
- 37 *Postal Vote Application*, presented by the Australian Electoral Commission, (related to Submission No. 168)
- 38 *Postal vote ballot papers sent to constituent*, presented by the Australian Electoral Commission, (related to Submission No. 168)

- 39 *Postal vote returned to AEC correct format*, presented by the Australian Electoral Commission, (related to Submission No. 168)
- 40 *Postal vote with Senate ballot paper returned in unauthorised envelope*, presented by the Australian Electoral Commission, (related to Submission No. 168)
- 41 *Postal vote returned to AEC missing Senate ballot paper*, presented by the Australian Electoral Commission, (related to Submission No. 168)
- 42 *Mullholland vs the AEC*, presented by the Democratic Labor Party, (related to Submission No. 121)
- 43 *Affidavit of Applicant: Mullholland vs AEC*, presented by the Democratic Labor Party, public hearing, 25 July 2005
- 44 *Discussion Paper - Bring Home Democracy: Enfranchising Australia's Homeless*, presented by Professor Brian Costar and Mr David Mackenzie, public hearing, 25 July 2005
- 45 Mr Joo-Cheong Tham and David Grove, 'Public Funding and Expenditure Regulation of Australian Political Parties: Some Reflections', in, *Federal Law Review*, vol. 32, 2004, pp. 397-424, presented by Mr Joo-Cheong Tham, public hearing, 25 July 2005
- 46 *Communication needs of people with disabilities*, presented by Dr Kathryn Gunn, public hearing, 26 July 2005
- 47 *Blind Citizens Australia: Information Pack*, Blind Citizens Australia, (related to Submission No. 158), public hearing, 25 July 2005
- 48 *Graphs on Government Advertising since 1990*, presented by the Australian Labor Party (related to Submission No. 159), public hearing, 8 August 2005
- 49 *Graphs on Government Advertising since 2004*, presented by the Australian Labor Party (related to Submission No. 159), public hearing, 8 August 2005
- 50 *Liberal Party how-to-vote card from the Melbourne Ports Electorate*, presented by Mr Michael Danby MP, public hearing, 5 August 2005
- 51 *The Greens' how-to-vote card from the Melbourne Ports Electorate*, presented by Mr Michael Danby MP, public hearing, 5 August 2005
- 52 *Liberal Party how-to-vote card from the Melbourne Ports Electorate*, presented by Mr Tony Smith MP, public hearing, 5 August 2005
- 53 Victorian Government, "Want to work longer hours for less pay?", *The Border Mail*, 8 August 2005, p. 6, presented by Ms Sophie Panopoulos MP, public hearing, , 8 August 2005

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- 54 Australian Labor Party, *Abetz Plan to Turn Political Donations into 'Hush Slush' Funds*, presented by Senator George Brandis, public hearing, 8 August 2005
- 55 *Minutes of the Queensland Greens Management Committee Meeting on 8 August 2002*, presented by Senator George Brandis, public hearing, 8 August 2005
- 56 *Political Party Annual Return – Queensland Greens*, presented by Senator George Brandis, public hearing, 8 August 2005
- 57 *Maps of Telstra's CDMA coverage in Australia*, presented by the H.S Chapman Society, public hearing, 12 August 2005
- 58 *Example of Barcode*, presented by the H.S Chapman Society, public hearing, , 12 August 2005
- 59 *Example of Different Types of Barcodes*, presented by the H.S Chapman Society, public hearing, 12 August 2005
- 60 *Skywire's Products and Services Overview for 2005*, presented by the H.S Chapman Society, public hearing, 12 August 2005
- 61 Dr Graeme Orr, *Submission to Senate Finance and Public Administration References Committee inquiry into government advertising and accountability July 2004*, presented by Mr Joo-Cheong Tham and Dr Graeme Orr (related to Submission No. 160)
- 62 Mr Joo-Cheong Tham and Dr Graeme Orr, *Submission to Joint Standing Committee on Electoral Matters inquiry into the disclosure of donations to political parties and candidates*, presented by Mr Joo-Cheong Tham and Dr Graeme Orr (related to Submission No. 160)



Appendix C

List of Hearings and Witnesses

Wednesday, 27 April 2005 – Dalby

Mr Bruce Scott MP, Federal Member for Maranoa

Warroo Shire Council

Mr Michael Parker, Chief Executive Officer

Australian Electoral Commission

Mr Robin Boyd, Divisional Returning Officer, Division of Fairfax

Mr William Woolcock, Divisional Returning Officer, Division of Groom

Ms Shandra Baker

Mr Alfred Thompson

Wednesday, 27 April 2005 – Longreach

Mrs Sonja Doyle

Winton Shire Council

Mr Bob Hoogland, Chief Executive Officer

Ilfracombe Shire Council

Mr Vaughn Becker, Chief Executive Officer

Ms Shelley Colvin

Thursday, 28 April 2005 – Ingham

Office of the Hon. Bob Katter MP

Mrs Helen Fuller, Chief Electorate Officer

Queensland Nationals

Mr Marcus Rowell, State Member

Australian Electoral Commission

Ms Anne Bright, Australian Electoral Officer for Queensland

Mr Doug Orr, Assistant Commissioner, Elections

Mr Octavian Sencariuc, Divisional Returning Officer

Ms Kellie White

Wednesday, 6 July 2005 – Brisbane

Emeritus Professor Colin Hughes

Mr T M Mathers

Professor John Quiggin

Association of Australian Christadelphian Ecclesias Inc

Mr John Quill, Secretary

Mr Richard Gunter

Mr Alan Skyring

Mr John Clarkson

The Hon. Arch Bevis, Federal Member for Brisbane

Mr John Cherry

Thursday, 7 July 2005 – Tweed Heads

The Nationals

Mr Andrew Sochacki, Chairman, Richmond Electorate

Ms Bronwyn Smith

The Greens

Mrs Susanna Flower, Federal Candidate 2004

Mr Thomas Tabart, Secretary, Tweed Greens

Australian Electoral Commission

Mr Michael Averay, Divisional Returning Officer for Richmond

Monday, 25 July 2005 – Melbourne**Institute for Social Research, Swinburne University**

Professor Brian Costar, Professor of Politics

Mr David MacKenzie, Senior Research Fellow

University of Melbourne

Mr Joo-Cheong Tham, Law Lecturer

PILCH Homeless Persons Legal Clinic

Mr Philip Lynch, Coordinator and Principal Solicitor

Guide Dogs Victoria

Ms Joan Smith, Public Education Coordinator

Ms Christine Dodds, Public Relations Coordinator

Vision Australia

Mr Tony Clark, Business Manager

Blind Citizens Australia

Ms Nadia Mattiazzo, Victorian Advocacy Officer

Mr John Power, National Policy Officer

Mr Michael Doyle**Mr Stanley Lewin****Ms Alison Cousland****Democratic Labor Party**

Mr John Mulholland, Secretary/Registered Officer

Tuesday, 26 July 2005 – Adelaide

RPH Adelaide Inc.

Mr Hans-Joachim Reimer, General Manager

Royal Blind Society for the Blind of South Australia

Mr Tony Starkey, Access Project Officer

Festival of Light Australia

Dr David Phillips, National President

Mrs Roslyn Phillips, Research Officer

Mr David D'Lima, Field Officer

Electoral Reform Society of South Australia

Mr Deane Crabb

Communication Project Group

Dr Kathryn Gunn

Wednesday, 3 August 2005 – Perth

University of Western Australia, Department of Political Science and International Relations

Associate Professor David Denmark

Mr Philip Paterson

Liberals for Forests

Dr Keith Woollard, Secretary

One Nation, Western Australia

Mr Brian McRae

Mr William Bowe

Australian Electoral Commission

Ms Jennie Gzik, Australian Electoral Officer for Western Australia

Friday, 5 August 2005 – Canberra

Australian Electoral Commission

Mr Robert Campbell, Electoral Commissioner
Mr Paul Dacey, Deputy Electoral Commissioner
Ms Barbara Davis, First Assistant Commissioner Business Support
Mr Timothy Evans, Director, Election Systems and Policy
Mr Tim Pickering, First Assistant Commission Electoral Operations

Minter Ellison Consulting

Ms Philippa Horner, Consultant

Minter Ellison

Mr Denis O'Brien, Partner

QM Technologies Pty Ltd

Mr Paul Mansfield, General Manager, Queensland

Monday, 8 August 2005 – Canberra

Australian Capital Territory Electoral Commission

Mr Phillip Green, Electoral Commissioner

Sir David Smith

Liberal Party of Australia, Federal Secretariat

Mr Brian Loughnane, Federal Director

Australian Labor Party

Mr Tim Gartrell, National Secretary

The Nationals

Mr Andrew Hall, Federal Director

Senator Bob Brown, Senator for Tasmania

Australian Greens

Mr Ben Oquist, Adviser to Senator Bob Brown

Friday, 12 August 2005 – Sydney

HS Chapman Society

Dr Amy McGrath, President

Mr William Kirkpatrick, Member and former Chairman

Mr Peter Brun

Mr Ivan Freys

Mr Antony Green

Australian Institute of Credit Management

Mr Terry Collins, Chief Executive Officer

Perceptive Communications Pty Ltd, trading as FCS OnLine

Ms Margo Fitzgibbon, Director and Commercial Manager

Mr John Elmgreen, Lawyer

Australian Finance Conference

Mr Ron Hardaker, Executive Director

People with Disability Australia

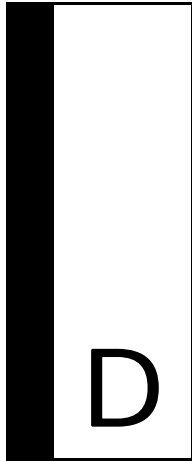
Ms Alanna Clohesy, Deputy Director, Advocacy

Mr Digby Hughes, Senior Advocate

Public Interest Advocacy Centre Ltd

Ms Robin Banks, Chief Executive Officer

Ms Jane Stratton, Policy Officer



Appendix D

Summary of the Minter Ellison inquiry and the AEC's response

- 1.1 On 29 October 2004, the AEC contracted Minter Ellison to conduct an inquiry into postal voting at the 2004 Federal Election. The terms of reference were as follows:
- To investigate the problems encountered in certain aspects of postal voting at the 2004 Federal Elections and to provide a report on the following key matters:
 - ⇒ what went wrong with postal voting processing;
 - ⇒ how the AEC dealt with issues as they arose;
 - ⇒ an examination of the context and process failures and successes; and
 - ⇒ recommendations for any changes that should be made for the future.
 - Specifically, the inquiry was to address the following non-inclusive list of issues:
 - ⇒ the initial deluge of postal vote applications;
 - ⇒ delays in delivery;
 - ⇒ the 568 postal vote certificates sent to incorrect addresses;
 - ⇒ the delayed regeneration of 68 ACT and 2,043 Queensland spoilt postal vote certificate envelopes;
 - ⇒ The 1,832 spoilt postal vote certificates envelopes from a central print batch lodged on 20 September 2004 that were not regenerated; and
 - ⇒ The inclusion of New South Wales Senate ballot papers in some mailouts of postal voting material for Queensland.

- The inquiry was also asked to consider:
 - ⇒ Whether APVIS is the optimum method of preparing and distributing postal voting materials; and
 - ⇒ Whether risks to servicing voters in country and remote parts of Australia might be reduced by alternative methods.
- 1.2 Minter Ellison delivered its report on 20 December 2004, and it contained 27 recommendations in three broad areas:
 - providing greater certainty and effectiveness in the process by which postal votes are processed through to the preliminary scrutiny;
 - ensuring that the process under which postal voting material is produced and distributed to electors operates in a timely and efficient way; and
 - ensuring that the AEC is in a position to keep stakeholders informed on postal voting matters.
- 1.3 Generally, the AEC supports 23 of the Minter Ellison recommendations, notes two of the recommendations and does not support two of the recommendations. It noted that a number of the Minter Ellison recommendations require legislative change.

Minter Ellison recommendation 1

The exemption for PVAs from s.9 of the *Electronic Transactions Act 1999* be removed so as to allow applicants for a postal vote to lodge the completed PVA electronically.

The AEC's response

- 1.4 Supported – seeking amendment to exemption from ETA (define acceptable electronic transactions as those that transmitted a reproduction of an original PVA that had been signed by the elector) to allow voters to scan a completed PVA and email it to the AEC.

The AEC's recommendation

- 1.5 That the JSCEM recommend that the Electronic Transaction Regulations 2000 be amended to permit electors to submit an application for a postal vote or an application to become a general postal vote by scanning and emailing the appropriate form.

Minter Ellison recommendation 2

Australian electors overseas have the same opportunity to register as GPs as those in Australia.

The AEC's response

- 1.6 Supported – remove ambiguity to clarify that GPV provisions apply to electors overseas; amend CEA to provide that being a member of the defence forces serving overseas is grounds for registering as a GPV.

The AEC's recommendation

- 1.7 That the JSCEM recommend that the *Commonwealth Electoral Act 1918* be amended to specifically permit eligible overseas electors and Australian defence force personnel serving overseas to become general postal voters.

Minter Ellison recommendation 3

The rules about GPVs be clarified – an elector enrolled in a Division should not be able to apply to be registered as a GPV once an election is called (though any application made before then should continue to be processed by the AEC).

- This would clarify which rules apply during the election period.
- As the grounds are almost identical, it would still be open to the elector to apply for a postal vote in that election.

The AEC's response

- 1.8 Not supported – no advantage to electors because GPVs effectively become PVAs after the close of rolls; if it were implemented, the cut-off point should be the close of rolls, not the issue of writs, to avoid confusion when an enrolment is accompanied by a GPV.

Minter Ellison recommendation 4

A reference be included in the GPV application form to the fact that the completed form can be returned to the AEC by fax.

The AEC's response

- 1.9 Supported – extend same provisions for lodging PVAs to GPVs.

Minter Ellison recommendation 5

The AEC explore options for having other Commonwealth agencies that are located in rural areas (such as Centrelink) to accept completed PVAs on behalf of the AEC.

The AEC's response

- 1.10 Not supported – no advantage to electors, as even if other agencies collected completed PVAs, they would still have to be sent onto the AEC;

greater chance for delays as would have to rely on the agency staff giving this highest priority.

Minter Ellison recommendation 6

The AEC modify its PVA to:

- either require the elector to indicate, or to give the elector the option of indicating, why they require a postal vote; and
- if they choose to do so, to nominate a date by which the postal voting material would need, for that reason, to be received at the postal address nominated.

The AEC's response

- 1.11 Point 1: noted – previous discussed by JSCEM, but the Government did not support amendment; difficult to see whether will apply further rigour to the application process.
- 1.12 Point 2: supported – must manage voter expectations in the information on the PVA; take account of issues in postal delivery and variables in the production of PVPs.

Minter Ellison recommendation 7

The AEC take up the suggestion discussed with Australia Post that a process be developed on RMANS for ensuring that matters relevant to the postal delivery schedules applicable to the delivery points at the postal address, or in the postcode area, of the applicant are available to the DRO at the time the decision is made whether an application should go to Central or Local print - this would allow the delivery points that receive only 1 or 2 deliveries a week to be flagged.

The AEC's response

- 1.13 Supported – dependent on Australia Post's ability to supply mail delivery information compatible with the RMANS address register; would allow the call centre operation to decide whether local print or central print will be the best option for timely receipt of the PVP.

Minter Ellison recommendation 8

The rules about the receipt of PVAs from electors be changed so that a postal vote should be regarded as not having been made if it reaches the DRO after 6pm on the Thursday before polling day but the DRO should be required, if it is received after 6pm on the Thursday, but before 6pm on the Friday, to take reasonable steps to inform the applicant that the PVA has not been accepted.

The AEC's response

- 1.14 Supported in principle – amend CEA to provide a PVA should be regarded as not having been made if reaches DRO etc after 6pm on the Wednesday before polling day (Thursday is too late); would require the DRO etc to take reasonable steps to inform the applicant the PVA has not been accepted; DRO etc that receives a PVA between the last mail clearance on the Friday week before polling day and 6pm on the next Wednesday must attempt delivery of PVP by most practicable means.

The AEC's recommendation

- 1.15 That the JSCEM recommend that the *Commonwealth Electoral Act 1918* and the *Referendum (Machinery Provisions) Act 1984* be amended to require that:
- for postal vote applications received up to and including the last mail on the Friday eight days before polling day, the AEC be required to deliver the postal voting material to the applicant by post unless otherwise specified by the applicant;
 - for postal vote applications received after the last mail on the Friday eight days before polling day and up to and including the last mail on the Wednesday before polling day, the AEC be required to post or otherwise deliver the postal voting material by the best means possible; and
 - for postal vote applications received after the last mail on the Wednesday before polling day, the applications be rejected on the grounds that delivery of postal voting material cannot be guaranteed, and that reasonable efforts be made to contact the applicants to advise them of the need to vote by other means.

Minter Ellison recommendation 9

It should be made clear that the DRO's obligation is to arrange for the delivery of the postal ballot papers to the GPV or applicant, and that it is at the DRO's discretion whether it is posted or other arrangements for its delivery are made:

- the DRO's decision should be determined by what method is most likely to ensure that the voting material is received in time for the GPV or applicant to record their vote before the close of the poll; and
- this will allow the DRO to take into account the location of the voter, Australia Post delivery times for ordinary post for that location, whether the elector has indicated that they will be away from their postal address after a certain day, how close polling day is etc.

The AEC's response

- 1.16 Noted – seek legal advice to clarify these issues and maybe propose amendments once advice received.

Minter Ellison recommendation 10

The AEC consider making a special point in the public education campaign associated with the next election of highlighting the difficulties associated with electors leaving it to the last week in the election period to lodge a PVA.

The AEC's response

- 1.17 Supported – will consider this when reviewing the voter services phase of the campaign in 2005.

Minter Ellison recommendation 11

The rules are changed so that:

- electors can, prior to the close of the polls, return their completed PVCs, envelope and ballot papers into the possession of the AEC by any convenient means, or post the material (provided that if posted, it is received within 13 days of polling day); and
- the AEC is then responsible for ensuring it is delivered to the appropriate DRO in time for it to be included in the preliminary scrutiny.

The AEC's response

- 1.18 Supported – amend postal voting provisions of CEA to allow return of completed PVC by any convenient means other than post to a range of AEC officers as current arrangements could be seen as being restrictive; still within 13 days of polling day.

The AEC's recommendation

- 1.19 That the JSCEM recommend that the *Commonwealth Electoral Act 1918* and the *Referendum (Machinery Provisions) Act 1984* be amended to allow electors to return their postal votes to any employee of the AEC by any convenient means and the AEC then deliver the postal vote to the appropriate Divisional Returning Officer within 13 days after polling day.

Minter Ellison recommendation 12

The rules for admitting PVC envelopes into the preliminary scrutiny are changed to say that, where the PVC envelope is not in the possession of the AEC before the close of the poll:

- it should only be accepted into the preliminary scrutiny where it is received through the post within 13 days after the close of the poll and the witness signature is dated with a day or date on or before polling day; and
- if there is no signature date, then irrespective of whether or not there is a legible postmark, the envelope should be rejected.

The AEC's response

- 1.20 Supported in principle – amend CEA to allow the date of the witness's signature, not the postmark (no definition of postmark and are technical difficulties associated with mail deliveries and pick ups), to be used to determine whether a postal vote was cast prior to close of polling; previously rejected by JSCEM; require voter to confirm that they voted before 6pm on polling day through declaration block.

The AEC's recommendation

- 1.21 That the JSCEM recommend that the *Commonwealth Electoral Act 1918* and the *Referendum (Machinery Provisions) Act 1984* be amended so that postal voters are required to confirm by signing on the postal vote certificate envelope a statement such as 'I certify that I completed all voting action on the attached ballot paper/s prior to the date/time of closing of the poll in the electoral division for which I am enrolled.'

Minter Ellison recommendation 13

The AEC takes steps through its public education activities to ensure that the public is informed of the importance of a witness date.

The AEC's response

- 1.22 Supported – AEC to consider how best to inform electors of witness responsibility during review of public awareness campaign; note that any enlargement of the election advertising campaign would add significant to AEC's election costs.

Minter Ellison recommendation 14

APVIS, or at any rate a form of centralised, computer-based printing and production system to support the distribution by the AEC of postal voting material, be retained.

The AEC's response

- 1.23 Supported – can't process current/expected volume of PVAs without support of centralised, computer-based printing and production system.

Minter Ellison recommendation 15

The flexibility to determine whether postal voting material should be produced centrally or through a local computer-based system in the office of DRO's be retained.

The AEC's response

1.24 Supported – local print is essential for when voting material is required immediately.

Minter Ellison recommendation 16

The AEC establish a planning team as soon as possible consisting of representatives of relevant areas in the AEC (ie the ESP Section, State and Territory Head Offices, DROs, the Public Awareness Media and Research Branch and Parliamentary and Ministerial Section) with the task, taking account of experience in the 2004 election, of:

- mapping each stage in the postal voting process
- identifying what needs to be done, by whom and in what timeframe, to ensure that each stage in the process is achieved effectively and efficiently
- undertaking a comprehensive risk assessment of each part (ie identification of risks, their removal or minimisation)
- formulating risk recovery procedures for each part of the process (identification of what would have to be done, who would do it, what resources would need to be available etc)
- undertaking an assessment of resources needed to achieve the outcomes, where additional resources may be required and a process for securing those additional resources
- identifying where contractors, service providers or stakeholders are involved or potentially affected, and what their roles and responsibilities would be
- preparing a report for the AEC Executive on planning for, and the development and implementation, of
 - ⇒ the RFT process for the provision of postal voting material for the next election, or
 - ⇒ if the AEC proposes to renew its contract with QM Technologies without a new RFT process, the negotiation of a new contract for those services
- ensuring that, drawing on the outcome of the work outlined above, the report to the Executive deals comprehensively with all the requirements recommended for inclusion in the RFT and/or contract negotiations (see recommendation 19 below)

- for the purpose of preparing the report, consulting with other Commonwealth agencies with similar mail processing service requirements and with expertise and experience in dealing with mail houses and involved in the provision of bulk personalised printing services (such as the Australian Taxation Office, Centrelink and possibly the Australian Bureau of Statistics).

The AEC's response

- 1.25 Supported – established diverse and representative postal voting working party in April 2005 to consider these matters and to thoroughly map each stage of the postal voting process.

Minter Ellison recommendation 17

The AEC contract the services of a person with expertise and experience in the mail house industry and in contract management, under the direction of relevant AEC officers, to:

- take responsibility for the development of relevant documentation to support
 - ⇒ the RFT process for the APVIS contract
 - ⇒ the tendering and contract negotiation
- develop the QA and FRS documentation for the next election
- manage the RFT preparation, tender evaluation, contract negotiation and implementation
- provide training to AEC QA staff in the lead up to the election (and share supervisory responsibilities for them during the contract)
- advise the AEC on relevant developments in new technology.

The AEC's response

- 1.26 Supported in principle – will consider most appropriate way to ensure that relevant skills and expertise are available during tendering, evaluation and contract implementation; recognise cost implications.

Minter Ellison recommendation 18

The AEC consider ways in which the resources available to the ESP Section can be supplemented, both during the period immediately prior to, and in the election period.

The AEC's response

- 1.27 Supported – will explore addition of short-term resources to ESP section prior to and during election to undertake specific tasks, eg quality assurance, user support and contract fulfilment.

Minter Ellison recommendation 19

The RFT (if this process is relevant), and the contract for the production of postal voting material for the next election, fully set out the AEC's requirements, namely:

- the scope of the services to be provided including, at a minimum, the receipt, storage, processing and secure disposal of data, programming and development services, personalised printing, compilation of PVPs containing personalised and other material, lodgement of PVPs with Australia Post or other carriers as specified from time to time, provision and management of base stock etc
- how those services are to be delivered, in particular, that there is sufficient printing and mail processing capacity to manage both the production of PVPs and regenerated spoils in a timely way, including if necessary a 'Local Print' option
- management matters including, at a minimum, security of personal information, quality management systems, disaster recovery and business continuity, reconciliation and job tracking (including management and regeneration of spoils and their tracking), maintenance of job documentation, staff management
- account management matters including, at a minimum, staff of management team – responsibilities and reporting, financial management, reporting, performance management, corporate management, identification of staff who will have managerial responsibility and the staff with 'on-the-ground' responsibility for performance under the contract
- transition issues ie how a new contractor (or a new site of an existing contractor) will put in place processes and procedures necessary to support the performance of the contract, and post contract
- reports that the AEC would require including, at a minimum, transfer report – daily confirming receipt of all data, detailed daily progress report on PVC and PVP production and lodgement, incident reports (within a nominated time), stock report on production, use and levels of base stock, system development report, management report, assurance certificates about compliance with all the requirements of contract, certificate of destruction of data/spoils etc
- service levels that focus on each element of the production process that is vital to the performance required by the AEC, measure the contractor's performance on that element and provides an incentive to the contractor to 'get it right' – these service levels would therefore:

- ⇒ include 'service debits' that will apply to each service level breach ie specific financial penalty for each breach of each kind of service level
- ⇒ set out the method by which the service level is to be checked eg contractor to inform AEC, AEC audit or review, problems reported by recipients or Australia Post, failure to provide reports of required content or at required time
- ⇒ include the full range of matters, strict compliance with which is an AEC requirement
- where it is proposed that more than one production site be used, that there are arrangements in place that will assure the same level of quality and performance at each site, and that each site will be applying the same (agreed) processes and procedures
- what arrangements are to be made with Australia Post for discounts under the Process Improvement Program, the implications for the way production is managed between sites and within a site, and the rules to apply in relation to 'virtual' lodgements
- what Quality Assurance arrangements the AEC will want for observing the compliance by the contractor with its Quality Assurance obligations.

The AEC's response

1.28 Supported – will develop an RFT taking account of requirements above.

Minter Ellison recommendation 20

Any contract negotiated for the provision of postal voting material for the next election specifically cover the matters listed above.

The AEC's response

1.29 Supported – will prepare a contract taking account of requirements in Recommendation 19; will seek specialist legal advice from appropriately skilled and experienced legal firm during contract negotiation.

Minter Ellison recommendation 21

Such a contract include a requirement that:

- each party keep the other fully informed about any material changes in circumstance between the finalisation of the contract and the time at which the contract services are to be provided; and
- the implications of any decisions that may impact on either party's roles and responsibilities under the contract are fully discussed.

The AEC's response

- 1.30 Supported – will prepare a contract taking account of requirements above.

Minter Ellison recommendation 22

The issue of whether Central Print should be more or less 'de-centralised' (ie the number of sites to be used) should be considered in light of the circumstances that prevail at the time of the tendering process and during contract negotiation, and again before the election period if the circumstances require it.

The AEC's response

- 1.31 Supported – will determine appropriateness of multiple processing sites for central print during evaluation of tenders or development of new contract with QM Technologies.

Minter Ellison recommendation 23

The rules for determining whether postal voting material is produced by Central Print or Local Print at any particular election or at any particular time in an election period should be determined as part of the preparation for a particular election in light of the circumstances then prevailing, but the following may provide some guidance:

- where files are small and require special treatment and may result in substantial downtime in order to process (eg may require a change of material to be inserted in mail processing), they should not be sent to Central Print at least in the first week (if at all) if they can be effectively and efficiently handled through Local Print
- where more than one site is to be used and the work is divided between them by reference to the State or Territory in which the recipient of the PVP is enrolled (thus only requiring the insertion of certain kinds of Senate ballot papers), serious consideration needs to be given to the risks of compromising that division in order to get postal advantages
- every effort should be made to minimise the number of small files to be processed, particularly in the first week of production.

The AEC's response

- 1.32 Supported – AEC and contractor to jointly develop and document the process design.

Minter Ellison recommendation 24

The AEC, with a view to increasing its availability, undertake a comprehensive review of pre-polling which would consider the following matters:

- its advantages over postal voting (eg security, immediate inclusion of the vote in scrutiny etc)
- whether it provides a genuine alternative to postal voting
- its capacity to respond as demand requires
- whether it is resourced appropriately
- whether it is advertised appropriately
- whether the CEA should be amended to remove the necessity for gazettal of the opening hours (and possibly of the place proposed to be used as a pre-poll place), provided the AEC takes appropriate steps to ensure they are appropriately advertised (including on web site etc).

The AEC's response

- 1.33 Supported – will conduct thorough review of current pre-poll voting arrangements by November 2005 to determine most appropriate locations and days and times of operation for pre-poll voting centres for the next election, and the most appropriate content and media for advertising.
- 1.34 Need to consider both postal voting and pre-poll voting in terms of service to the elector and admin of the service; postal voting has many advantages to the elector, but pre-poll has some advantages for admin; PVAs now more easily accessible, so postal voting more prevalent than pre-poll voting in 2004 for the first time; recognise cost implications of increasing the numbers of pre-poll voting centres.
- 1.35 Gazettal of times of operation of pre-poll voting centre makes it difficult for the AEC to extend the period of operation to meet unexpected demand.

The AEC's recommendation

- 1.36 That the JSCEM recommend that the Commonwealth Electoral Act 1918 and the Referendum (Machinery Provisions) Act 1984 be amended to replace the requirement to gazette the location and time of operation of pre-poll voting offices with a requirement to publicise the location and time of operation of pre-poll voting offices.

Minter Ellison recommendation 25

The AEC computer and data recording and retrieval systems be upgraded to allow real-time information to be extracted by DROs

on the progress of the production of PVPs for individual postal voters.

The AEC's response

- 1.37 Supported – will enhance data in RMANS about PVA to include date the PVP was lodged with Australia Post, to increase the amount of information that can be supplied to individual electors about the progress of their vote.

Minter Ellison recommendation 26

In the lead up to the next election, the AEC:

- discuss with the Minister's office options for a [sic] establishing a process for the provision of information about emerging issues during the election period, identifying which staff are to be involved, how and to whom requests for urgent briefing are to be handled, and how issues are to be followed up, and reported on, by the AEC (this would provide an opportunity for a discussion about the kind of information that the AEC feels able to provide during an election period, and in what form, and any perceived sensitivities)
- formulate guidelines reflecting the outcome of those discussions that would be available to all relevant staff prior to the election.

The AEC's response

- 1.38 Supported – will make arrangements to meet with the Minister's office to advice above; include caretaker conventions to apply once an election is announced.

Minter Ellison recommendation 27

The AEC continue with its recent initiative of providing regular briefings to political parties and use that opportunity to explore options for protocols about the provisions of information in the period leading up to, and during, the next election period.

The AEC's response

- 1.39 Supported – will determine most effective and least time consuming manner of providing briefings to all political parties and candidate



Appendix E

Close of rolls enrolment transactions by type – States and Territories – 2004 Federal Election

	New enrolment (a)	Reenrolment (b)	Reinstatement (c)	Transfer in intrastate (d)	Transfer in interstate (d)	Intra-area transfer (d)	No change enrolment (e)	Address renumber (f)	Total Enrolment transactions (g)	Transfer out intrastate (h)	Transfer out interstate (h)	Objection (i)	Death deletion (j)	Duplicate deletion (k)
ACT	2,279	2,038	54	636	1,690	2,572	1,084	6	10,359	636	2,075	2,656	105	1
NSW	23,706	24,645	483	29,464	7,244	26,486	8,242	176	120,446	29,464	9,084	51,294	2,359	58
NT	835	1,160	31	315	1,439	1,250	698	0	5,728	315	1,280	507	54	10
QLD	10,098	13,066	359	18,116	8,443	20,736	5,799	169	76,786	18,116	5,766	102	1,072	94
SA	9,163	5,337	29	8,630	1,984	8,773	3,363	52	37,331	8,630	2,927	89	890	26
TAS	2,136	1,890	6	1,376	1,288	3,128	1,274	1	11,099	1,376	1,209	5	130	4
VIC	15,863	19,456	310	23,101	5,902	22,530	11,326	162	98,650	23,101	5,624	34,617	1,375	63
WA	14,736	10,903	93	14,408	2,763	13,040	7,637	14	63,594	14,408	2,788	259	271	52
Australia	78,816	78,495	1,365	96,046	30,753	98,515	39,423	580	423,993	96,046	30,753	89,529	6,256	308

(a) Inclusion of an elector's name on the roll based on the receipt of a claim, where no previous enrolment record exists.

(b) Inclusion of an elector's name on the roll based on the receipt of a claim, where a non-current record exists.

(c) Re-instating an elector's name to the roll from a non-current enrolment record where the removal of the elector was in error.

(d) Alteration of an elector's enrolment details based on the receipt of an enrolment claim form, or in some circumstances written notice, from an elector. A 'transfer in intrastate' means the

elector's enrolled address moved from one division in a state to another division in the same state. A 'transfer in interstate' means the elector moved from their previous enrolled

address to an address in a division in another state or territory. An 'inter-area transfer' is an alteration to an elector's enrolled address within one division.

(e) The elector submitted an enrolment form that was identical to the elector's current enrolment details and no change was required.

(f) Alteration of a currently enrolled elector's address details after the receipt of information from the appropriate authority that the address details have been amended.

(g) Total enrolment transactions that added, amended or confirmed an elector's enrolled address.

(h) These transfers **out** are the incidental transfers of the electors who were transferred into a new division (see above note (h)).

(i) Removals from the roll as a result of the objection process under Part IX of the Electoral Act.

(j) Removals from the roll as a result of the elector's death under section 110 of the Electoral Act.

(k) Removals from the roll as a result of an elector having duplicate records.



Appendix F

Schedule 4 & 5 from the Electoral and Referendum Amendment Regulations 2000

Schedule 4 – Persons who can attest claims for enrolment (regulations 11, 12, 13)

Item	Persons
401	Accountant who is a registered tax agent
402	Bank officer, except the manager of a bank travel centre
403	Building society officer
404	Chartered professional engineer
405	Clerk, sheriff or bailiff of a court
406	Commissioner for Affidavits of a State or Territory
407	Commissioner for Declarations of a State or Territory
408	Commissioner for Oaths of a State or Territory
409	Credit union officer
410	Diplomatic or consular officer, except an honorary consular officer, of an Australian embassy, high commission, or consulate
411	Employee of a community, ethnic or remote centre who counsels or assists clients as part of the employee's duties
412	Employee of a women's refuge, or of a crisis and counselling service, who counsels or assists victims of domestic violence, sexual assault or sexual abuse as part of the employee's duties
413	Fellow of the Association of Taxation and Management Accountants
414	Finance company officer
415	Full-time or permanent part-time employee of the Commonwealth, or a State or Territory, or a Commonwealth State or Territory authority

416	Full-time or permanent part-time teacher currently employed at a school or tertiary institution
417	Holder of a current liquor licence or his or her nominee
418	Holder of a current pilot's licence
419	Holder of a statutory office for which an annual salary is payable
420	Leader of an Aboriginal or Torres Strait Islander community
421	Licensed or registered real estate agent
422	Manager of a building society or credit union
423	Marriage celebrant within the meaning of the <i>Marriage Act 1961</i>
424	Marriage counsellor within the meaning of the <i>Family Law Act 1975</i>
425	Master of a merchant vessel
426	Member of an Aboriginal and Torres Strait Islander Community Council or Regional Council
427	Member of the Association of Consulting Engineers
428	Member of the Defence Force
429	Member of the ground staff of an airline that operates a regular passenger service
430	Member of the Institute of Company Secretaries of Australia
431	Member of the non-teaching or non-academic staff of a primary or secondary school or tertiary education institution
432	Member of the staff of a person who is a member of: (a) the parliament of the Commonwealth or a State; or (b) the legislature of a Territory; or (c) a local government authority of a State or Territory
433	Member of the staff of a State or Territory electoral authority
434	Member of the staff of the Australian Electoral Commission
435	Minister of religion within the meaning of the <i>Marriage Act 1961</i>
436	Person employed as a remote resource centre visitor
437	Police aide
438	Postal manager or other permanent Australia Post employee
439	Prison officer
440	Registered nurse or enrolled nurse
441	A person who is not described in a preceding item in this Schedule who is authorised in writing by at least 3 persons described in items in the Schedule
442	A person who is not described in a preceding item in this Schedule before whom statutory declarations may be made under a law of the Commonwealth, a State or a Territory

Schedule 5 Original documents (regulation 12)

Item	Original documents
501	Australian birth certificate, or an extract of an Australian birth certificate, that is at least 5 years old
502	Australian Defence Force discharge document
503	Australian marriage certificate
504	Certificate of Australian citizenship
505	Current Australian driver's licence or learner driver's licence
506	Current Australian passport
507	Current Australian photographic student identification card
508	Current concession card issued by the Department of Veterans' Affairs
509	Current identity card showing the signature and photograph of the card holder, issued by his or her employer
510	Current pension concession card issued by the Department of Family and Community Services
511	Current proof of age card issued by a State or Territory authority
512	Decree nisi or a certificate of a decree absolute made or granted by the Family Court of Australia
513	Document of appointment as an Australian Justice of the Peace
514	A document that is not mentioned in a preceding item in this Schedule that is accepted by the Electoral Commission as evidence of the identity of a person



Appendix G

Countries with compulsory voting

Country	Status*	Population *	Constitutional or legal authority/comments/penalty
Argentina	Free	36 900 000	Constitution. Article 37. Introduced 1912 by 'Saénz Peña Law'. Enshrined in Constitution in 1994. Some exceptions – health, distance. Various penalties: Fine. Not entitled to hold public office for 3 years.
Australia	Free	19 900 000	Introduced 1924. <i>Commonwealth Electoral Act 1918</i> , section 245. Fine of \$20.
Austria	Free	8 200 000	Compulsory in 2 provinces, Tyrol and Vorarlberg, for provincial and presidential elections. Fine 1000 schillings for failure to vote without valid reason.
Belgium	Free	10 400 000	Constitution. Article 48. Adopted 1831. Revised 1920. Persons unable to vote personally may give power of attorney to family member. Penalties are official reprimands or fines.
Bolivia	Partly free	8 600 000	Constitution. Title 9. Electoral regime, Chapter 1. Suffrage. Article 219. 'Suffrage constitutes the foundation of the representative democratic regime and it is based on the universal, direct and equal, individual and secret, free and obligatory vote; on a public counting of votes, and on a system of proportional representation.' Electoral Code. Chapter 2. Suffrage. Article 6. 'obligatory, because it constitutes a responsibility which cannot be renounced.'
Brazil	Free	176 500 000	Constitution. Article 14. Compulsory for citizens 18 years and over. Optional for illiterates and those over 70, and for those between 16 and 18 years. Fine
Chile	Free	15 800 000	Constitution. Article 15. 'in popular voting, vote shall be personal, egalitarian and secret. In addition, for citizens it shall be compulsory.'

Country	Status*	Population *	Constitutional or legal authority/comments/penalty
Cyprus	Free	900 000	Electoral Bill. Voting is compulsory and failure to vote constitutes a criminal offence. Fine of up to CY 200. Chapter 8, article 6 of Bill for the Registration of Electors and the Registrar of Electors makes registration compulsory. Failure to register: imprisonment of up to one month or fine of up to CY75 or both. Provisions applicable for unjustifiable failure to vote or register.
Ecuador	Partly free	12 600 000	Introduced in 1905. Constitution and National Law of Elections. Optional for illiterates or for over 65. Penalty: deprivation of civil rights
Egypt	Not free	72 100 000	Constitution. Article 62. 'Participation in public life is a national duty.'
Fiji Islands	Partly free	900 000	1998 Constitution. (Suspended 2000). Chapter 6, part 2, sections 54-57. \$20 fine for failure to vote, \$50 for failure to register
Greece	Free	11 000 000	Constitution of the Hellenic Republic, 1975, revised 1986. Article 51, Paragraph 3. 'The members of Parliament shall be elected through direct, universal and secret ballot by citizens who have the right to vote, as specified by law. The law cannot abridge the right to vote except in cases where minimum voting age has not been attained or in cases of illegal incapacity or as a result of irrevocable criminal conviction for certain felonies. Paragraph 5. 'Exercise of the right to vote shall be compulsory. Exceptions and penalties shall be specified each time by law.' Presidential Act No 92/9-5-94. Article 6. Paragraph 2. 'exercise of the right to vote is compulsory.' Law No 2623/25.6.98 provides voting is not compulsory for citizens over 70, or for electors overseas on national or European election days.
Italy	Free	57 200 000	Constitution. Article 48.2 'the vote is personal and equal, free and confidential. Voting is a civic duty'. Failure to vote may be noted on official papers.
Liechtenstein	Free	40 000	Voting is compulsory, but no penalty applies for failure to vote.
Luxembourg	Free	500 000	CIA Factbook: Parline. Fine
Nauru	Free	10 000	Compulsory for Nauruans aged over 20.
Paraguay	Partly free	6 200 000	Constitution. Article 118. Suffrage is a right, a duty, and a public function of a voter. It is the basis of a representative democracy. It is based on universal, free, direct, equal and secret voting, as well as on a publicly supervised vote count and a proportional representation system. Ley
Peru	Free	27 100 000	Constitution. Article 31. 'Voting is individual, equal, free, secret and obligatory up to the age of 70. It is optional after that age.'
Singapore	Partly free	4 200 000	Parliamentary Elections Act 1959. \$5.00 penalty.
Switzerland	Free	7 300 000	The small canton of Schaffhausen has compulsory voting on all cantonal matters and in referenda.

Country	Status*	Population *	Constitutional or legal authority/comments/penalty
Thailand	Free	63 100 000	Constitution 1997. Chapter IV, Section 68. 'Every person shall have a duty to exercise his or her right to vote at an election' The person who fails to vote without notifying the appropriate cause of the inability to attend the election shall lose his or her right to vote as provided by law. The notification of the inability to attend the election and the provision of facilities for the attendance thereof shall be in accordance with the provisions of law.'
Turkey	Partly free	71 200 000	AEC. See also 'Elections Round Up: Turkey' in <i>Representation</i> , Vol. 36, No. 2, Summer 1999, p.188.
Uruguay	Free	3 400 000	Constitution. Article 77. 'Suffrage shall be exercised in the manner determined by law, but on the following bases: Compulsory inscription in the Civil Register. Secret and compulsory vote. The law, by an absolute majority of the full membership of each chamber, shall regulate the fulfilment of this obligation.' Fine
TOTAL		606 750 000	

Source Freedom status and population statistics taken from *Freedom in the World 2004: The Annual Survey of Political Rights and Civil Liberties*, 2004. List of countries with compulsory voting taken from the IDEA Voter Turnout, www.idea.int/vt/compulsory_voting.cfm)



Appendix H

Full distribution of preferences for the Richmond Electorate

Candidates	Party	Ex No	1 st Pref	Exclusion 1		Exclusion 2		Exclusion 3		Exclusion 4		Exclusion 5		Exclusion 6	
				Tfr	Votes	Tfr	Votes	Tfr	Votes	Tfr	Votes	Tfr	Votes	Tfr	Votes
LEES, Craig	FFP	5	1626	50	1676	216	1892	131	2023	326	2349	0	0	0	0
JEFFERYS, Dean	NDP	1	341	0	0	0	0	0	0	0	0	0	0	0	0
WATT, Allan	VET	2	617	39	656	0	0	0	0	0	0	0	0	0	0
TYLER, Fiona	LFF	4	1417	26	1443	73	1516	57	1573	0	0	0	0	0	0
FLOWER, Susanna	GRN	6	9751	166	9917	79	9996	369	10365	589	10954	1006	11960	0	0
WINTON-BROWN, Timothy	DEM	3	913	17	930	47	977	0	0	0	0	0	0	0	0
# ELLIOT, Justine	ALP		28059	29	28088	111	28199	234	28433	144	28433	441	29018	10542	39560
ANTHONY, Larry	LIB		36095	14	36109	130	36239	186	36425	514	36939	902	37841	1418	39259
			78819	341	78819	656	78819	977	78819	1573	78819	2349	78819	11960	78819

Elected