

L.N. 143 of 2019

**Electoral Affairs Commission (Electoral Procedure)
(Legislative Council) (Amendment) Regulation 2019**

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Electoral Affairs Commission (Electoral Procedure) (Legislative Council) (Amendment) Regulation 2019

(Made by the Electoral Affairs Commission under section 7 of the
Electoral Affairs Commission Ordinance (Cap. 541))

1. Commencement

This Regulation comes into operation on 1 January 2020.

2. Electoral Affairs Commission (Electoral Procedure) (Legislative Council) Regulation amended

The Electoral Affairs Commission (Electoral Procedure) (Legislative Council) Regulation (Cap. 541 sub. leg. D) is amended as set out in sections 3 to 13.

3. Section 2 amended (interpretation)

Section 2(1)—

Repeal the definition of *principal residential address*.

4. Section 10 amended (how to nominate a candidate for a geographical constituency or District Council (second) functional constituency)

Section 10(6)(b)—

Repeal

“principal residential”.

Section 5

5. Section 11 amended (how to nominate a candidate for a functional constituency (other than District Council (second functional constituency))

Section 11(6)(b)—

Repeal

“principal residential”.

6. Section 19 amended (Returning Officer to endorse invalid nomination forms)

Section 19(4)—

Repeal

“principal residential”.

7. Section 21 amended (Returning Officer to publish a notice of particulars of validly nominated candidates)

(1) Section 21(4)(b)—

Repeal

“the principal residential”.

(2) Section 21(4A)(c)—

Repeal

“the principal residential”.

Section 8

(3) Section 21(5)(a)—

Repeal

“the principal residential”.

8. Section 22 amended (Returning Officer to publish a notice for the purposes of section 46(1) of the Legislative Council Ordinance)

Section 22(4)(b)—

Repeal

“the principal residential”.

9. Section 22A amended (Returning Officer to notify and declare if a validly nominated candidate for a geographical constituency or District Council (second) functional constituency is proved to have died)

Section 22A(4)(a) and (c)—

Repeal

“the principal residential”.

10. Section 22B amended (Returning Officer to notify and declare if a validly nominated candidate for a geographical constituency or District Council (second) functional constituency is proved to be disqualified)

Section 22B(4)(a) and (d)—

Repeal

“the principal residential”.

- 11. Section 22C amended (no poll upon death or disqualification of candidate for a geographical constituency or District Council (second) functional constituency under certain circumstances)**

Section 22C(3)(b)—

Repeal

“the principal residential”.

- 12. Section 49 amended (form of ballot papers and order of appearance of lists or names of candidates on ballot papers)**

(1) Section 49(13)(aa)—

Repeal the semicolon

Substitute

“; and”.

(2) Section 49(13)—

Repeal paragraph (b).

- 13. Schedule 3 amended (forms of ballot papers for a general election/by-election)**

(1) Schedule 3, Form 1—

Repeal

“†” (wherever appearing).

- (2) Schedule 3, Form 1—

Repeal

“Address of the candidate to be included if required under section 49(13)(b).”.

- (3) Schedule 3, Form 2—

Repeal

“†” (wherever appearing).

- (4) Schedule 3, Form 2—

Repeal

“Address of the candidate to be included if required under section 49(13)(b).”.

- (5) Schedule 3, Form 2A—

Repeal

“+” (wherever appearing).

- (6) Schedule 3, Form 2A—

Repeal

“Address of the candidate to be included if required under section 49(13)(b).”.

- (7) Schedule 3, Form 3(a)—

Repeal

“†” (wherever appearing).

- (8) Schedule 3, Form 3(a)—

Repeal

“Address of the candidate to be included if required under section 49(13)(b).”.

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Section 13

(9) Schedule 3, Form 3(b)—

Repeal

“†” (wherever appearing).

(10) Schedule 3, Form 3(b)—

Repeal

“Address of the candidate to be included if required under section 49(13)(b).”.

Made this 14th day of October 2019.

The Hon. Mr. Justice
Barnabas Wah FUNG
Chairman,
Electoral Affairs Commission

Arthur Yee-shun LUK
Member,
Electoral Affairs Commission

Fanny M. C. CHEUNG
Member,
Electoral Affairs Commission

Electoral Affairs Commission (Electoral Procedure) (Legislative Council)
(Amendment) Regulation 2019

Explanatory Note
Paragraph 1

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B4095

Explanatory Note

This Regulation revises the requirements of disclosing the principal residential addresses of candidates in Legislative Council elections on nomination forms and by notices, and removes the requirement of disclosing their addresses on ballot papers.