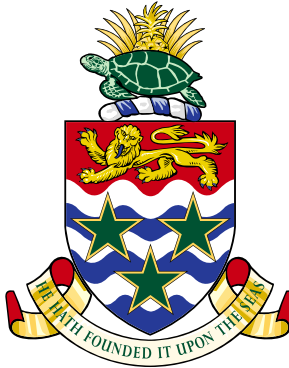


CAYMAN ISLANDS



ELECTIONS ACT

(2022 Revision)

Supplement No. 4 published with Legislation Gazette No. 3 of 18th January, 2022.

PUBLISHING DETAILS

Law 36 of 1983 consolidated with Laws 2 of 1987, 15 of 1988, 20 of 1990 (part), 10 of 1992, 12 of 1996, 19 of 1996, 14 of 1999, 17 of 1999, 18 of 2004, 13 of 2008, 34 of 2012, 17 of 2013, 45 of 2016, 35 of 2020, 56 of 2020 and with the Elections (Amendment) (Ballot Paper for By-Elections) Rules, 1990, the Elections (Amendment) Rules, 1992, the Elections (Amendment) Rules, 2009, the Elections (Amendment) Rules, 2021, the Elections (Amendment) (No. 2) Rules, 2021 and as amended by the Cayman Islands Constitution (Amendment) Order 2020 (UKSI 2020 No. 1283).

Revised under the authority of the *Law Revision Act (2020 Revision)*.

Originally enacted —

- Law 36 of 1983-2nd December, 1983
- Law 2 of 1987-25th February, 1987
- Law 15 of 1988-9th September, 1988
- Law 20 of 1990-6th September, 1990
- Law 10 of 1992-13th July, 1992
- Law 12 of 1996-18th July, 1996
- Law 19 of 1996-27th September, 1996
- Law 14 of 1999-4th August, 1999
- Law 17 of 1999-17th September, 1999
- Law 18 of 2004-28th July, 2004
- Law 13 of 2008-30th June, 2008
- Law 21 of 2008-18th December, 2008
- Law 34 of 2012-10th December, 2012
- Law 17 of 2013-25th March, 2013
- Law 45 of 2016- 24th October, 2016
- Law 35 of 2020-4th September, 2020
- Act 56 of 2020-7th December, 2020.

Originally made —

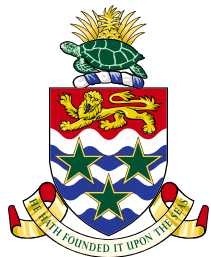
- Rules, 1990-17th April, 1990
- Rules, 1992-28th April, 1992
- Rules, 2009-14th April, 2009
- Rules, 2021-23rd February, 2021
- Rules, 2021-13th April, 2021
- U.K. Order 2020-11th November, 2020.



Consolidated and revised this 31st day of December, 2021

Note (not forming part of this Act): This revision replaces the 2021 Revision which should now be discarded.

CAYMAN ISLANDS



ELECTIONS ACT
(2022 Revision)

Arrangement of Sections

Section	Page
PART I - Preliminary	
1. Short title	13
2. Definitions and interpretation	13
PART II - Electoral Districts and Registration of Electors	
3. Appointment, powers and duties of Supervisor	16
4. Appointment, powers and duties of Deputy Supervisors	16
5. Electoral districts and representatives	16
6. Polling divisions	17
7. Appointment of registering officers, etc.	18
8. Appointment of returning officer	18
9. Taking of oaths	18
10. Remuneration of officers	19
11. Application to register as elector	19
11A. Ordinary residence	19
12. Compiling quarterly register of electors	20
13. Preparation of quarterly register	20
14. Revised list	22
15. Procedure as to omissions and objections	23
16. Revising officer and settling of revised lists	24
17. Procedure on settling of revised lists	24
18. Revised lists to be certified and deemed Register of Electors	25
19. Duty of certain public officers to supply information	25



20.	Electors registration cards	26
21.	Change of elector's name, occupation or street address.....	26

PART III - Registration of Political Parties

22.	Registration as a political party	27
23.	Political Party Register	27
24.	Application for registration	27
25.	Grounds for refusal and revocation.....	27
26.	Registration procedure.....	28
27.	Appeals	28

PART IV - Arrangements for Elections

28.	Issue of writs for holding elections	29
29.	Nominations	29
29A.	Supervisor may seek declaration	30
30.	Offences in respect of nomination papers	30
31.	Withdrawal or death of candidate	31
32.	Deposits	32
33.	When deposit forfeited or returned	32
34.	Contested elections, publication of date and place, etc.	33
35.	Polling stations	33
36.	Presiding officers	34
37.	Field officers, logistics officers and poll clerks	34
38.	Ballot boxes	34
39.	Supplies of election material	35
40.	Polling and counting agent.....	35
41.	Taking of poll and the ballot	36
42.	Inspection of polling station.....	36
43.	Where elector shall vote	36
44.	Restriction on voting	37
45.	Proceedings at poll	37
46.	Who are to be admitted within polling stations.....	38
47.	General mode of taking ballot	38
48.	Questions which may be put to elector	39
49.	Mode of taking ballot in special cases	40
50.	Mobile polling stations.....	40
51.	Provision of mobile station ballot boxes.....	41
52.	Arrangement for postal voting.....	42
53.	Determination of right to be treated as an absent elector	42
54.	Spoilt postal ballot paper.....	42
55.	Who may vote	43
56.	Who may be present.....	43
57.	Proceedings at the close of the poll	44
58.	The count	44
59.	Maintenance of order at polling station.....	47
60.	Influencing electors to vote for any candidate.....	47
61.	Election return.....	47



62.	Custody of election documents	48
63.	Custody of ballot boxes	49

PART V - Election Expenses

64.	Appointment of election agents	49
65.	Candidate's expenses	50
66.	Unauthorised expenditure	50
67.	Limitation on election expenses	51
68.	Time for sending in and paying claims	51
69.	Return as to election expenses	51
70.	Penalty for sitting or voting where no return and declarations transmitted.....	52
71.	Disclosure by candidates.....	52
72.	Prohibition of expenses not authorised by candidate	53
73.	Definition of "election expenses" for the purposes of this Part	54

PART VI - Political Broadcasts

74.	Regulation of political broadcasts.....	54
75.	Political broadcasts and political announcements	55
76.	Restriction on broadcasting	55
77.	Advertising of political broadcasts or events	55
78.	Saving of powers of Ministers to broadcast.....	55
79.	Broadcasting offences	55
80.	Definitions in this Part.....	55

PART VII - Publication of Statistical Information

81.	Regulation of statistical information.....	56
82.	Publication of statistical information	56
83.	Falsification of statistical information	57
84.	Definition of "publish" for the purposes of this Part.....	57

PART VIII - Election Petitions

85.	Petitions against elections	57
86.	Presentation of election petition and security for costs	57
87.	Avoidance of election of candidate certified guilty of corrupt or illegal practice	58
88.	Avoidance of election for general corruption, etc.	58
89.	Trial of election petitions.....	58
90.	Powers of Judge	58

PART IX - Election Offences

91.	Intoxicating liquor not to be sold or given	59
92.	Employers to allow employees time	59
93.	Offences by election officers	59
94.	Loudspeakers, ensigns, banners, advertisements, etc., prohibited on polling day	60
95.	Definition of bribery.....	61
96.	Definition of treating.....	62



97. Definition of undue influence.....	63
98. Definition of personation	63
99. Penalties for bribery, treating, undue influence.....	63
100. Penalty for personation	63
101. Incapacity to vote or to be elected following a conviction for bribery, treating, undue influence or personation.....	63
102. Illegal practices and penalties.....	64
103. Offences in respect of ballot papers	65
104. Secrecy of voting	66

PART X - Miscellaneous Provisions

105. No obligation on elector to disclose vote	66
106. Conclusiveness of Register of Electors	66
107. Expenses of elections	67
108. Computation of time	67
109. Power to make rules	67
110. Savings provisions	68

SCHEDULE 1 **69**

ELECTORAL DISTRICTS **69**

SCHEDULE 2 **92**

FORMS **92**

FORM 1 **92**

POLL BOOK **92**

FORM 1A **93**

NOTICE OF POLLING DIVISIONS **93**

FORM 2 **94**

OATH OF REGISTERING OFFICER **94**

FORM 3 **95**

OATH OF RETURNING OFFICER OR DEPUTY RETURNING OFFICER **95**

FORM 4 **96**

APPLICATION FOR REGISTRATION AS AN ELECTOR **96**

FORM 5 **100**

REGISTRATION NOTICE **100**

FORM 6 **101**

NOTICE OF REFUSAL OF APPLICATION FOR REGISTRATION AS AN ELECTOR **101**

FORM 7 **102**

NOTICE OF CLAIM **102**



FORM 8	103
REVISED LIST OF ELECTORS	103
FORM 9	104
NOTICE OF OBJECTION	104
FORM 10	105
REVISION NOTICE	105
FORM 11	106
ELECTORS REGISTRATION CARD	106
FORM 12	107
APPLICATION FOR A DUPLICATE ELECTORS REGISTRATION CARD	107
FORM 13	109
NOTICE OF CHANGE OF NAME, OCCUPATION OR STREET ADDRESS	109
FORM 14	111
APPLICATION FOR THE REGISTRATION OF A POLITICAL PARTY	111
FORM 15	113
CERTIFICATE OF REGISTRATION OF A POLITICAL PARTY	113
FORM 16	114
WRIT OF ELECTION	114
FORM 17	115
NOTICE OF NOMINATION	115
FORM 18	116
NOMINATION PAPER	116
FORM 19	120
RETURN OF UNCONTESTED ELECTION	120
FORM 20	121
NOTIFICATION OF ELECTION	121
FORM 21	122
OATH OF PRESIDING OFFICER	122
FORM 22	123
OATH OF FIELD OFFICER/LOGISTICS OFFICER	123
FORM 23	124
OATH OF POLL CLERK	124



FORM 24	125
DIRECTION FOR THE GUIDANCE OF ELECTORS	125
FORM 25	126
APPOINTMENT OF AGENT OF A CANDIDATE	126
FORM 25A	127
OATH OF AGENT OF A CANDIDATE	127
FORM 26	128
BALLOT PAPER	128
FORM 27	129
OATH OF IDENTITY OF AN ELECTOR RECEIVING A BALLOT PAPER AFTER ANOTHER ELECTOR HAS VOTED IN THAT PERSON'S NAME	129
FORM 28	130
OATH OF PERSON UNABLE TO VOTE UNASSISTED	130
FORM 29	131
OATH OF FRIEND	131
FORM 30	132
OATH THAT THE ELECTOR IS THE PERSON INTENDED TO BE REFERRED TO IN THE OFFICIAL LIST OF ELECTORS	132
FORM 31	133
OATH OF QUALIFICATION AS AN ELECTOR	133
FORM 32	134
RETURN AFTER POLL HAS BEEN TAKEN	134
SCHEDULE 3 – Rules	135
ELECTIONS RULES	135

PART I-Preliminary

1. Citation	137
2. Appointment of registration agent by person likely to be absent when preliminary list is prepared.....	137

PART II-Absent Electors

3. Application to be treated as absent elector	138
4. List of absent electors	139

PART III-Issue and Receipt of Postal Ballot Papers

5. Definitions	139
----------------------	-----



6.	Issue of postal ballot papers.....	139
7.	Form of postal ballot paper.....	139
8.	Form of declaration of identity.....	140
9.	Persons entitled to be present at the issue and receipt of postal ballot papers.....	140
10.	Declaration of secrecy.....	141
11.	Notice of issue of postal ballot papers.....	141
12.	Marking of postal ballot papers.....	142
13.	Refusal to issue postal ballot paper.....	142
14.	Ballot paper envelope.....	142
15.	Delivery of postal ballot papers to post office.....	142
16.	Provision of postal electors ballot boxes.....	142
17.	Sealing up of absent electors' lists and counterfoils.....	143
18.	Receipt of covering envelopes.....	143
19.	Opening of postal electors' ballot box.....	143
20.	Opening of covering envelope.....	143
21.	Sealing up rejected votes and declarations.....	145
22.	Opening of ballot paper envelopes.....	145
23.	Count of postal ballots.....	145
23A.	Postal and mobile station ballot papers to be mixed prior to count.....	145
24.	Forwarding of documents and handling of late ballots.....	145
25.	Ballot paper for by-election.....	146
APPENDIX		147
FORMS		147
FORM A		147
APPOINTMENT OF REGISTRATION AGENT TO ENSURE REGISTRATION OF AN ELECTOR		147
FORM B		148
APPLICATION TO BE TREATED AS AN ABSENT ELECTOR VOTING BY POST		148
FORM C		150
APPLICATION TO BE TREATED AS AN ABSENT ELECTOR VOTING AT A MOBILE STATION		150
FORM D		152
DECLARATION OF IDENTITY		152
FORM E		154
DECLARATION OF SECRECY		154
FORM F		155
<i>Revoked</i>		155
SCHEDULE 4		156
Procedure for the Issuing of Electors Registration Cards		156

ENDNOTES

159

Table of Legislation history: 159



CAYMAN ISLANDS



ELECTIONS ACT

(2022 Revision)

PART I - Preliminary

Short title

1. This Act may be cited as the *Elections Act (2022 Revision)*.

Definitions and interpretation

2. (1) In this Act —

“**agent**” means a person appointed by a candidate to act on behalf of the candidate for the purposes of an election and includes —

- (a) a person appointed as a polling agent or counting agent under section 40(1)(a) or (b); and
- (b) a person appointed as an election agent under section 64(1);

“**by-election**” means an election other than a general election;

“**candidate**” means a person who has been nominated as a candidate to contest an election;

“**counting station**” means any room secured by the returning officer for the counting of the votes on polling day;

“**current register**” means the Register of Electors in force when the revised list is being prepared;

“**Deputy Supervisor**” means a person appointed as Deputy Supervisor of Elections under section 4;

“**election**” means an election of a member or members to the Cayman Islands Parliament;

“**election agent**” means a person appointed by a candidate under section 64;

“**election documents**” means the documents which the returning officer is required by section 61(1) to transmit to the Supervisor after an election;

“**election officer**” includes the Supervisor, every registering officer, returning officer, presiding officer, poll clerk or other person having any duty to perform pursuant to this Act to the faithful performance of which duty that person may be sworn;

“**elector**” means any person who votes or is entitled to vote at an election;

“**electoral district**” means an electoral district as constituted under section 5;

“**electronic**” means relating to technology having electrical, magnetic, optical, electromagnetic, or similar capabilities, whether digital, analogue or otherwise;

“**Form**” means the form set out as such in Schedule 2;

“**Governor**” means the person for the time being holding the office of Governor of the Islands, and includes any person for the time being lawfully performing the functions of that office under section 31 of Schedule 2 to the *Cayman Islands Constitution Order 2009 [UKSI 1379 of 2009]*, and, to the extent to which a Deputy appointed under section 34 of Schedule 2 to the *Cayman Islands Constitution Order 2009 [UKSI 1379 of 2009]* is authorised to act, that Deputy;

“**mobile station**” means a mobile polling station established under section 50(2) (a);

“**political party**” means a group of persons who have united to contest an election;

“**poll book**” means the book in Form 1 in which the name and other particulars of every person applying to vote are consecutively entered by the poll clerk as soon as the applicant’s right to vote at the polling station has been ascertained and before any such applicant is allowed to vote;

“**polling day**” means the day fixed for holding the poll at an election;

“**polling division**” means any polling division constituted under section 6;

“**polling station**” means any room secured by the returning officer for the taking of the votes on polling day;

“**public service**” means the civil service and employees of statutory authorities and government companies;

“**quarter**” means the period of three months including and immediately following the first day of January, April, July and October in each year;

“**registration agent**” means a person appointed under section 13(8);



“**registration date**” means the first day of January, April, July or October, as the case may be, next occurring after the coming into force of the last previous Register of Electors or such other date as the Governor may, by Notice published in the Gazette, appoint;

“**rejected ballot paper**” means a ballot paper which has been handed by the presiding officer to an elector to cast that person’s vote but which at the close of the poll has been found in the ballot box unmarked or so improperly marked that in the opinion of the returning officer it cannot be counted;

“**returning officer**”, in relation to an electoral district, means the returning officer and any deputy returning officer appointed in respect of that district by the Governor under section 8;

“**revised list**” means the list of electors prepared under section 12(1).

“**spoiled ballot paper**” means a ballot paper which, on polling day, has not been deposited in the ballot box but has been found by the presiding officer to be spoiled or improperly printed, or which has been handed by the presiding officer to an elector to cast that person’s vote, and —

- (a) has been spoiled in marking by the elector; and
- (b) has been handed back to the presiding officer and exchanged for another;

“**Supervisor**” means the person appointed as Supervisor of Elections under section 3; and

“**writ**” means the writ for an election.

(2) Where —

- (a) any notice, list or any other instrument is required to be published then, unless the contrary intention appears, the publication thereof shall be made by —
 - (i) posting the same in a conspicuous place on any court house, church, chapel, post office, school-house or such other building in the Islands as in the opinion of the Supervisor is suitable for the purpose, except that in places where there is no such building as aforesaid, such instrument may be posted in a conspicuous place;
 - (ii) transmitting the same by electronic means on a website authorised by the Supervisor; and
 - (iii) publishing the same in a newspaper published and circulating in the Islands; and
- (b) any paper, list or report is required to be printed, such paper, list or report may be reproduced and printed by a computer.

PART II - Electoral Districts and Registration of Electors

Appointment, powers and duties of Supervisor

3. (1) The Governor shall, in the Governor's discretion, appoint a person who holds a senior office in the public service or formerly held a senior office in the public service to be Supervisor of Elections and the Supervisor shall —
- (a) exercise general direction and supervision over the administrative conduct of elections and enforce on the part of all election officers, fairness, impartiality and compliance with this Act;
 - (b) issue to election officers such instructions from time to time as the Supervisor may deem necessary to ensure effective execution of this Act; and
 - (c) execute and perform all other powers and duties which by this Act are conferred and imposed upon the Supervisor.
- (2) For the purposes of this section, “**senior office in the public service**” includes a head of department or head of a statutory authority or government company or the deputy head of a department, statutory authority or government company.

Appointment, powers and duties of Deputy Supervisors

4. (1) The Governor shall, in the Governor's discretion, appoint no fewer than three persons to be Deputy Supervisors of Elections and those persons shall —
- (a) hold an office in the public service;
 - (b) have formerly held an office in the public service; or
 - (c) if not previously employed in the public service, be a person who has extensive experience as an elections officer.
- (2) Subject to the general direction and supervision of the Supervisor and to such conditions, exceptions and qualifications as that Supervisor may direct, each Deputy Supervisor shall have and may exercise such of the functions, powers and duties conferred or imposed upon the Supervisor by this Act as the Supervisor may in writing delegate to that person, unless by this or any other law expressly prohibited from so doing.

Electoral districts and representatives

5. (1) For the purpose of the election of members of the Cayman Islands Parliament and of compiling and revising the lists of people entitled to vote at such elections the Cayman Islands are divided into the following electoral districts —
- (a) West Bay West Electoral District;
 - (b) West Bay North Electoral District;
 - (c) West Bay Central Electoral District;



- (d) West Bay South Electoral District
- (e) George Town North Electoral District;
- (f) George Town Central Electoral District;
- (g) George Town West Electoral District;
- (h) George Town South Electoral District;
- (i) George Town East Electoral District;
- (j) Red Bay Electoral District;
- (k) Prospect Electoral District;
- (l) Newlands Electoral District;
- (m) Savannah Electoral District;
- (n) Bodden Town West Electoral District;
- (o) Bodden Town East Electoral District;
- (p) North Side Electoral District;
- (q) East End Electoral District;
- (r) Cayman Brac West and Little Cayman Electoral District; and
- (s) Cayman Brac East Electoral District,

the extent of each such electoral district being set out in Schedule 1.

- (2) Each electoral district shall be represented in the Cayman Islands Parliament by one elected member.

Polling divisions

- 6.**
- (1) Each Electoral District shall be a polling division.
 - (2) The Supervisor, with the approval of the Governor, may divide an electoral district into so many polling divisions and with such boundaries and descriptions as the Supervisor may by Notice appoint.
 - (3) The Supervisor may from time to time, with the approval of the Governor, vary the number, description and boundaries of any polling division so appointed and any such variation shall be by Notice.
 - (4) In determining the boundaries of any polling division, the Supervisor shall have regard to geographical and population considerations and such other factors as may affect the facility of communication between various places within the polling division.
 - (5) A notice issued pursuant to this section shall be in Form 1A and shall be published.

Appointment of registering officers, etc.

7. (1) The Supervisor shall, from time to time, appoint for each electoral district a registering officer who shall be qualified as an elector and who shall be familiar with the electoral district for which that registering officer is appointed.
- (1A) A registering officer may be appointed for more than one electoral district.
- (2) The Supervisor may appoint persons as assistant registering officers to assist registering officers in the performance of their duties and such assistant registering officers shall also be qualified as electors and who shall be familiar with the electoral district for which that registering officer is appointed.
- (3) Subject to the authority, directions and control of the registering officer, an assistant registering officer shall have all the powers and may perform any of the duties of a registering officer under this Act.
- (4) The Supervisor may, at any time, revoke any appointment made by that person under this section and make another appointment in place thereof.
- (5) A registering officer shall have such powers and be charged with such duties as appear hereinafter.
- (6) Every registering officer shall, before entering on that person's duties as such, take and subscribe an oath in Form 2 and shall transmit such oath to the Supervisor.

Appointment of returning officer

8. (1) The Governor may, on the recommendation of the Supervisor, from time to time appoint a returning officer and as many deputy returning officers as that Governor deems necessary for each electoral district.
- (2) The Governor may, at any time, revoke any appointment made by the Governor under this section and make another appointment in place thereof.
- (3) Forthwith upon that person's appointment each returning officer or deputy returning officer shall take and subscribe an oath in Form 3 and shall transmit such oath to the Supervisor.
- (4) It shall be the duty of the Supervisor to ensure that all returning officers and deputy returning officers are aware of the provisions of this Act and of any rules, etc., made hereunder.

Taking of oaths

9. (1) Every election officer and every person who is required by Part II or IV to take an oath may take such oath either before a Justice of the Peace, the Supervisor or before any returning officer or presiding officer or poll clerk appointed under this Act and every such Justice of the Peace, returning officer, presiding officer, poll clerk and the Supervisor is hereby authorised and empowered to administer



any oath required by Part II or IV to be made or taken by any election officer or other person.

- (2) Every person who is required to take an oath pursuant to Part II and IV may elect to make a solemn affirmation instead of taking such oath.

Remuneration of officers

- 10.** There shall be paid to the Supervisor, each registering officer, assistant registering officer, returning officer and to any other election officer appointed under this Act such remuneration for their services and such allowances in respect of travelling and other expenses incurred by them as the Governor may approve.

Application to register as elector

- 11.** (1) Every person who is qualified to be registered as an elector for an electoral district and who wishes to have that person's name placed on the Register of Electors shall, unless registered in the current register for that electoral district, on or before the registration date, apply in Form 4 to the registering officer for that electoral district to have that person's name entered in the register for the following quarter.
- (1A) An application to be registered as an elector may be made electronically.
- (2) Where a person who has not attained the age of eighteen years is registered as an elector under section 90(1)(c) of Schedule 2 to the *Cayman Islands Constitution Order 2009 [UKSI 1379 of 2009]* —
- (a) that person's entry in the register shall give the date on which that person will attain that age; and
- (b) until the date given in the entry, that person shall not by virtue of the entry be treated as an elector for any purposes other than those of an election subsequent to that date.
- (3) A person who knowingly makes a statement in Form 4 which is false in any material particular or who knowingly submits any document in support of the application which is false in any material particular or which has been altered without lawful authority commits an offence and is liable on summary conviction to a fine of five hundred dollars and to imprisonment for three months.
- (4) The registration date specified in section 2 shall, for the purposes of section 90 of Schedule 2 to the *Cayman Islands Constitution Order 2009 [UKSI. No. 1379 of 2009]*, be deemed to be the date of registration.

Ordinary residence

- 11A.(1)** For the purpose of registration as an elector, a person shall have one ordinary residence.

- (2) The ordinary residence of an elector shall be the street address of the elector being the place where the elector ordinarily lives while resident in the Islands.
- (3) The registering officer may —
 - (a) upon the receipt of an application; or
 - (b) to confirm the ordinary residence of an elector, request in writing any information which that registering officer deems necessary to determine the ordinary residence of that person or elector.

Compiling quarterly register of electors

- 12.** (1) In each quarter, a list of electors (hereinafter in this Act referred to as “the revised list”) shall be compiled by the registering officer for each electoral district of all persons entitled to vote at the election of a member of the Cayman Islands Parliament for that electoral district.
- (2) If, for any reason, the registering officer fails to compile the revised list for that person’s electoral district so that by reason thereof the Register of Electors (as described in section 18(3)) for that electoral district cannot be brought into force, the Register of Electors in force when the new Register of Electors should have come into force shall continue in operation and be deemed to be the Register of Electors for such electoral district.

Preparation of quarterly register

- 13.** (1) It shall be the duty of every registering officer to compile the revised list for the electoral district to which that registering officer is appointed.
- (2) Every registering officer shall, at least ten days before the registration date in each quarter, publish a copy of the Registration Notice in Form 5, in two issues of a newspaper circulating in the Islands and shall arrange for the information contained in the Registration Notice to be brought to the attention of persons qualified to be registered in such other manner, including by radio or television, as the Supervisor, in the Supervisor’s discretion, may determine.
- (3) Every registering officer shall also, within the period specified in section 14(1), proceed to list the name, street address and occupation of every person qualified to vote for the election of the Cayman Islands Parliament in the electoral district for which that registering officer has been appointed, and shall prepare such list from the current register from the applications in Form 4 that have been received, duly completed and signed and from the information obtained from the returns submitted to that registering officer under section 19 or 21.

Provided that that registering officer may, on that person’s own motion, place on such list any person whom that registering officer has reasonable grounds for believing is qualified to be registered and whom that registering officer is satisfied is unable to complete Form 4 by reason either of blindness, illiteracy or any physical incapacity.



- (4) The names, street addresses and occupations of all electors who are included in the revised list shall be written down by the registering officer in the manner and form specified in section 14(1) with the names of the electors grouped according to the initial letters of their surnames, and with the surname, given names and occupation of each being fully stated.
- (5) Every registering officer shall exercise the utmost care in preparing the revised list for the electoral district for which that registering officer has been appointed, taking all necessary precautions to ensure that the list, when completed, contains the name, street address and occupation of every qualified elector in the said electoral district and that it does not contain the name of any person who is not qualified.
- (6) Every registering officer who has received an application for registration as an elector in Form 4 and who has not so registered that applicant shall forthwith give notice of refusal of the application in Form 6 by causing it to be delivered to the residence of the applicant.
- (7) Any registering officer who wilfully or without reasonable excuse —
 - (a) refuses to prepare the revised list as provided in subsection (1);
 - (b) omits from the revised list the name of any person who has applied in Form 4 and who is entitled to have that person's name entered thereon;
 - (c) fails to give notice of refusal under subsection (6); or
 - (d) enters on the revised list the name of any person who is not entitled to have that person's name entered thereon,commits an offence and is liable on summary conviction to a fine of five hundred dollars and to imprisonment for three months.
- (8) Where a person whose name does not appear on the current register and who is qualified to be registered as an elector in an electoral district is of opinion that that person is likely to be temporarily absent from that electoral district when the revised list is being prepared, that person may appoint in writing in the prescribed form and in the prescribed manner another person to act as that person's registration agent for the purpose of ensuring that person's registration as an elector in that electoral district.
- (9) A registration agent appointed by any person under subsection (8) —
 - (a) may, on or before the registration date, apply on behalf of that person for that person's name to be entered on the register for the following quarter;
 - (b) may give, on behalf of that person, notice under section 15 that that person's name has been wrongly omitted from or wrongly stated in the revised list and Form 7 may be adapted for the purpose;
 - (c) may represent that person at any proceedings before the revising officer under sections 16 and 17;

- (d) may do all such other acts, matters or things as may lawfully be done by that person to ensure inclusion of that person's name in the revised list and in the Register of Electors; and
- (e) shall be obliged to accept, on behalf of such person, any notice of objection to the inclusion of such person's name in the revised list under section 15(2), and accordingly any such notice shall be deemed to have been validly served on such person if it is validly served on such agent.

Revised list

14. (1) Every registering officer shall, within the space of twenty days from the registration date, record in alphabetical order of their surnames on the revised list in Form 8, the names of all persons entitled to be registered as electors who are ordinarily resident on the specified day in the electoral district for which that registering officer is appointed, and shall cause a copy of such list, dated and signed by that registering officer, to be published.
- (2) A revised list —
- (a) shall be transmitted by electronic means on a website authorised by the Supervisor; and
 - (b) shall, during the hours of business in each day for a period of twenty-one days after the publication thereof, be open to inspection by the public free of charge at the Elections Office in George Town, the District Administration Office in Cayman Brac and the Post Office in Little Cayman,
- and copies of the revised list shall be offered for sale in printed or electronic form at prices set by the Supervisor from time to time.
- (3) Notwithstanding subsection (2), the revised list for each electoral district shall, at the end of the first quarter of each calendar year, be published during the hours of business in each day for a period of twenty-one days after the publication thereof and be open to inspection by the public free of charge in the electoral district to which such list applies and at such place as the Supervisor may direct.
- (4) Notwithstanding subsections (1) and (2), the registering officer in each electoral district shall, within the space of twenty-one days from the registration date, compile a list containing the changes registered during each quarter and shall cause a copy of that list, dated and signed by that registering officer, to be published in the electoral district and be open to inspection by the public free of charge.
- (5) For the avoidance of doubt, for the purposes of subsection (4), “**changes**” includes any additions or deletions from the revised list for the previous quarter.



Procedure as to omissions and objections**15. (1)** Every person —

- (a) whose name appears on the current register; or
- (b) who has, within the time specified, submitted a signed and completed form of application to be registered as an elector,

whose name has been omitted from or wrongly stated in the revised list and who claims to have that person's name inserted therein or the mistake rectified, as the case may be, shall, within twenty-one days after the publication of such list, give notice in writing in Form 7 to the registering officer of the electoral district in which that person was ordinarily resident on the registration day.

- (2) Every person whose name appears in any such list may object to any other person whose name also appears therein as not being entitled to have that person's name therein, and shall within twenty-one days after the publication of such list give notice of objection and the grounds of such objection in Form 9 to the registering officer of the electoral district in which that person was ordinarily resident on the specified day.
- (2A) Where a person's name appears on the list, a registering officer may object to that person's name being on the list where the registering officer reasonably believes that that person is not entitled to have that person's name on the list and shall, within twenty-one days after the publication of such list, give notice of objection and the grounds of such objection in Form 9 and the registering officer shall cause a copy of the notice to be delivered to the residence of the person objected to, or sent by registered mail to the last known postal address of the person objected to.
- (3) A registering officer shall, as soon as practical after the receipt of a notice of objection under subsection (2) or (2A), cause a copy of the notice to be delivered to the residence of the person objected to or sent by registered mail to the last known postal address of the person objected to.
- (4) Within seven days after the expiration of the twenty-one days mentioned in subsection (2) and (2A), each registering officer shall prepare a list of all such claims and objections and the respective names, street addresses and occupations of the persons who have made the same. Such list shall be published and shall be open to the inspection of the public free of charge during the hours of business in each day for a period of fifteen days after the preparation of such list at such places as the Governor may direct in the electoral district to which such list applies and at the Elections Office in George Town.

Revising officer and settling of revised lists

- 16.** (1) A magistrate, who shall be appointed by the Chief Justice in writing for this purpose, shall be the revising officer for the purpose of settling the revised lists in the manner hereinafter provided. That magistrate may be paid such additional remuneration for the services and such allowances in respect of travelling and other expenses incurred by that magistrate as the Governor may award.
- (2) The place or room in which the revising officer sits for the purpose of settling the revised lists shall be deemed an open court.
- (3) The revising officer shall sit on such day as may be fixed by him being within twenty-one days after the publication of the list of claims and objections, and seven days notice in Form 10 of the settling of such lists and of the place at which such revision will take place shall be published.

Procedure on settling of revised lists

- 17.** (1) The registering officer shall produce to the revising officer on the day fixed under section 16(3), the list of claims and objections received by such registering officer, and the revising officer shall consider such list and shall insert in the revised list the name of every person who is proved to that person's satisfaction to be entitled to have that person's name inserted therein, rectify any mistake in such revised list of which that registering officer is satisfied and strike out of the said list the name of every person who, upon the application of the objector, is proved to the satisfaction of the revising officer to be disentitled to have that person's name retained in the said list.
- (2) If the objector appears neither in person, nor by attorney-at-law, nor by some elector duly authorised in writing by that objector in that behalf, the objection shall be overruled and the name of the person objected to shall be retained in the revised list for the electoral district or polling district, as the case may be.
- (3) The revising officer sitting to settle the revised lists shall have power to adjourn the same to such time and as often as may be necessary, and shall have the same powers for the keeping of order in that person's court as is now or may be hereafter given to a magistrate under any law of the Islands.
- (4) The revising officer sitting as aforesaid shall determine all claims or objections, and shall write that person's initials against any name struck out of the revised list or inserted therein and against any mistake or omission corrected, and shall sign that person's name to every page of each revised list when the same is finally settled.
- (5) If the revising officer is of the opinion that the claim or objection of any person is without foundation or is frivolous, that revising officer may order such person to pay the actual costs of the inquiry including the costs of witnesses, and such costs shall be recoverable by an action before any court of competent jurisdiction.



- (6) The decision of the revising officer shall be final and no appeal shall be allowed therefrom.

Revised lists to be certified and deemed Register of Electors

- 18.** (1) On completion of the settling of the revised list for each electoral district the revising officer shall, after signing such lists, cause them to be printed and bound separately in respect of each electoral district.
- (2) The revising officer shall certify such bound lists and shall thereupon transmit one copy thereof to the returning officer and the registering officer for the electoral district to which it relates and one copy to the Supervisor.
- (3) The copy of the lists transmitted to the Supervisor shall be deemed to be the Register of Electors for that electoral district and shall come into force on the first day of the quarter immediately following and shall remain in force until the last day of such quarter.
- (4) Copies of the Register of Electors shall be offered for sale in printed or electronic form at prices set by the Supervisor from time to time.

Duty of certain public officers to supply information

- 19.** (1) The Registrar-General shall, between the first and tenth day of each month, transmit to the Supervisor a list of persons aged seventeen years or over whose deaths have, during the preceding month, been registered under the *Births and Deaths Registration Act (2021 Revision)*. The list submitted shall contain the full first and surnames, the usual street address, date of birth, sex and occupation of each person listed.
- (2) The Clerk of the Court shall, between the first and tenth day of each quarter, transmit to the Supervisor a list of all persons who, at the date of the transmission of the list, are serving a sentence of imprisonment exceeding twelve months or under a sentence of imprisonment exceeding twelve months the execution of which has been suspended.¹
- (3) The Mental Health Commission shall, between the first and tenth day of each quarter, transmit to the Supervisor the name, street address, date of birth and occupation of any person who has been certified as having a mental impairment or serious mental illness under the *Mental Health Act (2021 Revision)* or any other law in force in the Islands.
- (4) The Supervisor shall, within seven days of the receipt by that person of information under subsection (1), (2) or (3), forward to the registering officer for each electoral district information received by that person concerning persons whom that Supervisor believes to be registered or qualified to be registered in such electoral district.
- (5) The Registrar-General, Clerk of Court, Chief Immigration Officer, Commissioner of Police, Chairperson of the Mental Health Commission or any

other officer in the public service shall, within seven days of the receipt of an application made by the Supervisor for information in relation to the qualification or disqualification of a person who has been nominated as a candidate for election, provide the Supervisor with the requested information.

Electors registration cards

- 20.** (1) Every person whose name appears on the Register of Electors and who follows the procedures set out in Schedule 4 shall be issued by the Supervisor with an electors registration card in Form 11.
- (2) The procedure for the issue of electors registration cards shall be as set out in Schedule 4.
- (3) The electors registration card shall be supplied within thirty days of the transmission to the Supervisor of the lists under section 18(3).
- (4) A person who, without lawful authority, destroys, mutilates, defaces, removes or makes any alteration in an electors registration card or any duplicate of the same commits an offence and is liable on summary conviction to a fine of five hundred dollars and to imprisonment for three months.
- (5) When the electors registration card of any person has been lost, mutilated, defaced or destroyed such person shall, upon making application in Form 12 to the Supervisor, and provided that that person has complied with the procedures set out in Schedule 4, be entitled to receive a duplicate card. The Supervisor, when issuing such duplicate card, shall endorse such card with the word “Duplicate” prominently displayed thereon and shall, at the same time, transmit to the registering officer for the electoral district in respect of which the card applies, notification that such duplicate has been issued.
- (6) A person who makes an application under subsection (5) which is false in any material particular commits an offence and is liable on summary conviction to a fine of five hundred dollars and to imprisonment for three months.

Change of elector’s name, occupation or street address

- 21.** Any person whose name appears on the Register of Electors and who changes that person’s name, occupation or street address shall —
- (a) within a reasonable period but no later than three months after such change, give to the registering officer for the electoral district in respect of which that person is registered as an elector, notice in writing in Form 13 together with such supporting documents as the registering officer may require;
- (b) where the change of street address is from one electoral district to another, at the same time send a copy of such notice to the registering officer for the electoral district within which the new street address is located; and



- (c) where the change is from one electoral district to another or from one polling division to another within the same electoral district, return that person's elector registration card to the Supervisor for it to be altered accordingly and replaced.

PART III - Registration of Political Parties

Registration as a political party

- 22.** A group of persons who come together to contest an election shall be eligible to register as a political party.

Political Party Register

- 23.** The Supervisor shall establish and maintain a register of political parties, to be known as the Political Party Register, which shall contain a list of the political parties that are registered.

Application for registration

- 24.** (1) An application for registration by an eligible political party shall be made in Form 14 to the Supervisor by the leader or chairperson of the political party.
- (2) An application for registration shall be signed by the applicant, shall set out the name of the political party and the name of the person applying for the registration of the political party for the purposes of this Act, and shall be accompanied by such other information as required pursuant to Form 14.

Grounds for refusal and revocation

- 25.** (1) No political party shall be registered between nomination day and the day on which all writs for a general election have been returned.
- (2) The Supervisor may refuse to register a political party the name of which is obscene or consists of more than five words or resembles that of another political party.
- (3) The Supervisor may, subject to subsection (4), revoke the registration of a political party.
- (4) The Supervisor shall, in making a decision to refuse to register an applicant or to revoke the registration of a political party, consider all of the factors relevant to determining the political party's purposes, including, as applicable, the following —
- (a) the political party's constitution, articles of incorporation, or any other information that may indicate those purposes;
 - (b) the political party's political programme, annual report to members, fundraising plan, advertising material and policy statements; and

- (c) whether the political party is a non-profit entity.

Registration procedure

- 26.** (1) Where the Supervisor is satisfied that the application is in order that Supervisor shall forthwith register the political party concerned, and issue a certificate of registration in Form 15 duly signed by him and bearing the seal of the Elections Office, and shall cause a notice of the registration to be printed in the Gazette.
- (2) If the Supervisor is not satisfied that an application is in order, the Supervisor may request such additional information or documents as the Supervisor sees fit.
- (3) Where an applicant has been requested to make changes to an application by the Supervisor and such applicant refuses to do so or does so in a manner that does not meet the prescribed requirements, the Supervisor shall refuse the application to register the political party concerned and inform the applicant accordingly.
- (4) The Political Party Register shall state —
- (a) the name of each political party registered under this Part;
 - (b) if an abbreviation of the name was given in the application, that abbreviation;
 - (c) the name and address of the person who made the application for the registration of the political party;
 - (d) the name and address of the leader or chairperson; and
 - (e) the address of the political party's headquarters.
- (5) The Supervisor shall, within fourteen days of the date for the nomination of candidates in an election, publish the Political Party Register.

Appeals

- 27.** (1) Where the Supervisor refuses an application to register a political party or revokes the registration of a political party, the Supervisor shall so inform the applicant or political party giving reasons for the refusal or revocation.
- (2) An aggrieved applicant may, within twenty-one days of being notified that that person's application was refused or registration revoked, appeal to the Grand Court against the decision of the Supervisor.
- (3) The Chief Justice shall make rules for the better carrying out of this section, for the procedure and forms to be used for the admission of evidence and for the fees to be paid on any appeal under this Act.



PART IV - Arrangements for Elections

Issue of writs for holding elections

- 28.** (1) For the purpose of every general election of members of the Cayman Islands Parliament, and for the purpose of the election of members to supply vacancies caused by death, resignation or otherwise, the Governor shall issue writs under the Public Seal addressed to the returning officers of the respective electoral districts for which members are to be returned. Such writs shall be forwarded to the Supervisor for transmission to the several returning officers.
- (2) Every such writ shall be in Form 16 and shall specify the day and place of nomination of candidates, the day on which, if necessary, the poll shall be taken, being not less than six weeks after the day of such nomination, and the day on or before which such writ shall be returnable to the Governor.

Nominations

- 29.** (1) On receipt of a writ under section 28(1) a returning officer shall publish a notice in Form 17 specifying the day and place fixed for the receipt of nominations.
- (2) The notice referred to in subsection (1) shall be published at least seven clear days before the day fixed for nominations.
- (3) Nomination papers shall be provided by the returning officer and shall be in Form 18.
- (4) A person shall be entitled to be nominated as a candidate for election in one electoral district only.
- (5) A candidate for election shall —
- (a) be nominated on a nomination paper by at least two persons who, at the time of signing the nomination paper, are registered electors of the electoral district for which the candidate seeks election; and
- (b) signify that person's consent to the nomination by signing the nomination paper in the presence of a witness who must also sign the nomination paper.
- (6) On the day and at the place so fixed for the nomination of candidates, the returning officers shall attend between eight o'clock in the forenoon and three o'clock in the afternoon, and receive the nomination of any duly qualified candidate.
- (7) A nomination paper may be delivered by the person nominated or by a person acting on that person's behalf.
- (8) If, at the end of the period specified for the receipt of nominations, the number of candidates in an electoral district is one or none the returning officer shall —

- (a) by endorsement on the writ, in accordance with Form 19, certify the return of the candidate (if any); and
 - (b) return the writ to the Supervisor for transmission to the Governor within the time specified for that purpose.
- (9) If no member is returned for an electoral district in accordance with subsection (6), the Governor shall, in respect of the outstanding vacancy or vacancies, issue a writ under the Public Seal addressed to the returning officer in that electoral district in Form 16, and thereupon this Part shall apply, except that for the period of not less than six weeks specified in section 28(2) there shall be substituted a period of more than three months.

Supervisor may seek declaration

- 29A.** (1) The Supervisor may, where that Supervisor has sufficient evidence that a person who has been nominated as a candidate does not qualify pursuant to section 61 of Schedule 2 to the *Cayman Islands Constitution Order, 2009 [UKSI No.1379 of 2009]* or is disqualified pursuant to section 62 of Schedule 2 to the *Cayman Islands Constitution Order, 2009 [UKSI 1379 of 2009]*, apply to the Grand Court for a declaration as to the qualification or disqualification of that candidate.
- (2) An application for a declaration under subsection (1) shall be determined by the Grand Court whose decision shall be final and not subject to appeal.
- (3) The Chief Justice shall make rules for the better carrying out of this section, for the procedure and forms to be used for the admission of evidence and for fees to be paid (if any) on an application under this section.

Offences in respect of nomination papers

- 30.** (1) A person —
- (a) who signs a nomination paper nominating a candidate for election in an electoral district; and
 - (b) who at the date of signing the nomination paper —
 - (i) is not a registered elector of that electoral district; or
 - (ii) knows that the person nominated is not qualified pursuant to section 61 of Schedule 2 to the *Cayman Islands Constitution Order, 2009 [UKSI 1379 of 2009]* or is disqualified pursuant to section 62 of the said Schedule to be elected as a member of the Cayman Islands Parliament,
- commits an offence and is liable on conviction to a fine of two thousand dollars.
- (2) A person —
- (a) who signs a nomination paper to signify that person's consent to being nominated as a candidate for election; and



- (b) who, at the time of signing the nomination form, knows that that person is not qualified pursuant to section 61 of Schedule 2 to the *Cayman Islands Constitution Order, 2009 [UKSI 1379 of 2009]* or is disqualified pursuant to section 62 of the said Schedule to be elected as a member of the Cayman Islands Parliament,

commits an offence and is liable on conviction to a fine of five thousand dollars.

Withdrawal or death of candidate

- 31.** (1) A candidate may withdraw that person's candidature if that candidate gives the returning officer a signed notice of that person's intention to do so at least ten clear days before the day fixed for taking the poll.
- (2) If, after the ballot papers are printed, a candidate —
- (a) withdraws that person's candidature in accordance with subsection (1); or
 - (b) dies,
- the returning officer shall advise, by the quickest available means, each presiding officer of that person's electoral district of the withdrawal or death, and, if time permits, distribute to each presiding officer a printed notice of the withdrawal or death.
- (3) On polling day each presiding officer shall post up in a conspicuous place in that presiding officer's polling station —
- (a) any printed notice distributed to that presiding officer under subsection (2); or
 - (b) if that presiding officer has been advised of a candidate's withdrawal or death but has not received a notice under subsection (2), a notice prepared by that presiding officer advising electors of the withdrawal or death,
- and, in either case, shall, when delivering a ballot paper to each elector, inform the elector of the withdrawal or death.
- (4) A vote for a candidate who —
- (a) withdrew in accordance with subsection (1); or
 - (b) died before the time set for the start of the poll,
- is of no effect.
- (5) If, in an electoral district —
- (a) after the period specified for the receipt of nominations in that district a candidate —
 - (i) withdraws in accordance with subsection (1); or
 - (ii) dies; and
 - (b) as a result of the withdrawal or death, only the candidate remains,

the returning officer shall, without waiting for the day fixed for holding the poll —

- (i) by endorsement on the writ, in accordance with Form 19, certify the return of the remaining candidate; and
- (ii) return the writ to the Supervisor for transmission to the Governor within the time specified for that purpose.

Deposits

- 32.** (1) A candidate for election, or someone on that person's behalf, shall deposit with the returning officer on the day of that person's nomination, the sum of one thousand dollars and, if that candidate fails to do so, the nomination of such candidate shall be null and void.
- (2) The deposit shall be made in any legal tender.
- (3) The full amount of every deposit made under subsection (1) shall forthwith after its receipt be transmitted by the returning officer to the chief officer in the Portfolio of the Civil Service (as defined in section 2 of the *Public Management and Finance Act (2020 Revision)*), for transmission to the Financial Secretary.
- (4) If, after the deposit is made, the candidature is withdrawn in accordance with section 31(1), the deposit shall be returned by the chief officer in the Portfolio of the Civil Service (as defined in section 2 of the *Public Management and Finance Act (2020 Revision)*), to the person by whom it was made, and if the candidate dies after the deposit is made and before taking the poll, the deposit, if made by that candidate, shall be returned to that person's legal personal representative, or, if not made by that candidate, shall be returned to the person by whom it was made.

When deposit forfeited or returned

- 33.** (1) If a candidate —
- (a) is not elected; and
 - (b) received less than one-tenth of the total of votes polled,
- the money deposited with the returning officer in accordance with section 32(1) is forfeited to the Crown, but shall otherwise be returned to the candidate or to the person who paid the deposit on behalf of the candidate, as the case may be, as soon as practical after the result of the election is declared.
- (2) For the purpose of subsection (1) the total of votes polled shall be taken to be the number of ballot papers (other than wholly rejected ballot papers) counted.



Contested elections, publication of date and place, etc.

- 34.** (1) If in an electoral district there are more candidates duly nominated than the seat to be filled, a poll shall be taken, and in such case the returning officer shall adjourn the election to the day specified in the writ, and the poll shall be taken on such day in the manner hereinafter provided.
- (2) The returning officer shall, as soon as practical after adjourning the election, publish a notice in Form 20 specifying the day and time on which, and the locations of the polling stations in the electoral district at which, the poll will be taken, and of the names of the candidates nominated for election and of the place where and the day and time where the number of votes given to the several candidates for such electoral district will be counted.
- (3) The Supervisor may establish as many counting stations as may be necessary for counting the votes, but there shall be at least one counting station in each electoral district.

Polling stations

- 35.** (1) On the day named in the notice published under section 34(2) for the taking of the poll, the returning officer shall cause to be opened in the electoral district to which that returning officer is appointed such number of polling stations as the Supervisor shall determine.
- (1A) Where within an electoral district there are insufficient or inadequate facilities to be appointed polling stations, the Supervisor, with the approval of the Governor, may by notice appoint a polling station for a particular electoral district in another electoral district.
- (2) The returning officer shall provide each polling station with such number of compartments as that returning officer may consider necessary to enable electors to record their votes screened from observation.
- (3) Unless the writ otherwise directs, polling stations shall be opened at seven o'clock in the forenoon and shall be closed at six o'clock in the afternoon.
- (4) The Supervisor may require the owner of a building of a public nature (including, but not limited to, a school, auditorium or private hall but not including a church) to make the building available for use as a polling station.
- (5) The owner of a building shall only comply with a request made under subsection (4) if the Supervisor —
- (a) gives the owner at least two months' notice (or one month's in the case of a by-election) of the requirement; and
 - (b) agrees to compensate the owner —
 - (i) for any damage caused to the building as a result of its use as a polling station; and

- (ii) for any costs incurred, or profit lost as a result of the use of the building as a polling station.

Presiding officers

- 36.** (1) The Supervisor shall, subject to the approval of the Governor, appoint a presiding officer to attend at each polling station to receive the votes, but that Supervisor shall not so appoint any person who has been employed by or on behalf of a candidate in or about the election.
- (2) Where a presiding officer cannot perform that person's duties on polling day due to illness or other inability, the Supervisor shall appoint an alternative presiding officer to undertake those duties.
- (3) Forthwith upon that person's appointment every presiding officer shall take and subscribe an oath in Form 21 and shall transmit such oath to the Supervisor.

Field officers, logistics officers and poll clerks

- 37.** (1) The Supervisor shall, subject to the approval of the Governor, appoint —
- (a) such field officers and logistics officers, as may be necessary for the conduct of the elections; and
 - (b) a poll clerk or poll clerks for every polling station in an electoral district.
- (2) Forthwith upon that person's appointment —
- (a) every field officer and logistics officer shall take and subscribe an oath in Form 22 and shall transmit such oath to the Supervisor; and
 - (b) every poll clerk or person appointed to act as poll clerk shall take and subscribe an oath in Form 23 and shall transmit such oath to the Supervisor.
- (3) Where a field officer, logistics officer or poll clerk cannot perform that person's duties on polling day due to illness or other inability, the Supervisor shall appoint an alternative field officer, logistics officer or poll clerk, as the case may be, to undertake those duties.

Ballot boxes

- 38.** (1) The Supervisor shall supply to each returning officer as many ballot boxes as that Supervisor deems necessary being at least equal in number to the number of polling stations in that person's electoral district.
- (2) Every ballot box shall be made of some durable material, with one lock and key and a slit or narrow opening in the top and so constructed that the ballot papers may be introduced therein but cannot be withdrawn therefrom unless the box is unlocked.



Supplies of election material

- 39.** (1) The returning officer shall provide each presiding officer with as many ballot boxes and as many ballot papers as in the opinion of the returning officer may be necessary.
- (2) The returning officer shall provide each polling station with —
- (a) a statement showing the number of ballot papers so provided, with their serial numbers;
 - (b) the necessary materials to enable electors to mark the ballot papers;
 - (c) the necessary materials for putting the official mark on the ballot papers;
 - (d) at least two copies, which that returning officer shall certify, of the Register of Electors (hereinafter called the “official list of electors”) relating to the electoral district to which that returning officer is appointed;
 - (e) at least three copies of the directions for the guidance of electors in Form 24;
 - (f) blank poll books;
 - (g) a copy of this Act;
 - (h) security seals for sealing the ballot boxes; and
 - (i) such other things as may be necessary for conducting the election in the manner provided by this Act.

Polling and counting agent

- 40.** (1) A candidate may, at any time after being nominated but at least ten days before the commencement of the poll, appoint —
- (a) two polling agents to attend a polling station; and
 - (b) two counting agents to attend at the counting of the votes at each counting station,
- being persons who are entitled to vote in the same electoral district as that in which the candidate has been nominated.
- (2) An agent may be appointed on behalf of more than one candidate and a person may be appointed both as a polling agent and a counting agent.
- (3) Every appointment of an agent shall be in writing in Form 25 and shall state the name and street address of the person appointed and the electoral district in which the agent is registered as an elector, and shall be duly signed by the candidate and the agent and given to the returning officer.
- (4) The agent of each candidate, on being admitted to the polling station, shall take an oath in Form 25A to keep secret the name of the candidate for whom an elector has marked that elector’s ballot paper in the agent’s presence.

Taking of poll and the ballot

- 41.** (1) The poll shall be taken in each electoral district by secret ballot in accordance with sections 47, 48 and 49.
- (2) The ballot of each elector shall be a printed paper in Form 26 (in this Act called a ballot paper) in which —
- (a) the full name of the candidate as set out in the nomination paper;
 - (b) the candidate's photograph; and
 - (c) where the candidate is a member of a political party, the symbol of the political party, or where the candidate is independent, the symbol for the independent candidate,
- shall be alphabetically arranged in the order of their surnames and numbered accordingly.
- (3) Each ballot paper shall have a serial number printed on the back and shall have attached to it a counterfoil with the same serial number printed on the face and there shall be a line of perforations between the ballot paper and the counterfoil.

Inspection of polling station

- 42.** Each presiding officer shall, on or before the day fixed for taking the poll, visit that person's polling station and see that the requirements of this Act for taking the poll have been complied with.

Where elector shall vote

- 43.** (1) No person shall be entitled to vote in any polling division unless that person's name appears on the official list of electors for the electoral district in which that polling division is situated.
- (2) Every person whose name appears on the official list of electors for an electoral district shall be entitled to vote in that electoral district notwithstanding that that person is not resident in that electoral district upon polling day:
- Provided however that no person shall vote in more than one electoral district, or at more than one polling station in the same electoral district, or more than once in the same electoral district on the same day:
- And provided that where there is more than one polling station in any electoral district or polling division no person shall vote at any polling station other than the polling station which has been allotted to them by notice made by the Supervisor.
- (3) A person who contravenes this section commits an offence and is liable on summary conviction before a magistrate to a fine of one thousand dollars or to imprisonment for six months.



Restriction on voting

44. No person shall vote for the election of more than one candidate.

Proceedings at poll

- 45.** (1) At the hour fixed for opening the poll the presiding officer and at least one poll clerk shall, in the presence of such of the candidates, their agents, and the electors as are present, open the ballot box and ascertain that there are no ballot papers or other papers therein, after which the box shall be locked, and the presiding officer shall keep the key thereof; the box shall be placed on a table in full view of all present and shall be maintained there until the close of the poll.
- (2) Immediately after the ballot box is so locked, the presiding officer shall call on the electors to vote.
- (3) The presiding officer shall secure the admittance of every elector in the polling station and shall see that they are not impeded or molested at or about the polling station.
- (4) Every elector, upon entering the polling station, shall declare that person's name, street address and occupation and shall present to the poll clerk that person's electors registration card. The poll clerk shall then ascertain if the name of the elector appears on the official list of electors used at the polling station. When it has been ascertained that the applicant elector is qualified to vote at the polling station, that person's name, street address and occupation shall be entered in the poll book to be kept by the poll clerk in Form 1, a number corresponding to the consecutive number allotted to the elector on the official list of electors being inserted against the elector's name in the appropriate column of the poll book, and the elector shall be immediately allowed to vote, unless an election officer or any agent of a candidate present at the polling station desires that that person be first sworn:

Provided that, notwithstanding that the elector has not presented to the polling clerk that person's electors registration card, such elector shall be entitled to vote if that person satisfies the polling clerk that that person is the person whose name appears in the register and is entitled to vote.

- (5) The poll clerk shall —
- (a) make such entries in the poll book opposite the name of each elector as the presiding officer under this Act directs;
- (b) enter in the poll book opposite the name of each elector as soon as the elector's ballot paper has been deposited in the ballot box, the word "Voted";
- (c) enter in the poll book the word "Sworn" or "Affirmed" opposite the name of each elector to whom any oath or affirmation has been administered, indicating the nature of the oath or affirmation; and

- (d) enter in the poll book the words “Refused to be sworn” or “Refused to affirm” opposite the name of each elector who has refused to take an oath or affirm, when that person has been legally required so to do, or has refused to answer questions which that person has been legally required to answer.

Who are to be admitted within polling stations

- 46.** (1) The presiding officer shall keep order at that presiding officer’s polling station and shall regulate the number of electors to be admitted at a time, and shall exclude all other persons except the persons permitted to remain in the polling station by section 56(1).
- (2) The agents aforesaid shall be posted in such a place that they can see and keep a written record of each person who presents themselves as an elector and hear that person’s name as given by that person, but so that they cannot see how any elector votes. They shall not interfere in the proceedings save insofar as they may be allowed by this Act.
- (3) If any person persists, after being warned, in disobeying the direction of the presiding officer given with a view to keeping order at the polling station or in acting in contravention of this section, it shall be lawful for the presiding officer to cause that person to be removed from the polling station.

General mode of taking ballot

- 47.** (1) Each elector who applies therefor shall receive from the presiding officer a ballot paper, and immediately before delivery —
- (a) the ballot paper shall be stamped with an official mark, either embossed or perforated;
 - (b) the number, name and description of the elector as stated in the copy of the register of electors shall be called out;
 - (c) the counterfoil of the ballot paper shall be marked with a number corresponding to the consecutive number on the official list of electors and entered in the poll book;
 - (d) a mark shall be placed on the register of electors against the number of the elector to denote that a ballot paper has been received but without showing the particular ballot paper which has been received; and
 - (e) the presiding officer shall place that person’s initials as indicated in Form 26.
- (2) The presiding officer shall instruct the elector how to make that elector’s mark, and shall properly fold the elector’s ballot paper, directing that elector to return it, when marked, folded as shown, but without inquiring or seeing for whom the elector intends to vote, except when the elector is unable from physical or other



disability from voting without assistance to vote in the manner prescribed by this Act.

- (3) The elector, on receiving the ballot paper, shall forthwith enter one of the polling compartments in the polling station and there secretly mark that person's ballot paper by placing an X in the manner prescribed in Form 24 within the space to the right of the name of the candidate for whom that person intends to vote, and that person shall then fold the ballot paper as directed so that the initials and the numbers on the counterfoil can be seen without opening it, and hand the paper to the presiding officer who shall, without unfolding it, ascertain by examination of the initials and numbers appearing thereon that it is the same paper as that delivered to the elector and, if the same, that person shall in full view of the elector and of all present remove the counterfoil and return the ballot to the elector who shall deposit the ballot in the ballot box; except that where the elector is unable from physical or other disability to deposit the ballot in the ballot box, the presiding officer shall, on the elector's behalf, deposit the ballot in the ballot box.
- (4) An elector who has inadvertently so dealt with the ballot paper delivered to that elector that it cannot conveniently be used shall restore it to the presiding officer who shall cancel it by writing the word "Spoiled" across the face of the same. The presiding officer shall then deliver another ballot paper to the elector and shall offer assistance to an elector who has spoiled three ballot papers.
- (5) Every elector shall vote without undue delay and shall leave the polling station as soon as that person's ballot paper has been put into the ballot box.
- (6) If, at the closing of the poll, there are any electors inside the polling station who are qualified to vote and have not been able to do so since their arrival at the polling station, the poll shall be kept open a sufficient time to enable them to vote, but no one not actually present within the polling station at the hour of closing shall be allowed to vote.

Questions which may be put to elector

- 48.** (1) The presiding officer may, and shall if requested by a candidate or that person's agent, put to the elector the following questions —
- (a) "Are you the same person whose name appears as A. B. on the official list of electors now in force for this polling division?"; and
 - (b) "Have you already voted at this election either here or elsewhere?"
- (2) If any person refuses to answer to any such questions put to that person in this section provided, the presiding officer shall refuse to give that person a ballot paper.
- (3) A person who knowingly makes a false answer to any such question commits an offence and is liable, on summary conviction before a magistrate, to a fine of five hundred dollars or to imprisonment for six months.



Mode of taking ballot in special cases

49. (1) Subject to this Act as to proof of qualifications as an elector, and as to the administration of oaths, if a person representing themselves to be a particular elector applies for a ballot paper after another person has voted as such person, that person shall be entitled to receive a ballot paper and to vote after taking the oath of identity in Form 27 and otherwise establishing that person's identity to the satisfaction of the presiding officer.
- (2) In such case, the presiding officer shall put on the ballot paper that person's initials together with a number corresponding to the number allotted to the elector on the official list of electors and entered in the poll book opposite the name of such elector, and the poll clerk shall enter in the poll book —
- (a) the name of such elector;
 - (b) a note of that person having voted on a second ballot paper issued under the same name; and
 - (c) any objections made on behalf of any, and of which, of the candidates.
- (3) The presiding officer, on the application of any elector who is incapacitated from physical or other disability from voting without assistance in the manner prescribed by this Act, shall require the elector making such application to make oath in Form 28 of that person's incapacity to vote without assistance, and shall thereafter deal with such votes in the manner specified in subsection (4).
- (4) If any such elector as is referred to in subsection (3) requests the assistance of the presiding officer in marking that person's ballot, the presiding officer shall thereafter assist such elector by marking that person's ballot paper in the manner directed by such elector in the presence of the poll clerk and, if so requested by the elector, the presence of a friend.
- (5) Where an elector requires the presence of a friend in accordance with subsection (4) that person shall not be allowed to be present unless that person first takes the oath in Form 29.
- (5A) A person who assists an elector as a friend in accordance with subsection (4), shall not assist another elector as a friend.
- (5B) A person who contravenes subsection (5A) commits an offence and is liable on summary conviction to a fine of one thousand dollars or to imprisonment for six months, or to both.
- (6) Whenever any elector has had that person's ballot paper marked as provided in subsection (4) the poll clerk shall enter in the poll book opposite the elector's name, in addition to any other requisite entry, the reason why such ballot paper was so marked.

Mobile polling stations

50. (1) Subject to this section, where —



- (a) an elector is unable or likely to be unable —
 - (i) to go in person to the polling station because that person is or is likely to be in a hospital, rest home or other similar institution, or because that person is a geriatric at home;
 - (ii) by reason either of blindness or any other physical incapacity to go in person to the polling station or, if able to go, to vote unaided; or
 - (iii) to go in person to the polling station because of the general nature of that person's occupation, service or employment; and
 - (b) that elector is not entitled under section 52 to vote as an absent elector, that elector is entitled to have that person's vote taken at a mobile station if, in the prescribed manner and within the prescribed time, that person applies to be treated as an absent elector voting at a mobile station and if that person's application is allowed by the registering officer under section 53.
- (2) The Supervisor, subject to the approval of the Governor, may —
 - (a) establish mobile polling stations for the purposes of this section;
 - (b) appoint persons to be members of a mobile polling team; and
 - (c) in respect of each team, appoint a person to be team leader.
 - (3) The Supervisor may, by notice published in the Gazette, specify —
 - (a) the places that will be visited by the mobile polling teams; and
 - (b) the date and time of the visit to each such place.
 - (4) Each mobile station, when it is in place for the purpose of taking votes at an election, shall have ballot boxes, ballot papers and such things as are necessary for the votes of electors to be taken.
 - (5) Every elector listed to vote at the mobile station is entitled to have that person's vote taken.
 - (6) An agent shall be entitled to be present at the taking of the poll at a mobile station.
 - (7) Sections 47, 48, 49 and 53 shall, with the necessary changes being made, apply to the taking of a poll at a mobile station.

Provision of mobile station ballot boxes

- 51.** (1) The returning officer shall, at the proceedings on the original issue of mobile station ballot papers, provide a ballot box or ballot boxes for the reception of the ballots when returned by the electors whose votes have been taken at a mobile station.
- (2) Every such ballot box shall be shown open and empty to the agents present and shall then be locked by the returning officer and sealed with the seal of the

returning officer and the seals of such of the agents as desire to affix their seal in such manner as to prevent its being opened without breaking the seals.

- (3) Every such ballot box shall be marked “Mobile Polling Station electors ballot box” and with the name of the electoral district for which the election is held.
- (4) The returning officer shall make provision for the safe custody of every ballot box.

Arrangement for postal voting

- 52.** (1) Subject to this section, where an elector is unable or likely to be unable to go in person to the polling station due to that person’s absence for whatever reason outside the Islands, that elector may vote by post if, in the prescribed manner and within the prescribed time, that person applies to be treated as an absent elector and furnishes an address in the Islands or overseas to which the ballot paper is to be sent for the purpose and if that person’s application is allowed by the registering officer under section 53.
- (2) At an election for which a person’s application to be treated as an absent elector is allowed, that person shall not be entitled to vote in person under section 47 or 50.
- (3) Nothing in this section shall be taken as conferring a right to vote on a person not having the right apart from this section.

Determination of right to be treated as an absent elector

- 53.** (1) An application to be treated as an absent elector shall be made to the registering officer and shall be allowed by him if that person is satisfied that the applicant is, or will, if registered, be entitled under section 50 or 52 to vote as an absent elector.
- (2) The application shall be for a particular election only.
- (3) The registering officer shall keep a record of absent electors and of the addresses furnished by them as the addresses to which their ballot papers are to be sent.

Spoilt postal ballot paper

- 54.** An absent elector who has inadvertently so dealt with that absent elector’s ballot paper that it cannot conveniently be used may restore it or cause it to be restored by hand to the returning officer, who shall cancel it by writing the word “spoiled” across the face of it and forthwith placing it in a sealed packet. The returning officer shall then, unless such ballot paper is restored to that returning officer too late for another ballot paper to be delivered or sent to the absent elector before the close of the poll, deliver or send another ballot paper to the absent elector.



Who may vote

- 55.** (1) Where there is contained in the official list of electors a name, address and occupation which correspond so closely with the name, address and occupation of a person by whom a ballot paper is demanded as to suggest that the entry in such list of electors was intended to refer to him, such person shall, upon taking the oath in Form 30 and complying in all other respects with this Act, be entitled to receive a ballot paper and to vote. In any such case the name, address and occupation shall be correctly entered in the poll book and the fact that the oath has been taken shall be entered in the proper column of the poll book.
- (2) An elector, if required by the presiding officer, the poll clerk, one of the candidates or an agent of a candidate, or by an elector present shall, before receiving that person's ballot paper, take an oath in Form 31 and, if that person refuses to take such oath, erasing lines shall be drawn through that person's name on the official list of electors and in the poll book, if such name has been entered in the said book, and the words "Refused to be sworn" shall be written thereafter.

Who may be present

- 56.** (1) The following persons shall be permitted to remain in the polling station during the time the poll remains open —
- (a) the presiding officer;
 - (b) the poll clerk;
 - (c) the Supervisor;
 - (d) the Deputy Supervisor of Elections;
 - (e) the returning officer and deputy returning officer of the electoral district;
 - (f) the candidates;
 - (g) one agent for each candidate in each polling station;
 - (h) the constables in uniform on duty; and
 - (i) such field officers, logistics officers, emergency personnel and observers as may be authorised in writing by the Supervisor,
- but no candidate and that person's agent or two agents of the same candidate shall be in the same polling station at the same time for more than fifteen consecutive minutes.
- (2) Agents of candidates may, with the permission of the presiding officer, absent themselves from and return to the polling station at any time before one hour prior to the close of the poll.

Proceedings at the close of the poll

- 57.** (1) Forthwith upon the close of the poll, the presiding officer shall, in the following order —
- (a) seal the ballot boxes;
 - (b) count the number of electors whose names appear in the poll book as having voted and make an entry thereof on the line immediately below the name of the elector who voted last thus, “The number of electors who voted in this election in this polling station is ” (stating the number) and sign that person’s name thereto;
 - (c) count the spoiled ballot papers, if any, place them in the special envelope supplied for that purpose and indicate thereon the number of such spoiled ballot papers and seal it up;
 - (d) count the counterfoils of all used ballot papers and place them in the special envelope supplied for that purpose and indicate thereon the number of counterfoils and seal it up;
 - (e) count the unused ballot papers, place them with all the stubs of all used ballot papers in the special envelope supplied for that purpose and indicate thereon the number of such unused ballot papers and seal the special envelope; and
 - (f) check the number of ballot papers supplied by the returning officer against the number of spoiled ballot papers, if any, the number of electors whose names appear in the poll book as having voted and the number of unused ballot papers, if any, in order to ascertain that all ballot papers are accounted for.
- (2) The presiding officer, accompanied by the poll clerks, police officers, and candidate or agent who may be present, shall deliver the ballot boxes, the keys therefor, the poll book, the envelopes containing the spoiled or unused ballot papers, the official list of electors and the other documents used at the poll, to the returning officer or the deputy returning officer.
- (3) Upon the request of any candidate a polling agent of such candidate may also accompany the persons appointed under subsection (2).

The count

- 58.** (1) Each returning officer, or deputy returning officer, as the case may be, shall, upon receipt by that person of each of the ballot boxes place that person’s seal thereon in the presence of the candidates or their agents, and shall then take every precaution for its safekeeping until the count commences.
- (2) After the ballot boxes have been received by the returning officer for the count that returning officer shall, in the presence of such of the candidates and their



agents as are present, or, if no candidates are present or represented, two electors —

- (a) open the boxes;
 - (b) record and count the number of votes given to each candidate (allowing the candidates or their agents or, in the absence of the candidates and their agents, the two electors present, full opportunity to see such votes but not the official number on the back of the ballot paper) and a poll clerk and no fewer than two witnesses shall be supplied with tally sheets upon which they may keep their own scores as each vote is called out by the returning officer; and
 - (c) reject all ballot papers —
 - (i) which have not been marked for any candidate;
 - (ii) on which votes have been given for more than one candidate; or
 - (iii) upon which there is any writing or mark by which the elector could be identified, but no ballot paper shall be rejected on account of any writing, number or mark placed thereon by any presiding officer.
- (3) In addition to the people who are permitted or required by subsection (2) to be present when the ballot boxes are opened and the votes are counted no other persons, except the Supervisor, the Deputy Supervisors of Elections and any person authorised in writing by the Supervisor, shall be allowed to enter or remain in the place where the boxes are opened and the votes are counted during the time when the boxes are being opened or the votes are being counted.
- (4) Nothing in subsection (2) or (3) shall be taken as prohibiting a person referred to in those subsections from entering or leaving at any time a place where votes are being counted.
- (5) Persons shall not assemble or congregate within one hundred yards of a place where votes are being counted, and any person who so assembles or congregates commits an offence and is liable on conviction to a fine of five hundred dollars or to imprisonment for six months.
- (6) If, in the course of counting the votes, any ballot paper is found with the counterfoil still attached thereto, the returning officer shall (carefully concealing the numbers thereon from all persons present and without examining them themselves) remove such counterfoil. That returning officer shall not reject the ballot paper merely by reason of the failure of the presiding officer to remove the counterfoil.
- (7) If, in the course of counting the votes, the returning officer discovers that the presiding officer has omitted to affix that person's initials to any ballot paper as provided by section 47(1), that returning officer shall, in the presence of the poll clerk and such of the candidates or their counting agents as are present, affix that person's initials to such ballot paper and shall count such ballot paper as if

it had been initialled by the presiding officer in the first place, provided that that returning officer is satisfied that the ballot paper is one that has been supplied by the presiding officer, and also that every ballot paper supplied to such presiding officer has been accounted for as provided by paragraph (f) of section 57(1).

- (8) Where a vote is marked —
- (a) otherwise than in the proper place;
 - (b) otherwise than by way of an X; or
 - (c) by more than one mark,
- the vote is valid if it clearly appears that it was intended for a particular candidate, and that candidate shall be awarded the vote accordingly.
- (9) The returning officer shall keep a record, on the special form printed in the poll book, of every objection made by any candidate or that person's counting agent or any elector present, to any ballot paper found in a ballot box, and shall decide every question arising out of the objection. The decision of the returning officer shall be final, subject to reversal on petition under section 85 questioning the election or return; and every such objection shall be numbered and a corresponding number placed on the back of the ballot paper and initialled by the returning officer.
- (10) All the ballot papers not rejected by the returning officer shall be counted and a list shall be kept of the number of votes given to each candidate and of the number of rejected ballot papers. The rejected ballot papers must be put into one packet and the remaining used ballot papers into another, both of which must be sealed by the returning officer and may be sealed or signed by such agents or witnesses present as desire to seal or sign the packets.
- (11) Any of the candidates, if not satisfied with the accuracy of the count of a particular ballot box, may, on completion of the count of that ballot box, immediately demand a recount which shall thereupon be carried out in the same manner as the original count; but no candidate may demand such a recount more than once in respect of a particular ballot box.
- (12) The returning officer shall, on the completion of the count, declare the candidate who is found to have the largest number of votes as the member for the electoral district.
- (13) Whenever there is an equality of votes between two or more candidates and the addition of a vote would entitle one of such candidates to be declared elected, then the returning officer shall declare that there has been an equality of votes between such candidates and that none of the candidates having such equality of vote has been elected and shall, as soon as possible thereafter, hold a special by-election in that electoral district and at such special by-election this Act shall apply *mutatis mutandis* except that only the persons having received such



equality of votes shall be eligible to be candidates and such candidates shall not be required to be nominated in accordance with section 30 nor to pay any further deposit.

Maintenance of order at polling station

- 59.** (1) Subject to subsection (2), during the hours when the poll is open upon polling day, no persons shall assemble or congregate within one hundred yards of any building in which is situate any polling station.
- (2) This section shall not apply —
- (a) to any electors who are waiting to poll their votes at such polling station and who obey any instructions which may be given by the presiding officer, a poll clerk or any constable for the purpose of forming a queue with other electors also waiting; or
 - (b) to any persons who may under this Act lawfully enter or remain in such polling station.
- (3) A person who contravenes this section commits an offence and is liable on summary conviction before a magistrate to a fine of five hundred dollars and to imprisonment for six months.

Influencing electors to vote for any candidate

- 60.** (1) During the hours that the poll is open upon polling day, no person shall, upon any public road or in any public place within one hundred yards of any building in which a polling station is situate, seek to influence any elector to vote for any candidate or to ascertain for what candidate any elector intends to vote or has voted.
- (2) A person who contravenes subsection (1) commits an offence and is liable on summary conviction before a magistrate to a fine of five hundred dollars and to imprisonment for six months.

Election return

- 61.** (1) The returning officer within the time specified for the return of any writ shall forward to the Supervisor —
- (a) the writ with that person's return in the form set out as Form 32 endorsed thereon showing the candidate declared to be elected in accordance with section 58;
 - (b) a report of that person's proceedings showing the number of votes cast for each candidate at each polling station, and making such observation as the returning officer may think proper as to the state of the election papers as received from the presiding officer;
 - (c) the number of persons to whom, it appears from the counterfoils, ballot papers have been supplied in the electoral district;

- (d) the reserve supply of undistributed blank ballot papers;
 - (e) the poll book used at each polling station, a packet containing the counterfoils and unused ballot papers, a packet containing the used ballot papers (other than the rejected ballot papers), a packet containing the spoiled ballot papers, a packet containing the rejected ballot papers and a packet containing the official list of electors used at the polling stations, and the written appointments of the candidates' agents; and
 - (f) all other documents used for the election.
- (2) The Supervisor shall, on receiving the return of any member elected to serve in the Cayman Islands Parliament, cause it to be entered, in the order in which such return is received by that Supervisor, in a book to be kept by that Supervisor for such purpose and thereupon immediately cause a notice to be published in the Gazette and at least one newspaper circulating in the Islands of the name of the candidate so elected and in the order in which it was received.
- (3) The Supervisor shall, on receiving the return of any member elected to serve in the Cayman Islands Parliament, transmit the writ with the return endorsed thereon to the Governor within the time specified in such writ. The Governor shall within seven days of the receipt of the said writ return the same to the Supervisor for safe custody in accordance with section 62.
- (4) The Supervisor shall, immediately after each general election, cause to be printed and published a report in the Gazette giving, by polling division, the number of votes polled for each candidate, the number of rejected ballot papers, the number of names on the official list of electors together with any other information that that Supervisor may deem fit to include; and shall also, at the end of each year, cause to be printed and published a similar report on the by-elections held during the year.
- (5) If any returning officer wilfully delays, neglects or refuses duly to return any person who ought to be returned to serve in the Cayman Islands Parliament for any electoral district, and if it has been determined on the hearing of an election petition respecting the election for such electoral district that such person was entitled to have been returned, the returning officer who has so wilfully delayed, neglected or refused to make such return of that person's election shall forfeit to the person aggrieved the sum of two thousand dollars and costs in addition to all damages sustained.

Custody of election documents

- 62.** (1) Subject to subsections (2) and (3), the Supervisor shall ensure that —
- (a) the election documents referred to in section 61(1) are kept in safe custody; and
 - (b) the keys to the ballot boxes containing the said documents in a vault or strong-room are held by the Governor.



- (2) If an election petition has been presented questioning the validity of any election or return, the Supervisor shall, on the order of a Judge of the Grand Court, deliver to the proper officer of that Court the documents relating to the election that is in dispute.
- (3) After the expiration of twelve months from the day of any election, the Supervisor shall cause the documents used at such election to be incinerated in the presence of two Justices of the Peace, two police officers and the Deputy Supervisors.
- (4) No such election documents in the custody of the Supervisor shall be inspected or produced except on the order of a Judge of the Grand Court; and an order under this subsection may be made by the Judge upon that Judge being satisfied by evidence on oath that the inspection or production of such election documents is required for the purpose of instituting or maintaining a prosecution for an offence in relation to an election or for the purpose of a petition which has been filed questioning an election or return.
- (5) Any such order for the inspection or production of election documents may be made subject to such conditions as to persons, time place and mode of inspection or production as the Judge deems expedient.

Custody of ballot boxes

- 63.** Forthwith upon making the return to the writ in accordance with section 61, the returning officer shall cause the ballot boxes used at such election, with their locks and keys and the screens and other appliances used in the polling station, to be transmitted or delivered to the Supervisor.

PART V - Election Expenses

Appointment of election agents

- 64.** (1) A candidate may, on or before the day fixed for the election, by notice given to the returning officer, appoint some other person as that person's election agent.
- (2) A candidate who does not appoint some other person as that person's election agent shall perform the functions, duties and responsibilities conferred on an election agent by the provisions of this Act (other than section 69(2)).
- (3) The candidate shall specify a street address in that person's electoral district to which all claims, notices, writs, summonses and documents addressed to the candidate or to that person's election agent may be sent.
- (4) A candidate may, by notice in writing given to the returning officer, revoke the appointment of that person's election agent, and in the event of such revocation or death of the election agent, forthwith appoint another election agent and give written notice of that person's name and address to the returning officer.

- (5) Where any act or omission of an association or body of persons, corporate or unincorporated, is an offence under this Act, any person who at the time of the act or omission was a director, general manager, secretary or other similar officer of the association or body, or was purporting to act in any such capacity, commits that offence if it is proved —
- (a) that the act or omission took place with that person's consent or connivance; or
 - (b) that that person failed to exercise all due diligence to prevent the commission of the offence as that person ought to have exercised having regard to the nature of that person's functions in that capacity and to all the circumstances.

Candidate's expenses

- 65.** (1) No expenses shall, with a view to promoting or procuring the election of a candidate at an election, be incurred by any person other than the candidate, that person's election agent and persons authorised in writing by the candidate on account —
- (a) of holding public meetings or organising any public display;
 - (b) of issuing advertisements, circulars or publications; or
 - (c) of otherwise presenting to the electors the candidate or that person's views or the extent or nature of that person's backing or disparaging another candidate.
- (2) A person who —
- (a) incurs or aids, abets, counsels or procures any other person to incur, any election expenses in contravention of this Act; or
 - (b) knowingly makes a false declaration as to election expenses, commits an illegal practice.

Unauthorised expenditure

- 66.** (1) Where an expenditure is incurred in contravention of this Part, the person by whom such expenditure was incurred and the candidate in connection with whose candidature it was incurred shall, in addition to any other penalty to which either of them may be liable, be deemed to have committed an illegal practice.
- (2) No candidate shall be deemed to have committed an illegal practice by reason of any other person having incurred any expenditure in connection with the candidature of the candidate in contravention of this Part, unless it is proved that such expenditure was incurred with that person's knowledge or consent or that that candidate did not take all reasonable steps to prevent the incurrence of such expenditure.



Limitation on election expenses

- 67.** (1) Election expenses shall not exceed the sum stipulated in subsection (2).
- (2) The maximum amount of election expenses to be incurred in respect of a candidate at an election shall be forty thousand dollars.
- (3) In determining the total expenditure incurred in relation to the candidature of any person at any election no account shall be taken of —
- (a) any deposit made by the candidate on that person's nomination in compliance with this Act; and
- (b) any expenditure incurred before the date of nomination of the candidate with respect to services rendered or material supplied before such notification.
- (4) A candidate who knowingly acts in contravention of this section commits an illegal practice.
- (5) A political party which acts in contravention of this section commits an offence and is liable on summary conviction to a fine of twenty-five thousand dollars.

Time for sending in and paying claims

- 68.** (1) Every claim against a candidate in respect of election expenses which is not sent to him within twenty-one days after the date on which the result of the election is declared shall be barred and not paid.
- (2) All election expenses shall be paid within twenty-eight days after the date on which the result of the election is declared.
- (3) A candidate who pays a claim in contravention of subsection (1) or who makes a payment in contravention of subsection (2) commits an illegal practice.

Return as to election expenses

- 69.** (1) Within thirty-five days after the date on which the election is declared, every candidate shall deliver to the Supervisor a true return in the form requested by the Supervisor containing a statement of all payments made or received by or on behalf of the candidate.
- (2) Every return shall be supported by a declaration sworn to before a Justice of the Peace by the candidate stating —
- (a) that the return fully and accurately sets out all payments made by the candidate themselves; and
- (b) that to the best of that person's knowledge, information and belief the return is a full and accurate return of all expenditure incurred by any person by or on behalf of the candidate, and of all monies, securities or the equivalent of money received by the election agent from any source in connection with the election.

- (3) The Supervisor, within ten days after that Supervisor receives any return, shall publish a summary thereof accompanied by a notice of the time and place at which the return and the documents in support thereof can be inspected.
- (4) A person who knowingly makes a false or incorrect return commits an illegal practice.

Penalty for sitting or voting where no return and declarations transmitted

- 70.** (1) If, in the case of any candidate, the return and declaration as to election expenses is not delivered before the expiry of the period limited for that purpose, that candidate shall not, after the expiry of that time, sit or vote in the Cayman Islands Parliament until the return and declaration has been delivered and if that candidate sits or votes in contravention of this subsection that candidate shall forfeit five hundred dollars for every day on which that candidate sits or votes.
- (2) Civil proceedings for the penalty under this section shall be commenced within one year beginning with the day on which the penalty is alleged to have been incurred.

Disclosure by candidates

- 71.** (1) A candidate or that person's election agent shall keep an account of —
- (a) monetary or other forms of contribution received by the candidate or that person's election agent for the purposes of the election campaign; and
 - (b) the name and address of any person who contributed any money or other form of contribution which exceeds ten thousand dollars.
- (2) No candidate or election agent shall accept any monetary or other contribution exceeding five thousand dollars unless that candidate can identify the source of the money or other contribution to the Supervisor.
- (3) Every payment made in respect of any election expenses shall, except when less than thirty dollars, be vouched by a bill stating the particulars, and by a receipt.
- (4) Where any question arises as to any monetary or other form of contribution, the Supervisor may request that the account be submitted to that Supervisor for inspection, along with the return required under section 69(1).
- (5) The Supervisor shall ensure that these provisions are complied with, and where that Supervisor has reason to believe that any person has committed an offence against these provisions, the Supervisor shall report the facts on which that belief is based to the Director of Public Prosecutions.
- (6) The Supervisor shall keep a copy of the return at that person's office until the close of the poll for the second general election that takes place after the date on which the Supervisor received the return, and at the expiration of that period the Supervisor shall cause the copy of the return to be destroyed.



- (7) Where a provision of this Part would be inconsistent with the *Register of Interests Act, 1996*, the *Register of Interests Act, 1996 [Law 13 of 1996]* shall, to the extent of the inconsistency, prevail over that provision of this Part.
- (8) A person who fails to comply with the provisions of this section commits an illegal practice.

Prohibition of expenses not authorised by candidate

- 72.** (1) No expenses shall, with a view to promoting or procuring the election of a candidate at an election, be incurred by any person other than the candidate or persons authorised in writing by the candidate on account —
- (a) of holding public meetings or organising any public display;
 - (b) of issuing advertisements, circulars or publications; or
 - (c) of otherwise presenting to the electors the candidate or that person's views or the extent or nature of that person's backing or disparaging another candidate,
- but paragraph (c) shall not —
- (i) restrict the publication of any matter relating to the election in a newspaper or other periodical or in a broadcast made by any licensed television or radio broadcasting organisation in the Islands or in a programme included in a satellite or cable programme service that does not have to be licensed;
 - (ii) apply to any expenses not exceeding in the aggregate thirty-five thousand dollars where the candidate does not belong to a political party, or there is no other candidate belonging to the same party at an election in an electoral district; or
 - (iii) apply to any expenses not exceeding in the aggregate thirty thousand dollars where the candidate is not the only candidate belonging to a party at the election in an electoral district.
- (2) Where a person incurs any expenses required by this section to be authorised by the candidate —
- (a) that person shall, within twenty-one days after the date on which the result of the election is declared, deliver to the Supervisor a return of the account of those expenses stating the candidate in whose support they were incurred; and
 - (b) the return shall be accompanied by a declaration made by that person (or in the case of an association or body of persons, by a director, general manager, secretary or other similar officer of the association or body) verifying the return and giving particulars of the matter for which the expenses were incurred.

- (3) The return and declaration under subsection (2) shall be in such form as may be required by the Supervisor, and the authority received from the candidate shall be annexed to the return.
- (4) A person who —
 - (a) incurs, aids, abets, counsels or procures any other person to incur any expenses in contravention of this section; or
 - (b) knowingly makes the declaration required by subsection (2) falsely, commits an offence and is liable on summary conviction to a fine of five thousand dollars.
- (5) Where any act or omission of an association or body of persons, corporate or unincorporated, is an offence under this section, any person who at the time of the act or omission was a director, general manager, secretary or other similar officer of the association or body, or was purporting to act in any such capacity, shall be deemed to have committed that offence unless that person proves —
 - (a) that the act or omission took place without that person's consent or connivance; and
 - (b) that that person exercised all due diligence to prevent the commission of the offence as that person ought to have exercised having regard to the nature of that person's functions in that capacity and to all the circumstances.

Definition of “election expenses” for the purposes of this Part

73. In this Part —

“**election expenses**” means expenses incurred by a candidate in respect of the conduct or management of an election contested by that candidate, after nomination.

PART VI - Political Broadcasts

Regulation of political broadcasts

- 74. (1) No political broadcast or political announcement shall be made by any person except in accordance with this Part; but where the exercise of any power conferred by or under this Part would be inconsistent with the exercise of a power conferred by or under the *Information and Communications Technology Authority Act (2019 Revision)*, the provisions of the *Information and Communications Technology Authority Act (2019 Revision)*, shall to the extent of the inconsistency prevail over the provisions of this Part.
- (2) The provisions of this Part shall, with the necessary changes being made, apply in respect of a by-election as they apply to an election.



Political broadcasts and political announcements

- 75.** (1) A political broadcast or political announcement shall not include —
- (a) any matter in contravention of the Laws of the Islands;
 - (b) any abusive comment upon any race or religion;
 - (c) any blasphemous, obscene, indecent or profane matter;
 - (d) any scandalous or defamatory matter;
 - (e) any scenes of nudity, eroticism, crime or violence;
 - (f) any scenes or sounds of private grief or human suffering; or
 - (g) any harrowing sights or sounds.
- (2) During a political broadcast or political announcement, there shall be indicated visually or aurally as may be appropriate having regard to the mode of the broadcast or announcement —
- (a) the name of the political party or candidate (as the case may be) responsible for the broadcast or announcement; and
 - (b) the fact that the broadcast or announcement has been paid for.

Restriction on broadcasting

- 76.** No political broadcast, election advertising or political announcement shall be permitted on a polling day.

Advertising of political broadcasts or events

- 77.** A political party or a candidate may advertise the broadcasting of a programme under this Part within the period commencing at the pre-recording of the programme and ending at the broadcasting of such programme.

Saving of powers of Ministers to broadcast

- 78.** Nothing in this Part shall be construed as precluding a Minister from broadcasting —
- (a) an explanation of legislation passed or action taken or to be taken or Government policy or policy approved by the Cayman Islands Parliament; and
 - (b) an appeal on a matter of national importance.

Broadcasting offences

- 79.** A person who, in contravention of this Part, makes or carries on or procures any other person to make or carry on, any political broadcast, political announcement or election advertising, commits an illegal practice.

Definitions in this Part

- 80.** In this Part —



“election advertising” means political announcements designed to support and promote the election of members of a political party who are candidates, or the election of other individuals who are candidates, limited to the purposes and extent specified in this Part;

“election period” means, in relation to —

- (a) a general election, the period commencing with the date of dissolution of the Cayman Islands Parliament; and
- (b) a by-election, the period commencing with the date of the issue of the respective writ,

and ending with the respective close of poll;

“leader of a political party” means the individual who has been elected or otherwise acclaimed as the leader (by whatever name called) of a political party;

“Minister” means a Member of Cabinet for the time being charged with responsibility in accordance with section 49 of the *Cayman Islands Constitution Order 2009 [UKSI 1379 of 2009]*;

“political announcement” means an announcement on television or radio advertising an event, which is paid for by or on behalf of a political party or a candidate;

“political broadcast” means a broadcast, whether by television or radio, designed to promote or reduce the popularity of a political party or a candidate; and

“text” includes any script, whether written or recorded.

PART VII - Publication of Statistical Information

Regulation of statistical information

- 81.** (1) A person commits an illegal practice if, in contravention of this Part, that person publishes statistical information relative to an election.
- (2) The provisions of this Part shall, with the necessary changes being made, apply in respect of a by-election as they apply to an election.

Publication of statistical information

- 82.** No statistical information published under this Part shall, without the previous consent in writing of the person from whom the information has been obtained, be published in such form as to enable the information to be identified as information relating to that person.



Falsification of statistical information

- 83.** A person who compiles or uses any false statistical information (including an opinion poll) with a view to exerting an influence upon or affecting an election, commits an illegal practice.

Definition of “publish” for the purposes of this Part

- 84.** Notwithstanding section 2(2)(a), in this Part —

“**publish**” includes to communicate by any manner whatever, orally, in writing or by electronic means, or to reveal in any manner whatever, and to any person whatever, other than the Supervisor or a Deputy Supervisor.

PART VIII - Election Petitions**Petitions against elections**

- 85.** A petition complaining of the undue election or undue return of a member of the Cayman Islands Parliament (in this Act called an election petition) may be presented to the Grand Court by anyone or more of the following persons, that is to say —
- (a) a person who voted or had a right to vote at the election to which the petition relates;
 - (b) a person claiming to have had a right to be returned at such election; or
 - (c) a person alleging themselves to have been a candidate at such election.

Presentation of election petition and security for costs

- 86.** The following provisions shall apply with respect to the presentation of an election petition —
- (a) the petition shall be presented within twenty-one days after the return made by the returning officer of the member to whose election the petition relates, unless it questions the return or election upon an allegation of corrupt practices and specifically alleges a payment of money or other reward to have been made by any member, or on that person’s account or with that person’s privity, since the time of such return, in pursuance or in furtherance of such corrupt practices, in which case the petition may be presented at any time within twenty-eight days after the date of such payment;
 - (b) at the time of the presentation of the petition, or within three days afterwards, security for the payment of all costs, charges and expenses that may become payable by the petitioner —
 - (i) to any person summoned as a witness on that person’s behalf;
 - (ii) to the member whose election or return is complained of; or

- (iii) to any other person named as a respondent in the petition, shall be given on behalf of the petitioner; and
- (c) the security shall be to an amount of three thousand dollars and shall be given by deposit of money in the Grand Court.

Avoidance of election of candidate certified guilty of corrupt or illegal practice

- 87.** If a candidate who has been elected is certified by the Judge who tried the election petition questioning the return or election of such candidate to have been personally guilty or guilty by that person's agents of any corrupt or illegal practice that person's election shall be void.

Avoidance of election for general corruption, etc.

- 88.** Where on an election petition it is shown that corrupt or illegal practices or illegal payments or employments committed in reference to the election for the purpose of promoting or procuring the election of any person thereat have so extensively prevailed that they may be reasonably supposed to have affected the result, the election of that person, if that person has been elected, shall be void and that person shall be incapable of being elected to fill the vacancy or any of the vacancies for which the election was held.

Trial of election petitions

- 89.** (1) Every election petition shall be tried in the same manner as an action in the Grand Court by a Judge sitting alone.
- (2) At the conclusion of the trial the Judge shall determine whether the member of the Cayman Islands Parliament whose return or election is complained of or any, and what, other person was duly returned and elected, or whether the election was void, and shall certify such determination to the Governor, and, upon that Judge's certificate being given, such determination shall be final; and the return shall be confirmed or altered, or a writ for a new election issued, as the case may require, in accordance with such determination.

Powers of Judge

- 90.** At the trial of an election petition a Judge shall, subject to this Act, have the same powers, jurisdiction and authority, and witnesses shall be subpoenaed and sworn in the same manner, as nearly as circumstances admit, as in the trial of a civil action in the Grand Court, and such witnesses shall be subject to the same penalties for perjury.



PART IX - Election Offences

Intoxicating liquor not to be sold or given

- 91.** (1) No intoxicating liquor shall be sold, offered for sale or given away at any premises situate in any electoral district in which an election is being held, to which a licence issued under the *Liquor Licensing Act (2019 Revision)* applies, at any time between the opening of the poll and one hour after the close of the poll.
- (2) A person who contravenes this section commits an offence and is liable on summary conviction before a magistrate to a fine of five hundred dollars or to imprisonment for six months.

Employers to allow employees time

- 92.** (1) Every employer shall, on polling day allow to every elector in that person's employ a reasonable period for voting, and no employer shall make any deduction from the pay or other remuneration of any such elector or impose upon or extract from that elector any penalty by reason of that person's absence during such period.
- (2) Any employer who, directly or indirectly, refuses, or by intimidation, undue influence or in any other way, interferes with the granting to any elector in that person's employ of such period for voting, as is in this section provided, commits an offence and on summary conviction before a magistrate is liable to a fine of five hundred dollars or to imprisonment for six months.

Offences by election officers

93. Every election officer who —

- (a) makes, in any record, return or other document which that election officer is required to keep or make under this Act, any entry which that election officer knows or has reasonable cause to believe to be false, or does not believe to be true;
- (b) permits a person, whom that election officer knows or has reasonable cause to believe not to be a person unable from physical or other disability to vote without assistance, to vote in the manner provided by this Act for a person who is unable from physical or other disability to vote without assistance;
- (c) refuses to permit a person, whom that election officer knows or has reasonable cause to believe is unable from physical or other disability to vote without assistance, to vote in the manner provided by this Act for such a person;

- (d) wilfully prevents any person from voting at the polling station at which that election officer knows or has reasonable cause to believe such person is entitled to vote;
- (e) wilfully neglects or refuses to count any vote which that election officer knows or has reasonable cause to believe is validly cast for any candidate in accordance with this Act; or
- (f) wilfully counts any vote as being cast for any candidate, which that election officer knows or has reasonable cause to believe was not validly cast for such candidate,

commits an offence, and on summary conviction before a magistrate, is liable to a fine of five hundred dollars and to imprisonment for six months.

Loudspeakers, ensigns, banners, advertisements, etc., prohibited on polling day

- 94.** (1) No person shall furnish or supply any loudspeaker, bunting, ensign, banner, standard or set of colours or any other flag, to any person with intent that it shall be carried or used on motor cars, trucks or other vehicles as political propaganda on polling day, and no person shall, with any such intent, carry or use on motor cars, trucks or other vehicles, or in any place or manner, any loudspeaker, bunting, ensign, banner, standard or set of colours or any other flag on polling day.
- (2) No person shall furnish or supply any flag, ribbon, label or like favour to or for any person with intent that it be worn or used by any person within any electoral district on polling day as a badge to distinguish the wearer as the supporter of any candidate, or of the political or other opinions entertained or supposed to be entertained by such candidate, and no person shall use or wear any flag, ribbon, label or other favour, as such badge within any electoral district on polling day.
- (3) No person shall issue or publish or cause to be issued or published on polling day in a newspaper, periodical or radio or television programme, or in any other printed or electronic form, any advertisement —
- (a) containing any matter inviting or inducing the public to vote, or not to vote, in favour of a particular candidate or group of candidates; or
 - (b) setting out political or other opinions entertained or supposed to be entertained by a candidate or group of candidates.
- (4) Nothing contained in subsection (1), (2) or (3) shall be deemed to extend to the furnishing or supplying of any banner bearing only the name of any candidate, or only such name preceded by the words “Vote for”, or of any rosette, or to the use of any such banner on any vehicle, or of any such rosette.
- (5) A person who contravenes this section commits an offence and is liable on summary conviction before a magistrate to a fine of five hundred dollars or to imprisonment for six months.



Definition of bribery

- 95.** (1) The following persons shall be deemed to have committed the offence of bribery under this Act —
- (a) every person who, directly or indirectly, by themselves or by any other person on that person's behalf, gives, lends, or agrees to give or lend, or offers, promises or promises to procure or to endeavour to procure any money or valuable consideration to or for any elector, or to or for any person on behalf of any elector, or to or for any other person in order to induce any elector to vote or refrain from voting, or corruptly does any such act as aforesaid on account of any elector having voted or refrained from voting at any election;
 - (b) every person who, directly or indirectly, by themselves or by any other person on that person's behalf, gives or procures, or agrees to give or to procure, or offers, promises, or promises to procure or to endeavour to procure, any office, place or employment, to or for any elector, or to or for any person on behalf of any elector, or to or for any other person in order to induce such elector to vote or refrain from voting, or corruptly does any such act as aforesaid on account of any elector having voted or refrained from voting at any election;
 - (c) every person who, directly or indirectly, by themselves or by any other person on that person's behalf, makes any such gift, loan, offer, promise, procurement or agreement as aforesaid to or for any person, in order to induce such person to procure or endeavour to procure, the return of any person as an elected member of the Cayman Islands Parliament, or the vote of any elector at any election;
 - (d) every person who, upon or in consequence of any such gift, loan, offer, promise, procurement or agreement, procures or engages, promises or endeavours to procure the return of any person as an elected member of the Cayman Islands Parliament, or the vote of any elector at any election;
 - (e) every person who advances, or pays or causes to be paid, any money or valuable consideration to or to the use of any other person with the intent that such money or valuable consideration, or any part thereof, shall be expended in bribery at any election, or who knowingly pays or causes to be paid any money or money's worth to any person in discharge or repayment of any money wholly or in part expended in bribery at any such election;
 - (f) every elector who, before or during any election, directly or indirectly, by themselves, or by any other person on that person's behalf, receives, agrees or contracts for any money, gift, loan or valuable consideration, office, place or employment for themselves or for any other person, for voting or

- agreeing to vote, or for refraining or agreeing to refrain from voting at any election; and
- (g) every person who, after any election, directly or indirectly, by themselves, or by any other person on that person's behalf, receives any money or valuable consideration on account of any person having voted or refrained from voting, or having induced any other person to vote or refrain from voting at any such election.
- (2) Subsection (1) shall not extend or be construed to extend to any money paid or agreed to be paid for or on account of any lawful expenses incurred in good faith at or concerning an election.
- (3) For the purpose of this section, “**lawful expenses**” include —
- (a) payment of the agents, clerks, canvassers and messengers of candidates;
 - (b) payments made for the purpose of hiring vehicles for the conveyance of electors to or from a polling station;
 - (c) payments made for the use of any premises for a public meeting in furtherance of the candidature of any person or for the use of any committee room or office for the purpose of promoting or procuring the election of a candidate; and
 - (d) payments made in respect of postage, stationery, printing, advertising, the distribution of advertising material and the use of any public address system.

Definition of treating

96. The following persons shall be deemed to have committed the offence of treating under this Act —

- (a) every person who corruptly, by themselves or by any other person, either before, during or after an election, directly or indirectly, gives, or provides or pays, wholly or in part, the expenses of giving or providing any food, drink, entertainment or provision to or for any persons for the purpose of corruptly influencing that person, or any other person, to vote or to refrain from voting at such election, or on account of such person or any other person having voted or refrained from voting at such election; and
- (b) every elector who corruptly accepts or takes any such food, drink, entertainment or provision.



Definition of undue influence

- 97.** Every person who, directly or indirectly, by themselves or by any other person on that person's behalf, makes use of or threatens to make use of any force, violence or restraint, or inflicts or threatens to inflict, by themselves or by any other person, any temporal or spiritual injury, damage, harm or loss upon or against any person, in order to induce or compel such person to vote or refrain from voting or on account of such person having voted or refrained from voting at any election, or who by abduction, duress or any fraudulent device or contrivance, impedes or prevents the free exercise of the franchise of any elector, or thereby compels, induces or prevails upon any elector, either to give or refrain from giving that person's vote at any election, shall have committed the offence of undue influence under this Act.

Definition of personation

- 98.** Every person who at an election applies for a ballot paper in the name of another person, whether that name be the name of a person living or dead, or of a fictitious person, or who, having voted once at any election, applies at the same election for a ballot paper in that person's own name, shall have committed the offence of personation under this Act.

Penalties for bribery, treating, undue influence

- 99.** A person who commits the offence of bribery, treating or undue influence under this Act, or of procuring, counselling, aiding or abetting any such offence is liable on summary conviction before a magistrate to a fine of two thousand dollars or to imprisonment for twelve months.

Penalty for personation

- 100.** A person who commits the offence of personation or of aiding, abetting, counselling or procuring the commission of the offence of personation is liable on summary conviction before a magistrate to a fine of two thousand dollars or to imprisonment for twelve months.

Incapacity to vote or to be elected following a conviction for bribery, treating, undue influence or personation

- 101.** A person who has been convicted of bribery, treating, undue influence or personation, or of aiding, abetting, counselling or procuring the commission of any of the said offences shall (in addition to any other punishment) be incapable during a period of five years from the date of conviction —
- (a) of being registered as an elector or voting at any election or by-election; or
 - (b) of being elected a member of the Cayman Islands Parliament or, if elected before that person's conviction, of retaining that person's seat as a member;

Provided that in the event of any appeal the incapacity shall continue until the appeal is determined and thereafter, unless the conviction is quashed, remain in force for a period of five years from the determination of the appeal except the Court hearing the appeal directs that the period of five years shall run from the date of conviction.

Illegal practices and penalties

102. (1) Subject to subsections (2) and (3), a person who —

- (a) votes, or induces or procures any person to vote, at any election, knowing that that person or such other person is prohibited by this Act, or by any law in force in the Islands, from voting at such election;
- (b) before or during an election knowingly publishes a false statement of the withdrawal of a candidate at such election for the purpose of promoting or procuring the election of another candidate;
- (c) between the date of the publication by the returning officer of a notice in accordance with section 29(1) and the day after polling at the election, whether in a general election or in a by-election, acts in a disorderly manner, with intent to prevent the transaction of the business of a public meeting called for the purpose of promoting the election of a candidate as a member to serve in the Cayman Islands Parliament; or
- (d) themselves or as a director of any body or association corporate, before or during an election for the purpose of affecting the return of a candidate at the election, makes or publishes any false statement of fact in relation to the personal character or conduct of the candidate,

commits an illegal practice.

- (2) A person who commits an illegal practice under this section or any other provision of this Act, is liable on summary conviction to a fine of five hundred dollars or to imprisonment for six months.
- (3) A person charged under paragraph (d) of subsection (1) shall not have committed an illegal practice if that person can show that that person had reasonable grounds for believing, and did in fact believe, the statement that person made to be true.
- (4) A candidate shall not be liable nor shall that person's election be avoided for any illegal practice under paragraph (d) of subsection (1) committed by that person's agent unless —
 - (a) it can be shown that the candidate has authorised or consented to the committing of the illegal practice, or has paid for the circulation of the false statement constituting the illegal practice; or
 - (b) the Grand Court dealing with an election petition under section 89 finds and reports that the election of the candidate was procured or materially



assisted in consequence of the making or publishing of such false statement.

- (5) A person who, between the date of the publication by the returning officer of a notice in accordance with section 29(1) and the day after polling at the election, whether in a general election or in a by-election, incites, combines or conspires with others to act in a disorderly manner with intent to prevent the transaction of the business of a public meeting called for the purpose of promoting the election of a candidate as a member to serve in the Cayman Islands Parliament, commits an illegal practice and is liable on summary conviction before a magistrate to a fine of five hundred dollars and to imprisonment for six months and, in addition, shall be incapable during a period of five years from the date of conviction of being registered as an elector or of voting at any election, or of being a candidate for election to the Cayman Islands Parliament, or if elected before that person's conviction, of retaining that person's seat as a member.
- (6) In the event of any appeal by any person convicted of an illegal practice under any provision of this Act, the incapacity shall continue until the appeal is determined and thereafter, unless the conviction is quashed, remain in force for a period of five years from the determination of the appeal except the Court hearing the appeal shall direct that the period of five years shall run from the date of conviction.
- (7) Any person making or publishing any false statement of fact as provided in paragraph (d) of subsection (1) may be restrained by interim or perpetual injunction by the Grand Court from any repetition of that false statement or of a false statement of a similar character in relation to the candidate and for the purpose of granting an interim injunction *prima facie* proof of the falsity of the statement shall be sufficient.

Offences in respect of ballot papers

103. (1) A person who —

- (a) forges or counterfeits, or fraudulently defaces or destroys, any ballot paper;
- (b) without due authority supplies a ballot paper to any person;
- (c) fraudulently puts into any ballot box any paper other than the ballot paper which that person is authorised by law to put in;
- (d) fraudulently takes out of the polling station any ballot paper;
- (e) without due authority destroys, takes, opens or otherwise interferes with any ballot box or packet of ballot papers then in use for the purposes of any election; or
- (f) not being duly registered as an elector, votes at any election,

commits an offence and is liable on summary conviction before a magistrate to a fine of one thousand dollars or to imprisonment for six months.

- (2) In any information or prosecution for an offence in relation to the ballot boxes, ballot papers and other things in use at an election, the property in such ballot boxes, ballot papers or things may be stated to be in the returning officer at such election.

Secrecy of voting

- 104.** (1) Every election officer and every agent appointed under section 40(1)(a) or (b), or section 64(1) in attendance at a polling station shall maintain and aid in maintaining the secrecy of the voting in such station, and no person shall interfere with or attempt to interfere with an elector when marking that person's vote, or otherwise attempt to obtain in the polling station any information as to the candidate for whom any elector in such station is about to vote or has voted.
- (2) Every election officer and every such agent in attendance at the counting of the votes shall maintain and aid in maintaining the secrecy of the voting and shall not attempt to communicate any information obtained at such counting as to the candidate for whom any vote is given in any particular ballot paper.
 - (3) No person shall, directly, or indirectly, induce any elector to display that person's ballot paper after that person has marked it so as to make known to any person the name of the candidate for whom or against whose name that person has marked that person's vote.
 - (4) A person who contravenes this section commits an offence and is liable, on summary conviction before a magistrate, to a fine of five hundred dollars or to imprisonment for six months.

PART X - Miscellaneous Provisions

No obligation on elector to disclose vote

- 105.** No elector who has voted at any election shall, in any legal proceedings to question the election or return, be required to state for whom that person voted.

Conclusiveness of Register of Electors

- 106.** At any election a person shall not be entitled to vote unless that person's name is on the Register of Electors for the time being in force, and every person whose name is on such Register shall, subject to this Act, be entitled to demand and receive a ballot paper and to vote:

Provided that nothing in this section shall entitle any person to vote who is prohibited from voting by any law in force in the Islands, or relieve such person from any penalties to which that person may be liable for voting.



Expenses of elections

107. All expenses properly incurred by, and all remuneration and travelling allowances payable to, officers under this Act shall be defrayed out of the general revenue of the Islands.

Computation of time

108. (1) In reckoning time for the purposes of this Act, Sunday shall be included but Christmas Day, Good Friday and any public holiday shall be excluded.

(2) Where anything required by this Act to be done on any day falls to be done on a Sunday or on any day excluded by subsection (1), that thing may be done on the next day, not being one of such excluded days.

Power to make rules

109. (1) The Cabinet, acting on the recommendation of the Supervisor, may make rules —

- (a) prescribing anything to be prescribed under this Act;
- (b) with respect to the form of the Register of Electors and any special lists, records or forms required by this Act in connection with the Register or with any election;
- (c) with respect to the procedure to be followed in the preparation of the Register and any such special lists or records as aforesaid and with respect to the time, place and manner of their publication; and
- (d) generally with respect to any matters incidental to this Act so far as those provisions relate to the registration of electors, the taking of a vote at a mobile station or to voting by post and, without prejudice to the generality of the foregoing, such rules may include provisions relating to —
 - (i) the evidence which shall or may be required or be deemed sufficient or conclusive evidence in connection with a person's application to be treated as an absent elector, or of that person's being subject to any physical incapacity, or of the fact that that person is acting as returning officer at any election;
 - (ii) the marking of any register so as to distinguish persons having special rights as to the place or manner of voting at any election; and
 - (iii) the procedure in connection with the issue and receipt of ballot papers for voting at a mobile station or by post (including provisions as to the persons who are to be entitled or may be allowed to attend and the rights and obligations of persons attending) and as to the steps to be taken to ensure the secrecy of the voting and the safe custody (before and after the count) of the ballot papers returned and other documents.

- (2) Rules made under this section may provide in respect of any breach thereof that the offender shall be liable on summary conviction before a magistrate to such fine not exceeding five hundred dollars or to such term of imprisonment not exceeding six months as may be prescribed therein.
- (3) Until varied or revoked by rules made under this section the rules set out in Schedule 3 shall have effect.

Savings provisions

- 110.** (1) Every person who, immediately before the commencement of the *Elections (Amendment) Act, 2016, (the 'amending Law')* [Law 45 of 2016], was an elections officer appointed under the *Elections Act (2013 Revision)* shall continue to be an elections officer under and for the purposes of the *Elections Act (2013 Revision)* as amended by the amending Law.
- (2) The Register of Electors in force immediately before the commencement of the amending Law and made pursuant to the *Elections Act (2013 Revision)* shall continue to be the Register of Electors until a register of Electors is issued pursuant to the *Elections Act (2013 Revision)* as amended by the amending Law.



SCHEDULE 1

(section 5(1))

ELECTORAL DISTRICTS

Electoral District	Extent
West Bay North	All that area of Grand Cayman which lies to the right and within the area defined by a boundary line having a starting point at a point 7034977 ft N, 1510432 ft E, the north corner of Block 8A Parcel 61 on the northern shoreline between Double Head and Palmetto Point, Barkers; thence south-westerly along a straight line to a point 7033280 ft N, 1509156 ft E being the south corner of Block 9A Parcel 782; thence north-westerly following a straight line to a point 7033897 ft N, 1508223 ft E at the north corner of Block 9A Parcel 712; thence in a south-westerly along the western boundary of Block 9A Parcels 712, 741 through 734 (backwards) to a point 7032696 ft N, 1508151 ft E at its intersection with the West Bay Central Electoral constituency; thence continuing westerly along the north boundary of Block 9A Parcel 10 and the south boundary of Block 9A Parcel 8 to a point 7033183 ft N, 1506881 ft E; thence northerly along the east boundary of Block 9A Parcel 7 to a point 7034099 ft N, 1507416 ft E; thence westerly along a public footpath to its intersection with the centreline of Capt Reginald Parsons Drive and Durango Way at a point 7033789 ft N, 1505717 ft E; thence southerly along the centreline of Capt Reginald Parsons Drive to a point 7032457 ft N, 1505496 ft E on same road; thence north-westerly to connect with Jade Drive and continuing along the centreline of Jade Drive and westerly onto Bankers Road to its intersection with Birch Tree Hill Road at a point 7032913 ft N, 1503092 ft E; thence southerly along the centreline of Birch Tree Hill Road to its intersection with the West Bay West Electoral constituency at Finch Drive at a point 7031776 ft N, 1502475 ft E; thence westerly along Finch Drive to a point 7032274 ft N, 1500287 ft E at its intersection with Fountain Road and Boatswain Bay



Road; continuing westerly along the centreline of Boatswain Bay Road to its intersection with North West Point Road and Watercourse Road at a point 7031469 ft N, 1498079 ft E; thence southerly along Watercourse Road through the junction with Hell Road, continuing to a point 7028480 ft N, 1498726 ft E, at the southeast corner of Block 1D Parcel 619, just south of Eureka Dr; thence continuing in a general westerly direction to a point 7028381 ft N, 1497364 ft E, along the north boundary of Block 1D Parcel 115; thence northerly along same parcel boundary to its most northern corner with Block 1D 113 at a point 7028521 ft N, 1497265 ft E; continuing to a point 7028685 ft N, 1497198 ft E on the north boundary of Block 1D Parcel 113; thence following the west boundary of same parcel to a point 7028536 ft N, 1497014 ft E; thence north-westerly and westerly along the centreline of Bonaventure Road to a point 7028761 ft N, 1496532 ft E along same road, then continuing along the north boundary of Block 1D Parcel 103 to its northwest corner at a point 7028762 ft N, 1496316 ft E; thence in a south-westerly direction to a point 7028321 ft N, 1496096 ft E on the west boundary of Block 1D Parcel 666; thence continuing southerly to a point 7027886 ft N, 1496039 ft E on the north boundary of Block 1E Parcel 32; thence following the north and east boundary of same parcel and east boundary of Block 1E Parcel 34 to a point 7027638 ft N, 1495886 ft E, intersecting the centreline of North West Point Road; thence continuing southwest along the east boundary of Block 1E Parcel 47 to a point 7027251 ft N, 1495681 ft E on the western shoreline in North West Point.

West Bay West

All that area of Grand Cayman which lies to the left and within the area defined by a boundary line having a starting point at a point 7026535 ft N, 1501056 ft E along Seven Mile Beach and being the southeast corner of Block 5B Parcel 179 containing the public Jetty; thence northerly along the east boundary of same parcel to its intersection with North West Point Road and Town Hall Road junction at a point 7026719 ft N, 1501098 ft E; thence continuing northerly along the centreline of Town Hall Road to its intersection with Hell Road and Rev Blackman Road at a point 7029686 ft N, 1500904 ft E, continuing easterly along Rev Blackman Road to its



intersection with Powell Smith Road and Stadium Drive at a point 7029160 ft N, 1502168 ft E; thence northerly to its intersection with the West Bay Central Electoral constituency at a point 7029799 ft N, 1502318 ft E, at the junction of Garston Smith Drive; thence continuing northerly along Birch Tree Hill Road to its intersection with the West Bay North Electoral constituency at Finch Drive at a point 7031776 ft N, 1502475 ft E; thence westerly along Finch Drive to a point 7032274 ft N, 1500287 ft E at its intersection with Fountain Road and Boatswain Bay Road; continuing westerly along the centreline of Boatswain Bay Road to its intersection with North West Point Road and Watercourse Road at a point 7031469 ft N, 1498079 ft E; thence southerly along Watercourse Road through the junction with Hell Road, continuing to a point 7028480 ft N, 1498726 ft E, at the southeast corner of Block 1D Parcel 619, just south of Eureka Dr; thence continuing in a general westerly direction to a point 7028381 ft N, 1497364 ft E, along the north boundary of Block 1D Parcel 115; thence northerly along same parcel boundary to its most northern corner with Block 1D 113 at a point 7028521 ft N, 1497265 ft E; continuing to a point 7028685 ft N, 1497198 ft E on the north boundary of Block 1D Parcel 113; thence following the west boundary of same parcel to a point 7028536 ft N, 1497014 ft E; thence north-westerly and westerly along the centreline of Bonaventure Road to a point 7028761 ft N, 1496532 ft E along same road, then continuing along the north boundary of Block 1D Parcel 103 to its northwest corner at a point 7028762 ft N, 1496316 ft E; thence in a south-westerly direction to a point 7028321 ft N, 1496096 ft E on the west boundary of Block 1D Parcel 666; thence continuing southerly to a point 7027886 ft N, 1496039 ft E on the north boundary of Block 1E Parcel 32; thence following the north and east boundary of same parcel and east boundary of Block 1E Parcel 34 to a point 7027638 ft N, 1495886 ft E, intersecting the centreline of North West Point Road; thence continuing southwest along the east boundary of Block 1E Parcel 47 to a point 7027251 ft N, 1495681 ft E on the western shoreline in North West Point

West Bay Central

All that area of Grand Cayman which lies to the left and within the area defined by a boundary line having a



starting point at a point 7029799 ft N, 1502318 ft E, on the junction of Garston Smith Drive and Stadium Drive; thence south-easterly along Garston Smith Drive to its intersection with West Church Street at a point 7028971 ft N, 1503362 ft E; thence easterly along West Church Street to its intersection with Willie Farrington Drive and Batabano Road at a point 7029030 ft N, 1504241 ft E; continuing easterly along Batabano Road to its junction with Bonneville Drive at a point 7029590 ft N, 1506715 ft E; thence northerly along Bonneville Drive to its junction with Glade Drive at a point 7030476 ft N, 1506818 ft E; continuing northerly along Glade Drive to its junction with Adonis Drive at a point 7031196 ft N, 1506805 ft E; continuing northerly along Adonis Drive to its junction with Yates Drive at a point 7031368 ft N, 1506894 ft E; thence easterly along Yates Drive to a point 7031526 ft N, 1507682 ft E, along same road, and continuing along a straight line to a point 7031632 ft N, 1507993 ft E on the west boundary of Block 9A Parcel 592; thence following the west boundary of same parcel to its intersection with the northeast corner of Block 9A Parcel 10 and the West Bay North Electoral constituency at a point 7032696 ft N, 1508151 ft E; thence continuing westerly along the north boundary of Block 9A Parcel 10 and the south boundary of Block 9A Parcel 8 to a point 7033183 ft N, 1506881 ft E; thence northerly along the east boundary of Block 9A Parcel 7 to a point 7034099 ft N, 1507416 ft E; thence westerly along a public footpath to its intersection with the centreline of Capt Reginald Parsons Drive and Durango Way at a point 7033789 ft N, 1505717 ft E; thence southerly along the centreline of Capt Reginald Parsons Drive to a point 7032457 ft N, 1505496 ft E on same road; thence north-westerly to connect with Jade Drive and continuing along the centreline of Jade Drive and westerly onto Bankers Road to its intersection with Birch Tree Hill Road at a point 7032913 ft N, 1503092 ft E; thence southerly along the centreline of Birch Tree Hill Road to its intersection with the West Bay West Electoral constituency at Finch Drive at a point 7031776 ft N, 1502475 ft E; thence continuing southerly along Birch Tree Hill Road to its intersection with Stadium Drive at a point 7029799 ft N, 1502318 ft



E; thence returning to the starting point at the junction of Garston Smith Drive and Stadium Drive

West Bay South

All that area of Grand Cayman which lies to the left and within the area defined by a boundary line having a starting point at a point 7014767 ft N, 1515227 ft E on the shoreline east of Turnberry Drive on the North Sound; thence westerly along the canal, Turnberry Drive and Safehaven Drive, crossing Esterley Tibbetts Highway, continuing westerly along Safehaven Drive to its intersection with the centreline of West Bay Road at a point 7014624 ft N, 1509052 ft E; thence south along the centreline West Bay Road to a point 7014393 ft N, 1509056 ft E; thence westerly along the south boundary of Block 11D Parcel 1 to a point 7014480 ft N, 1508605 ft E on the western shoreline along Seven Mile Beach; thence northerly along Seven Mile Beach to a point 7026535 ft N, 1501056 ft E being the southeast corner of Block 5B Parcel 179 containing the public Jetty; thence northerly along the east boundary of same parcel to its intersection with North West Point Road and Town Hall Road junction at a point 7026719 ft N, 1501098 ft E; thence continuing northerly along the centreline of Town Hall Road to its intersection with Hell Road and Rev Blackman Road at a point 7029686 ft N, 1500904 ft E, continuing easterly along Rev Blackman Road to its intersection with Powell Smith Road and Stadium Drive at a point 7029160 ft N, 1502168 ft E; thence northerly to its intersection with the West Bay Central Electoral constituency at a point 7029799 ft N, 1502318 ft E, on the junction of Garston Smith Drive; thence south-easterly along Garston Smith Drive to its intersection with West Church Street at a point 7028971 ft N, 1503362 ft E; thence easterly along West Church Street to its intersection with Willie Farrington Drive and Batabano Road at a point 7029030 ft N, 1504241 ft E; continuing easterly along Batabano Road to its junction with Bonneville Drive at a point 7029590 ft N, 1506715 ft E; thence northerly along Bonneville Drive to its junction with Glade Drive at a point 7030476 ft N, 1506818 ft E; continuing northerly along Glade Drive to its junction with Adonis Drive at a point 7031196 ft N, 1506805 ft E; continuing northerly along Adonis Drive to its junction with Yates Drive at a point 7031368 ft N,

1506894ft E; thence easterly along Yates Drive to a point 7031526 ft N, 1507682 ft E, along same road, and continuing along a straight line to a point 7031632 ft N, 1507993 ft E on the west boundary of Block 9A Parcel 592; thence following the west boundary of same parcel to its intersection with the northeast corner of Block 9A Parcel 10 and the West Bay North Electoral constituency at a point 7032696 ft N, 1508151 ft E; thence continuing northerly along the western boundary of Block 9A Parcels 734 through 741 and 712 to a point 7033897 ft N, 1508223 ft E at the north corner of Block 9A Parcel 712; thence south-easterly along a straight line to a point 7033280 ft N, 1509156 ft E being the south corner of Block 9A Parcel 782; thence north-easterly along a straight line to a point 7034977 ft N, 1510432 ft E, the north corner of Block 8A Parcel 61 on the northern shoreline between Double Head and Palmetto Point, Barkers.

George Town
North

All that area of Grand Cayman which lies to the left and within the area defined by a boundary line having a starting point on the western shoreline at a point 7000370 ft N, 1508331 ft E on the south boundary of Block OPY Parcel 164; thence following the south boundary of same parcel to its intersection with the centreline of North Church Street at a point 7000355 ft N, 1508441 ft E; thence north to its intersection with Mary Street at a point 7000458 ft N, 1508461 ft E; thence east along Mary Street to its intersection with Rock Hole Road at a point 7000440 ft N, 1508621 ft E; thence northeast along Rock Hole Road to its intersection with School Road at a point 7000561 ft N, 1508796 ft E; thence easterly and northerly along School Road to its intersection with Eastern Avenue at a point 7000617 ft N, 1510701 ft E; thence northerly along Eastern Avenue to its intersection with Godfrey Nixon Way at a point 7001084 ft N, 1510519 ft E; thence easterly along Godfrey Nixon Way, continuing easterly along North Sound Road to a point 7002232 ft N, 1516317 ft E, on the shoreline at George Town Barcadere; thence north along the tropical mangrove forest and canal inlets to a point 7014767 ft N, 1515227 ft E on the shoreline east of Turnberry Drive; thence westerly along the canal, Turnberry Drive and Safehaven Drive, crossing Esterley Tibbetts Highway, continuing



George Town
Central

westerly along Safehaven Drive to its intersection with the centreline of West Bay Road at a point 7014624 ft N, 1509052 ft E; thence south along the centreline West Bay Road to a point 7014393 ft N, 1509056 ft E; thence westerly along the south boundary of Block 11D Parcel 1 to a point 7014480 ft N, 1508605 ft E on the western shoreline along Seven Mile Beach.

All that area of Grand Cayman which lies to the right and within the area defined by a boundary line having a starting point on the northern shoreline near Tropical Gardens at a point 6998436 ft N, 1521225 ft E; thence south-westerly along the west boundary of Block 22E Parcel 447 to a point 6997574 ft N, 1520717 ft E along same boundary; thence in a south-westerly direction along the centreline of Tropical Gardens Road to its junction with Crewe Road at a point 6996357 ft N, 1519046 ft E; thence north-westerly along the centreline of Crewe Road to its junction with Navis Close at a point 6996865 ft N, 1518121 ft E; thence in a straight line southerly to a point 6995877 ft N, 1517988 ft E on Linford Pierson Highway; thence westerly along same road to a point 6996120 ft N, 1515857 ft E, just east of Halifax Road; thence north to a point 6996628 ft N, 1515892 ft E, being the northeast corner of Block 20E Parcel 149; thence westerly to a point 6996663 ft N, 1515705 ft E on Ella Ray Gardens; thence north to its junction with the centreline of Crewe Road at 6996903 ft N, 1515736 ft E; thence westerly along same road to its intersection with the George Town West Electoral constituency at the junction of Smith Road, Huldah Ave and Bobby Thompson Way at point 6996591 ft N, 1511552 ft E; thence north along Huldah Avenue and northwest along Elgin Avenue to its intersection with Shedden Road at a point 6999041 ft N, 1508634 ft E; thence westerly crossing through the intersection of Harbour Drive and South Church Street to a point 6999024 ft N, 1508138 ft E, on the western shoreline in the George Town harbour; thence along the western shoreline to a point 7000370 ft N, 1508331 ft E on the south boundary of Block OPY Parcel 164; thence following the south boundary of same parcel to its intersection with the centreline of North Church Street at a point 7000355 ft N, 1508441 ft E; thence north to its

intersection with Mary Street at a point 7000458 ft N, 1508461 ft E; thence east along Mary Street to its intersection with Rock Hole Road at a point 7000440 ft N, 1508621 ft E; thence northeast along Rock Hole Road to its intersection with School Road at a point 7000561 ft N, 1508796 ft E; thence easterly and northerly along School Road to its intersection with Eastern Avenue at a point 7000617 ft N, 1510701 ft E; thence northerly along Eastern Avenue to its intersection with Godfrey Nixon Way at a point 7001084 ft N, 1510519 ft E; thence easterly along Godfrey Nixon Way, continuing easterly along North Sound Road to a point 7002232 ft N, 1516317 ft E, on the shoreline at George Town Barcadere.

George Town
West

All that area of Grand Cayman which lies to the left and within the area defined by a boundary line having a starting point on the western shoreline just south of Jackson Point at a point 6993601 ft N, 1504728 ft E; thence easterly along the south boundary of Block 7C Parcel 10 to its intersection with South Church Street at a point 6993697 ft N, 1505146 ft E; thence north to its intersection with Denham Thompson Way at a point 6993722 ft N, 1505144 ft E; thence easterly along the centreline of same road to its intersection with Walkers Road at a point 6993374 ft N, 1506701 ft E; thence northerly along Walkers Road to its intersection with Windsor Park Road at a point 6995729 ft N, 1506868 ft E; thence easterly along Windsor Park Road and northerly along Mango Turn to its intersection with Williams Drive at a point 6995721 ft N, 1507482 ft E; thence easterly along Williams Drive to its intersection with Anthony Drive at a point 6995627 ft N, 1507926 ft E; thence along Anthony Drive to its intersection with Oak Mill Street at a point 6995922 ft N, 1508748 ft E; thence easterly and southerly along Oak Mill Street to its intersection with Oak Lane and Border Drive at a point 6994689 ft N, 1509752 ft E; thence along Border Drive to its intersection with Outpost Street at a point 6994697 ft N, 1509992 ft E; thence south along Outpost Street to its intersection with the George Town East Electoral constituency at a point 6994539 ft N, 1510005 ft E; thence in a north-easterly direction to its junction with Linford Pierson Highway at a point 6995058 ft N,



	1511569 ft E; thence north along Bobby Thompson Way to its intersection with the George Town Central Electoral constituency at the junction of Smith Road, Huldah Ave and Bobby Thompson Way at point 6996591 ft N, 1511552 ft E; thence north along Huldah Avenue and northwest along Elgin Avenue to its intersection with Shedden Road at a point 6999041 ft N, 1508634 ft E; thence westerly crossing through the intersection of Harbour Drive and South Church Street to a point 6999024 ft N, 1508138 ft E, on the western shoreline in the George Town harbour.
George Town South	All that area of Grand Cayman which lies to the right and within the area defined by a boundary line having a starting point on the western shoreline just south of Jackson Point at a point 6993601 ft N, 1504728 ft E; thence easterly along the south boundary of Block 7C Parcel 10 to its intersection with South Church Street at a point 6993697 ft N, 1505146 ft E; thence north to its intersection with Denham Thompson Way at a point 6993722 ft N, 1505144 ft E; thence easterly along the centreline of same road to its intersection with Walkers Road at a point 6993374 ft N, 1506701 ft E; thence northerly along Walkers Road to its intersection with Windsor Park Road at a point 6995729 ft N, 1506868 ft E; thence easterly along Windsor Park Road and northerly along Mango Turn to its intersection with Williams Drive at a point 6995721 ft N, 1507482 ft E; thence easterly along Williams Drive to its intersection with Anthony Drive at a point 6995627 ft N, 1507926 ft E; thence along Anthony Drive to its intersection with Oak Mill Street at a point 6995922 ft N, 1508748 ft E; thence easterly and southerly along Oak Mill Street to its intersection with Oak Lane and Border Drive at a point 6994689 ft N, 1509752 ft E; thence along Border Drive to its intersection with Outpost Street at a point 6994697 ft N, 1509992 ft E; thence south along Outpost Street to its intersection with the George Town East Electoral constituency at a point 6994539 ft N, 1510005 ft E; thence southerly along same street to its intersection with the centreline of Fairbanks Road at a point 6992450 ft N, 1509869 ft E; thence easterly along same road to a point 6992527 ft N, 1510230 ft E; thence southeast in a straight line to the northwest corner of Block 15C Parcel 323 at a

point 6991169 ft N, 1511054 ft E; thence following the south boundary of Block 15C Parcel 351 to the north corner of Block 15D Parcel 20 at a point 6991042 ft N, 1510607 ft E; thence in a south-easterly direction crossing South Sound Road to the southwest corner of Block 15D Parcel 160 at a point 6989686 ft N, 1511083 ft E on the southern shoreline.

George Town East All that area of Grand Cayman which lies to the left and within the area defined by a boundary line having a starting point on the northern shoreline near Tropical Gardens at a point 6998436 ft N, 1521225 ft E; thence south-westerly along the west boundary of Block 22E Parcel 447 to a point 6997574 ft N, 1520717 ft E along same boundary; thence in a south-westerly direction along the centreline of Tropical Gardens Road to its junction with Crewe Road at a point 6996357 ft N, 1519046 ft E; thence north-westerly along the centreline of Crewe Road to its junction with Navis Close at a point 6996865 ft N, 1518121 ft E; thence in a straight line southerly to a point 6995877 ft N, 1517988 ft E on Linford Pierson Highway; thence westerly along same road to a point 6996120 ft N, 1515857 ft E, just east of Halifax Road; thence north to a point 6996628 ft N, 1515892 ft E, being the northeast corner of Block 20E Parcel 149; thence westerly to a point 6996663 ft N, 1515705 ft E on Ella Ray Gardens; thence north to its junction with the centreline of Crewe Road at 6996903 ft N, 1515736 ft E; thence westerly along same road to its intersection with the George Town West Electoral constituency at the junction of Smith Road, Huldah Ave and Bobby Thompson Way at point 6996591 ft N, 1511552 ft E; thence south along Bobby Thompson Way to its junction with Linford Pierson Highway at a point 6995058 ft N, 1511569 ft E; thence in a south-westerly direction to its intersection with the George Town South Electoral constituency on the centreline of Outpost Street at a point 6994539 ft N, 1510005 ft E; thence southerly along same street to its intersection with the centreline of Fairbanks Road at a point 6992450 ft N, 1509869 ft E; thence easterly along same road to a point 6992527 ft N, 1510230 ft E; thence southeast in a straight line to the northwest corner of Block 15C Parcel 323 at a point 6991169 ft N, 1511054 ft E; thence following the south



boundary of Block 15C Parcel 351 to the north corner of Block 15D Parcel 20 at a point 6991042 ft N, 1510607 ft E; thence in a south-easterly direction crossing South Sound Road to the southwest corner of Block 15D Parcel 160 at a point 6989686 ft N, 1511083 ft E on the southern shoreline; thence following the shoreline easterly to a point 6993654 ft N, 1521740 ft E, at the southwest corner of Block 23B Parcel 80; thence northerly to the centreline of Shamrock Road at a point 6993935 ft N, 1521802 ft E; thence west along the centreline of same road to a point 6993957 ft N, 1521663 ft E; thence north following the eastern boundary of Block 22E Parcel 357 and 447 to at a point 6998871 ft N, 1522429 ft E on the northern shoreline.

Red Bay

All that area of Grand Cayman which lies to the right and within the area defined by a boundary line having a starting point on the northern shoreline and the canal entrance east of Patricks Island at 6999906 ft N, 1531332 ft E; thence south-easterly along the canal boundary to a point 6999726 ft N, 1531432 ft E, continuing south-west and following the northwest boundary of Block 24C Parcel 62 to a point along the canal at its southwest corner of same parcel; thence east to the northwest corner of Block 24D Parcel 13REM1 at 6997778 ft N, 1530031 ft E; thence following the west boundary of same parcel south to southwest corner of same parcel at point 6997238ft N, 1530038 ft E; thence west along boundary of Block 24D Parcel 14 to its northwest corner at point 6997272 ft N, 1529148 ft E; thence southeast along same parcel to a point 6995673 ft N, 1529655 ft E; thence southwest to the northwest corner of Block 24D Parcel 123 at point 6995507 ft N, 1528926 ft E; thence southerly following the west boundary of same parcel and east boundary of Block 24E Parcel 472 at point 6994596 ft N, 1528990 ft E; thence northwest to a point intersecting Poindexter Road at 6995075 ft N, 1528216 ft E; thence north-westerly following the southwest boundary of Block 24E Parcels 459, 458, 457 and 582 to a point 6995707 ft N, 1527498 ft E; thence north to intersect with Poindexter Road at point 6995828 ft N, 1527509 ft E; thence following Poindexter Road north-westerly to its junction with Siberia Avenue at a point 6995913 ft N, 1527398 ft E; thence north-easterly following the

northwest boundary of Block 24E Parcel 323REM2 to the south corner of Block 24E Parcel 293 at point 6996508 ft N, 1528042 ft E; thence northwest to the intersection of Patricks Ave and Bamboo Street at point 6996627 ft N, 1527942 ft E; thence southwest along Patricks Avenue to a point 6996530 ft N, 1527838 Ft E; thence west following the south boundary of Block 24E Parcels 269, 268, 267, 266, 265, 264, 263, 120, 119, 118 and 117 to a point 6996549 ft N, 1526698 ft E on Marina Drive; thence south-westerly following the centreline of Marina Drive to its junction with Orange Drive at a point 6994992 ft N, 1525734 ft E; thence southeast following Orange Drive to a point 6994899 ft N, 1525822 ft E; thence to the northeast corner of Block 25B Parcel 379 at point 6994766 ft N, 1525658 ftE; thence southwest to the southwest corner of Block 25B Parcel 68; thence southeast to the south corner of same parcel on Orange Drive; thence following Orange Drive to the northwest corner of Block 25B Parcel 337 and continuing south and southeast along the west and south-western boundary of same parcel with Block 25B Parcel 336 to a point 6993627 ft N, 1525836 ft E; thence along the western boundary of Block 25B Parcels 116 – 119, 463 and 225 to its intersection with the centreline of Shamrock Road at a point 6992907 ft N, 1525256 ft E; thence in a south-easterly direction following the centreline of Shamrock Road to a point 6991628 ft N, 1526145 ft E on the northern boundary of Block 25B Parcel 244; thence southerly to the southern shoreline to a point 6991009 ft N, 1526057 ft E, west of Ocean Club; thence in a general westerly direction along the southern shoreline through Prospect Point to a point 6993654 ft N, 1521740 ft E, at the southwest corner of Block 23B Parcel 80; thence northerly to the centreline of Shamrock Road at a point 6993935 ft N, 1521802 ft E; thence west along the centreline of same road to a point 6993957 ft N, 1521663 ft E; thence north following the eastern boundary of Block 22E Parcel 357 and 447 to a point 6998871 ft N, 1522429 ft E on the northern shoreline.

Prospect

All that area of Grand Cayman which lies to the left and within the area defined by a boundary line having a starting point at the shoreline Mean High Water mark at a point being the southwest corner of the parcel



containing the property 74 Coralstone Way at 6990786 ft N, 1533323 ft E (included); thence north along the western property parcel boundaries of Coralstone Way to a point on Shamrock Road at 6991712 ft N, 1533310 ft E; thence southwest along Shamrock Road to its junction with Spotts Newlands Road 6991672 ft N, 1533190 ft E; thence north along Spotts Newlands Road to its cross-road junction with Raven Avenue, Mockingbird Crescent and Chime Street at 6993388 ft N, 1532836 ft E; thence continuing north along Chime Street to a point at 6993507 ft N, 1532902 ft E; thence northwest along the south boundary of Block 28B Parcel 109 to a point 6993608 ft N, 1532742 ft E; thence northerly along the east boundary of Block 25C Parcels 28 and 306 to the centreline of East West Highway at a point 6994363 ft N, 1532832 ft E; thence following the centreline of East West Highway to its junction Chime Street and with Newlands Electoral constituency at point 6994359 ft N, 1532915 ft E; thence north to the northwest corner of Block 27E Parcel 5 at a point 6995482 ft N, 1532848 ft E; thence along the northern boundary of Block 27E Parcels 5 and 6 to a point 6995907 ft N, 1533962 ft E; thence following the east boundary of Block 24C Parcel 62 to its junction with Block 27B Parcel 112 at a point 6996645 ft N, 1533490 ft E; thence in an undefined boundary varying direction through Block 27B Parcels 112 and 116 to a point 6999547 ft N, 1532185 ft E; thence in a northeast direction to a point 7000223 ft N, 1533193 ft E; thence in a north-westerly direction to a point 7000794 ft N, 1532959 ft E; thence in a north-easterly to a point 7001119 ft N, 1533400 ft E; thence northerly to a point 7001257 ft N, 1533349 ft E on the northern shoreline; thence south-westerly along the tropical mangrove forest to a point on the northern shoreline and the canal entrance east of Patricks Island at 6999906 ft N, 1531332 ft E; thence south-easterly along the canal boundary to a point 6999726 ft N, 1531432 ft E, continuing south-west and following the northwest boundary of Block 24C Parcel 62 to a point along the canal at its southwest corner of same parcel; thence east to the northwest corner of Block 24D Parcel 13REM1 at 6997778 ft N, 1530031 ft E; thence following the west boundary of same parcel south to southwest corner of

same parcel at point 6997238ft N, 1530038 ft E; thence west along boundary of Block 24D Parcel 14 to its northwest corner at point 6997272 ft N, 1529148 ft E; thence southeast along same parcel to a point 6995673 ft N, 1529655 ft E; thence southwest to the northwest corner of Block 24D Parcel 123 at point 6995507 ft N, 1528926 ft E; thence southerly following the west boundary of same parcel and east boundary of Block 24E Parcel 472 at point 6994596 ft N, 1528990 ft E; thence northwest to a point intersecting Poindexter Road at 6995075 ft N, 1528216 ft E; thence north-westerly following the southwest boundary of Block 24E Parcels 459, 458, 457 and 582 to a point 6995707 ft N, 1527498 ft E; thence north to intersect with Poindexter Road at point 6995828 ft N, 1527509 ft E; thence following Poindexter Road north-westerly to its junction with Siberia Avenue at a point 6995913 ft N, 1527398 ft E; thence north-easterly following the northwest boundary of Block 24E Parcel 323REM2 to the south corner of Block 24E Parcel 293 at point 6996508 ft N, 1528042 ft E; thence northwest to the intersection of Patricks Ave and Bamboo Street at point 6996627 ft N, 1527942 ft E; thence southwest along Patricks Avenue to a point 6996530 ft N, 1527838 Ft E; thence west following the south boundary of Block 24E Parcels 269, 268, 267, 266, 265, 264, 263, 120, 119, 118 and 117 to a point 6996549 ft N, 1526698 ft E on Marina Drive; thence south-westerly following the centreline of Marina Drive to its junction with Orange Drive at a point 6994992 ft N, 1525734 ft E; thence southeast following Orange Drive to a point 6994899 ft N, 1525822 ft E; thence to the northeast corner of Block 25B Parcel 379 at point 6994766 ft N, 1525658 ftE; thence southwest to the southwest corner of Block 25B Parcel 68; thence southeast to the south corner of same parcel on Orange Drive; thence following Orange Drive to the northwest corner of Block 25B Parcel 337 and continuing south and southeast along the west and south-western boundary of same parcel with Block 25B Parcel 336 to a point 6993627 ft N, 1525836 ft E; thence along the western boundary of Block 25B Parcels 116 – 119, 463 and 225 to its intersection with the centreline of Shamrock Road at a point 6992907 ft N, 1525256 ft E; thence in a south-



easterly direction following the centreline of Shamrock Road to a point 6991628 ft N, 1526145 ft E on the northern boundary of Block 25B Parcel 244; thence southerly to the southern shoreline to a point 6991009 ft N, 1526057 ft E, west of Ocean Club.

Savannah

All that area of Grand Cayman which lies to the right and within the area defined by a boundary line having a starting point at the shoreline Mean High Water mark at a point being the southwest corner of the parcel containing the property 74 Coralstone Way at 6990786 ft N, 1533323 ft E (included); thence north along the western property parcel boundaries of Coralstone Way to a point on Shamrock Road at 6991712 ft N, 1533310 ft E; thence southwest along Shamrock Road to its junction with Spotts Newlands Road 6991672 ft N, 1533190 ft E; thence north along Spotts Newlands Road to its cross-road junction with Raven Avenue, Mockingbird Crescent and Chime Street at 6993388 ft N, 1532836 ft E; thence continuing north along Chime Street to a point at 6993507 ft N, 1532902 ft E; thence northwest along the south boundary of Block 28B Parcel 109 to a point 6993608 ft N, 1532742 ft E; thence northerly along the east boundary of Block 25C Parcels 28 and 306 to the centreline of East West Highway at a point 6994363 ft N, 1532832 ft E; thence following the centreline of East West Highway to its junction Chime Street and with Newlands Electoral constituency at point 6994359 ft N, 1532915 ft E; continuing easterly along the centreline of East West Highway to its junction with the East West Arterial Highway at a point 6994835 ft N, 1537024 ft E; thence following Hirst Road north-westerly to its junction with Jay Hubert Drive at a point 6995450 ft N, 1536771 ft E; thence north-easterly along Jay Hubert Drive to a point 6995723 ft N, 1537082 ft E; continuing northeast in an undefined straight line to a point on the centreline of Eldon Street at a point 6997574 ft N, 1537845 ft E; thence southeast along the centreline of Eldon Street to the junction of Vision Street at point 6997487 ft N, 1538074 ft E, continuing east to its intersection with the Bodden Town West Electoral constituency at point 6997467 ft N, 1538660 ft E; continuing south following the same boundary to a point 6997014 ft N, 1538621 ft E; thence east to point 6997042 ft N, 1538958 ft E; thence

following the east and south boundary of Block 31A Parcel to point on the proposed new road at 6996031 ft N, 1538724 ft E; thence southwest along the alignment of the proposed new road to a point 6995519 ft N, 1538311 ft E; thence southeast following the western subdivision line for Little Savannah Gardens to its intersection with the centreline of Shamrock Road at point 6992759 ft N, 1539605 ft E; thence following the centreline of Shamrock Road northeast and east to a point 6993469 ft N, 1541922 ft E; thence southerly to a point, being the intersection on Block 32B Parcel 277, 273, 269, and 189, 6992760 ft N, 1541825 ft E; continuing south through the following points 6992448 ft N, 1541860 ft E; 6990882 ft N, 1541738 ft E and 6987591 ft N, 1541782 ft E, a point on the southern shoreline, near Pedro Bluff.

Newlands

All that area of Grand Cayman which lies to the right and within the area defined by a boundary line having a starting point on the shoreline of North Sound Estates at a point 7002300 ft N, 1538765 ft E; thence south to a point 7000271 ft N, 1538480 ft E; thence east to a point 7000338 ft N, 1538912 ft E on the eastern boundary of Block 31A Parcel 27; thence southerly following the same boundary to its intersection with the Savannah Electoral constituency at point 6997467 ft N, 1538660 ft E; continuing west to the junction of Vision Street and Eldon Street at point 6997487 ft N, 1538074 ft E, continuing northwest along the centreline of Eldon Street to a point 6997574 ft N, 1537845 ft E; thence along an undefined straight line to a point 6995723 ft N, 1537082 ft E along Jay Hubert Drive; continuing southwest along Jay Hubert Drive to its junction with Hirst Road at a point 6995450 ft N, 1536771 ft E; thence following Hirst Road south-easterly to its junction with the East West Arterial Highway at a point 6994835 ft N, 1537024 ft E; thence in a westerly direction along the centreline of the East West Highway to its junction with Chime Street and with Prospect Electoral constituency at point 6994359 ft N, 1532915 ft E; thence north to the northwest corner of Block 27E Parcel 5 at a point 6995482 ft N, 1532848 ft E; thence along the northern boundary of Block 27E Parcels 5 and 6 to a point 6995907 ft N, 1533962 ft E; thence following the east boundary of Block 24C Parcel 62 to its junction with Block 27B Parcel 112 at a point



6996645 ft N, 1533490 ft E; thence in an undefined boundary varying direction through Block 27B Parcels 112 and 116 to a point 6999547 ft N, 1532185 ft E; thence in a northeast direction to a point 7000223 ft N, 1533193 ft E; thence in a north-westerly direction to a point 7000794 ft N, 1532959 ft E; thence in a north-easterly to a point 7001119 ft N, 1533400 ft E; thence northerly to a point 7001257 ft N, 1533349 ft E on the northern shoreline.

Bodden Town
West

All that area of Grand Cayman which lies to the left and within the area defined by a boundary line having a starting point at the southern shoreline Mean High Water mark at point 6988394 ft N, 1548404 ft E, also being the southwest corner of Block 38E Parcel 21; thence north following the west boundary of Block 38E Parcel 21, 22 and 16 to a point 6990571 ft N, 1547955 ft E at the intersection of Block 38E Parcel 16, 55, 62 and 123; thence northwest to a point 6990691 ft N, 1547855 ft E; thence southwest through points 6990552 ft N, 1547455 ft E; 6990364 ft N, 1547386 ft E; 6990312 ft N, 1547216 ft E; thence north along the west boundary of Block 38E Parcel 11, 65, 64, 63 and 25, and continue north along the east boundary of Block 38B Parcel 152REM1 and 457 to a point 6992062 ft N, 1546667 ft E; thence east along the south and east boundary of Block 38B Parcel 147 and east boundary of Block 38B 146 to a point 6992396 ft N, 1546859 ft E on the centreline of Shamrock Road, just west of Arrow Drive; thence easterly along Shamrock Road to its intersection with Northward Road at point 6992494 ft N, 1547799 ft E; thence northeast through points 6992760 ft N, 1548114 ft E; 6993083 ft N, 1548183 ft E; and 6993196 ft N, 1548312 ft E following the western boundary of Block 38C Parcel 72 to a point 6993855 ft N, 1548349 ft E; thence northeast in an undefined straight line to a point 6995736 ft N, 1548753 ft E; thence northwest to a point 6996275 ft N, 1548583 ft E, near the junction of Northward Road and Sheffield Drive; and northeast following the southeast boundary of Block 37A Parcel 117 on through Block 37A Parcel 78 along the Northward Road path where the road ends and northwest in a straight line, undefined to a point on the proposed new road at 6998373 ft N, 1548953 ft E, and being just north of No #697 Northward Road (exclusive);

thence northeast along the alignment of the proposed new road to a point 6999371 ft N, 1550914 ft E; thence east along the same proposed road alignment to a point on the northern extended centre alignment of Lookout Road at point 6999448 ft N, 1551284 ft E; thence northeast to the northwest corner of Block 43A Parcel 43 at 6999718 ft N, 1551226 ft E; thence northeast along the same parcel's northern boundary to a point 7000067 ft N, 1551741 ft E; thence northwest along the eastern and northern boundary of Block 43A Parcel 54 to a point 7000634 ft N, 1550042 ft E, being also the southwest corner boundary of Block 36A Parcel 8; thence north along the same parcel's western boundary to a point 7009378 ft N, 1550218, being an extension of the same parcel's western boundary to the shoreline of Little Sound; thence northwesterly following the mangrove shoreline and Mean High Water mark of Little Sound to Duck Pond Bight through to a point on the tropical mangrove forest edge with the shoreline of North Sound Estates at a point 7002300 ft N, 1538765 ft E; thence south to a point 7000271 ft N, 1538480 ft E; thence east to a point 7000338 ft N, 1538912 ft E on the eastern boundary of Block 31A Parcel 27; thence southerly following the same boundary to its intersection with the Savannah Electoral constituency at point 6997467 ft N, 1538660 ft E; continuing south following the same boundary to a point 6997014 ft N, 1538621 ft E; thence east to point 6997042 ft N, 1538958 ft E; thence following the east and south boundary of Block 31A Parcel to point on the proposed new road at 6996031 ft N, 1538724 ft E; thence southwest along the alignment of the proposed new road to a point 6995519 ft N, 1538311 ft E; thence southeast following the western subdivision line for Little Savannah Gardens to its intersection with the centreline of Shamrock Road at point 6992759 ft N, 1539605 ft E; thence following the centreline of Shamrock Road northeast and east to a point 6993469 ft N, 1541922 ft E; thence southerly to a point, being the intersection on Block 32B Parcel 277, 273, 269, and 189, 6992760 ft N, 1541825 ft E; continuing south through the following points 6992448 ft N, 1541860 ft E; 6990882 ft N, 1541738 ft E and 6987591 ft N, 1541782 ft E, a point on the southern shoreline, near Pedro Bluff.



**Bodden Town
East**

All that area of Grand Cayman which lies to the right and within the area defined by a boundary line having a starting point at the southern shoreline Mean High Water mark at point 6988394 ft N, 1548404 ft E, also being the southwest corner of Block 38E Parcel 21; thence north following the west boundary of Block 38E Parcel 21, 22 and 16 to a point 6990571 ft N, 1547955 ft E at the intersection of Block 38E Parcel 16, 55, 62 and 123; thence northwest to a point 6990691 ft N, 1547855 ft E; thence southwest through points 6990552 ft N, 1547455 ft E; 6990364 ft N, 1547386 ft E; 6990312 ft N, 1547216 ft E; thence north along the west boundary of Block 38E Parcel 11, 65, 64, 63 and 25, and continue north along the east boundary of Block 38B Parcel 152REM1 and 457 to a point 6992062 ft N, 1546667 ft E; thence east along the south and east boundary of Block 38B Parcel 147 and east boundary of Block 38B 146 to a point 6992396 ft N, 1546859 ft E on the centreline of Shamrock Road, just west of Arrow Drive; thence easterly along Shamrock Road to its intersection with Northward Road at point 6992494 ft N, 1547799 ft E; thence northeast through points 6992760 ft N, 1548114 ft E; 6993083 ft N, 1548183 ft E; and 6993196 ft N, 1548312 ft E following the western boundary of Block 38C Parcel 72 to a point 6993855 ft N, 1548349 ft E; thence northeast in an undefined straight line to a point 6995736 ft N, 1548753 ft E; thence northwest to a point 6996275 ft N, 1548583 ft E, near the junction of Northward Road and Sheffield Drive; and northeast following the southeast boundary of Block 37A Parcel 117 on through Block 37A Parcel 78 along the Northward Road path where the road ends and northwest in a straight line, undefined to a point on the proposed new road at 6998373 ft N, 1548953 ft E, and being just north of No #697 Northward Road (exclusive); thence northeast along the alignment of the proposed new road to a point 6999371 ft N, 1550914 ft E; thence east along the same proposed road alignment to a point on the northern extended centre alignment of Lookout Road at point 6999448 ft N, 1551284 ft E; thence northeast to the northwest corner of Block 43A Parcel 43 at 6999718 ft N, 1551226 ft E; thence northeast along the same parcel's northern boundary to a point 7000067 ft N, 1551741 ft E; thence northwest along the eastern and northern

boundary of Block 43A Parcel 54 to a point 7000634 ft N, 1550042 ft E, being also the southwest corner boundary of Block 36A Parcel 8; thence north along the same parcel's western boundary to a point 7009378 ft N, 1550218, being an extension of the same parcel's western boundary to the shoreline of Little Sound; thence northeast following the mangrove shoreline and Mean High Water mark of Little Sound through to a point on the tropical mangrove forest edge with the shoreline of Little Sound at a point 7014761 ft N, 1550817 ft E and being on the western boundary of Block 34A Parcel 5; thence southeast across the tropical mangrove forest interior and along an undefined straight line and being just north of No #128 Frenchmans Drive (inclusive), to a point on Bodden Town Road near to its junction with Frank Sound Road at 7001291 ft N, 1576956 ft E; thence east along Bodden Town Road to its intersection with the East End and North Side Electoral Constituencies, on the centreline of Bodden Town Road at 7001325 ft N, 1577202 ft E; thence south to the northwest corner of Block 59A Parcel 236 containing the public Jetty into Frank Sound at a point 7001310 ft N, 1577213 ft E; continuing south to the shoreline Mean High Water mark at a point 7001135 ft N, 1577308 ft E.

North Side

All that area of Grand Cayman which lies to the left and within the area defined by a boundary line having a starting point on the tropical mangrove forest edge with the shoreline of Little Sound at a point 7014761 ft N, 1550817 ft E and being on the western boundary of Block 34A Parcel 5; thence southeast across the tropical mangrove forest interior and along an undefined straight line and being just north of No #128 Frenchmans Drive (exclusive), to a point on Bodden Town Road near to its junction with Frank Sound Road at 7001291 ft N, 1576956 ft E; thence east along Bodden Town Road to its intersection with the East End Electoral Constituency, on the centreline of Bodden Town Road at 7001325 ft N, 1577202 ft E; thence east along Bodden Town Road to its junction with Frank Sound Road and Sea View Road at 7001341 ft N, 1577253 ft E; thence east along Sea View Road to a point 7001438 ft N, 1577490 ft E; thence northeast in an undefined straight line to a point at 7002511 ft N, 1578082 ft E; thence east and north



following the boundary of Block 59A Parcel 29 to a point 7002688 ft N, 1578814 ft E; thence continuing north following the boundary of Block 59A Parcel 29 to its intersection with Block 59A Parcels 272 and 278; thence easterly following the boundary between same parcels to its intersection with Block 59A Parcel 91 and easterly to a point 7003348 ft N, 1579821 ft E; thence northerly to a point 7004752 ft N, 1579589 ft E; thence in a easterly, south-easterly, and north-easterly direction to a point 7004794 ft N, 1582022 ft E; thence northerly to a point 7005238 ft N, 1582003 ft E; thence easterly to a point 7005160 ft N, 1582739 ft E; thence north following the eastern edge of the Botanical Gardens Block 59A Parcel 271, to a point 7007985 ft N, 1583100 ft E; thence west along the same boundary to a point 7007842 ft N, 1582388 ft E; thence north to a point 7008231 ft N, 1582376 ft E; thence east and north following the eastern boundary of Block 58A Parcel 2 and 8 to a point 7010073 ft N, 1582250 ft E on the western boundary of Block 58A Parcel 1REM 1; thence northeast along an undefined straight line to a point on the Queens Highway at 7019908 ft N, 1587671 ft E; thence east along the Queens Highway to a point 7019926 ft N, 1587824 ft E; thence north along the western boundary of Block 61A Parcel 103 to a point on the shoreline at Old Robin Point at 7020194 ft N, 1587831 ft E.

East End

All that area of Grand Cayman which lies to the east of a boundary line having a starting point at the shoreline Mean High Water mark at 7001135 ft N, 1577308 ft E, being the southwest boundary corner of Block 59A Parcel 236 containing the public Jetty into Frank Sound; thence north to the northwest corner of the same parcel at 7001310 ft N, 1577213 ft E; thence north to its intersection with the North Side Electoral Constituency, on the centreline of Bodden Town Road at 7001325 ft N, 1577202 ft E; thence east along Bodden Town Road to its junction with Frank Sound Road and Sea View Road at 7001341 ft N, 1577253 ft E; thence east along Sea View Road to a point 7001438 ft N, 1577490 ft E; thence northeast in an undefined straight line to a point at 7002511 ft N, 1578082 ft E; thence east and north following the boundary of Block 59A Parcel 29 to a point 7002688 ft N, 1578814 ft E; thence continuing north

following the boundary of Block 59A Parcel 29 to its intersection with Block 59A Parcels 272 and 278; thence easterly following the boundary between same parcels to its intersection with Block 59A Parcel 91 and easterly to a point 7003348 ft N, 1579821 ft E; thence northerly to a point 7004752 ft N, 1579589 ft E; thence in a easterly, south-easterly, and north-easterly direction to a point 7004794 ft N, 1582022 ft E; thence northerly to a point 7005238 ft N, 1582003 ft E; thence easterly to a point 7005160 ft N, 1582739 ft E; thence north following the eastern edge of the Botanical Gardens Block 59A Parcel 271, to a point 7007985 ft N, 1583100 ft E; thence west along the same boundary to a point 7007842 ft N, 1582388 ft E; thence north to a point 7008231 ft N, 1582376 ft E; thence east and north following the eastern boundary of Block 58A Parcel 2 and 8 to a point 7010073 ft N, 1582250 ft E on the western boundary of Block 58A Parcel 1REM 1; thence northeast along an undefined straight line to a point on the Queens Highway at 7019908 ft N, 1587671 ft E; thence east along the Queens Highway to a point 7019926 ft N, 1587824 ft E; thence north along the western boundary of Block 61A Parcel 103 to a point on the shoreline at Old Robin Point at 7020194 ft N, 1587831 ft E.

Cayman Brac
West and Little
Cayman

All of the Island of Little Cayman and that area of Cayman Brac which lies to the west of a boundary line having a starting point at the southern shoreline Mean High Water mark at Jennifer Bay, also being the centreline of the access road at 7151530 ft N, 2053684 ft E; thence north along same access road to a point with its junction with South Side East Road at 7151945 ft N, 2053660 ft E; thence southwest along South Side East Road to its junction with South Side West Road and Ashton Reid Drive at 7151916 ft N, 2053557 ft E; thence north along Ashton Reid Drive to a point 7158373 ft N, 2053708 ft E on the north facing bluff edge; thence in a south-westerly direction along the bluff edge to a point 7156093 ft N, 2046975 ft E and opposite Driftwood Drive; thence north to a point 7156140 ft N, 2046943 ft E at the junction of Driftwood Drive and Dennis Foster Road; thence along the centreline of Driftwood Drive to a point on the northern shoreline Mean High Water mark at 7156915 ft N, 2046412 ft E.



Cayman Brac East All that area of Cayman Brac which lies to the east of a boundary line having a starting point at the southern shoreline Mean High Water mark at Jennifer Bay, also being the centreline of the access road at 7151530 ft N, 2053684 ft E; thence north along same access road to a point with its junction with South Side East Road at 7151945 ft N, 2053660 ft E; thence southwest along South Side East Road to its junction with South Side West Road and Ashton Reid Drive at 7151916 ft N, 2053557 ft E; thence north along Ashton Reid Drive to a point 7158373 ft N, 2053708 ft E on the north facing bluff edge; thence in a south-westerly direction along the bluff edge to a point 7156093 ft N, 2046975 ft E and opposite Driftwood Drive; thence north to a point 7156140 ft N, 2046943 ft E at the junction of Driftwood Drive and Dennis Foster Road; thence along the centreline of Driftwood Drive to a point on the northern shoreline Mean High Water mark at 7156915 ft N, 2046412 ft E.

SCHEDULE 2**FORMS****FORM 1***(sections 2 and 45(4))***POLL BOOK**

Consecutive number give each elector as he applies for ballot	Particulars of Electors					Particulars of persons applying for ballot papers after another has voted as such person						Remarks
	Name of Elector	Occu- pation	Postal Address	Consecu- tive No. of electors on list of electors	Form of oaths, if any, elector is require d to swear	(a) Record that oath sworn or refused	(b) Record that elector has voted	Name	Consec u-tive No. of elector on list of electors	Record that oath sworn	Objection s, if any, made on behalf of any candidate	

(a) *If sworn insert "Sworn" and number of the oath; if refused insert "Refused to be sworn".*

(b) *When ballot put into ballot box insert "Voted".*



FORM 1A

(section 6)

NOTICE OF POLLING DIVISIONS

TAKE NOTICE that the Supervisor of Elections, with the approval of the Governor, pursuant to section 6 of the Elections Act (2022 Revision) hereby:

- (a) appoints the following to be the Polling Divisions in theElectoral District:
[Insert boundaries and descriptions of the Polling Divisions]
- (b) revokes the appointment of the following Polling Divisions in theElectoral District:
[Insert boundaries and descriptions of the Polling Divisions]
- (c) varies the following Polling Divisions in theElectoral District:
[Insert boundaries and descriptions of the Polling Divisions]

*(delete as appropriate)

Dated this _____ day of _____ 20____.

Supervisor of Elections



FORM 2*(section 7(6))***OATH OF REGISTERING OFFICER**

I, _____, do swear that I will faithfully perform all the duties of registering officer of the _____ electoral district in accordance with the Elections Act (2022 Revision) without partiality, fear, favour or affection, to the best of my ability.
SO HELP ME GOD.

Registering Officer

Sworn before me _____

Date _____, 20____.



FORM 3*(section 8(3))***OATH OF RETURNING OFFICER OR DEPUTY RETURNING OFFICER**

I, _____, having been appointed returning officer/deputy returning officer for the _____ electoral district do swear that I will faithfully perform all the duties of such returning officer/deputy returning officer in accordance with the Elections Act (2022 Revision) to the best of my ability.

SO HELP ME GOD.

Signature of returning officer/deputy returning officer _____

Sworn before me _____

Date _____, 20____.

(To be amended as appropriate)



FORM 4*(section 11)***CAYMAN ISLANDS
ELECTIONS ACT
(2022 Revision)****APPLICATION FOR REGISTRATION AS AN ELECTOR**

To the registering officer for the electoral district of _____.

I, _____,

(full given and family names in block capitals)

of _____,

(full street address)

whose occupation is _____, being of the male/female sex *(delete as appropriate)* do hereby apply to be registered as an elector for the Electoral District of _____, and do declare that the following particulars are, to the best of my knowledge and belief, true and correct in all respects.

1. My date of birth is _____ and I enclose a copy of my birth certificate.
(day/month/year)
2. My place of birth is _____.
(place and country)
3. *One of my parents or grandparents was born in the Cayman Islands namely _____ a parent/grandparent and I enclose a copy of his/her _____ *(full name)* birth certificate. *(delete as appropriate)*
**To be completed if applicant's place of birth is not in the Cayman Islands*
4. I possess Caymanian status (and enclose a copy of my letter/certificate of status).
(delete if not applicable)
5. I am a British Overseas Territories citizen by virtue of a connection with the Cayman Islands and acquired such citizenship by birth/descent/naturalisation/registration *(delete as appropriate)* (and I enclose a copy of my naturalisation/registration certificate).
(delete as appropriate)
6. I have been ordinarily resident in the Cayman Islands since the _____ day of _____ 19__ /20____, and during the three years immediately preceding this application I have been absent from the Cayman Islands for a total of three hundred days or less.
7. Street address: _____
8. Postal address: _____
9. Email address: _____
10. Home telephone: _____



11. Work telephone: _____
12. I am/am not physically incapacitated. *(delete as appropriate)*

Date: _____

Signature of Applicant

(signature must be totally within box)

*** Street address means the place where the elector ordinarily lives while resident in the Cayman Islands.**

For Office use only	Applicant is qualified for registration and that person's name has been placed on list; or Applicant is not qualified for registration because _____ _____ Signature of Registering Officer
--	--

For note as to qualifications to be registered as an elector see reverse side of this form.

(Reverse side of form)

Note of qualifications to be registered as an elector

(As set out in sections 90, 91 and 61(3) of Schedule 2 to the Cayman Islands Constitution Order 2009 [UKSI 1379 of 2009].)

1. Subject to paragraph 2, a person is entitled to be registered as an elector in one electoral district, but that person shall not be entitled to be registered as an elector for elections to the Cayman Islands Parliament unless —
 - (a) that person was, on the day immediately preceding the date of commencement of the Cayman Islands Constitution Order 2009 [UKSI 1379 of 2009], entitled to be registered as an elector; or
 - (b) that person —
 - (i) is a Caymanian; and
 - (ii) has attained the age of eighteen years; and
 - (iii) is resident in the Cayman Islands at the date of registration; and
 - (iv) has been resident in the Cayman Islands for a period or periods amounting to not less than two years out of the four years immediately preceding the date of registration; or



- (c) on the day of the issue of a writ ordering an election, that person is otherwise qualified under paragraph (b) but has not attained the age of eighteen years, but that person will attain that age on or before the polling day at the election.

Provided that for purposes of paragraph (b)(iv) —

- (i) Any period of absence for any of the purposes specified in section 61(3) of the Cayman Islands Constitution Order 2009 [UKSI 1379 of 2009] shall be disregarded in determining whether a person is or has been resident in the Cayman Islands for the purposes of this section.
- (ii) In accordance with section 61(3) of the Cayman Islands Constitution Order 2009 [UKSI 1379 of 2009], in ascertaining whether a person has been absent from the Cayman Islands, any period of absence by reason of the following shall be disregarded —
 - (a) the performance of duty on behalf of the Government;
 - (b) attendance as a student at any educational establishment;
 - (c) attendance as a patient at any hospital, clinic or other medical institution;
 - (d) employment as a seaman aboard an ocean-going vessel; or
 - (e) employment as a crew member on board any aircraft.

2. A person shall not be entitled to be registered as an elector in any electoral district who —

- (a) subject to sub-paragraph (i), is serving a sentence of imprisonment (by whatever name called) exceeding twelve months imposed on that person by a court in any country or substituted by a competent authority for some other sentence imposed on that person by such a court, or is under such a sentence of imprisonment the execution of which has been suspended;
- (b) a person certified to be insane or otherwise adjudged to be of unsound mind under any law in force in the Cayman Islands; or
- (c) disqualified for registration as an elector by any law in force in the Cayman Islands relating to offences connected with elections.

Provided that for the purposes of paragraph (2)(a)—

- (i) where a person is serving two or more sentences of imprisonment that are required to be served consecutively that person shall, throughout the whole time during which that person so serves, be regarded as serving a sentence exceeding twelve months if (but not unless) any one of those sentences exceeds that term; and



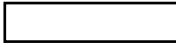
- (ii) no account shall be taken of a sentence of imprisonment imposed as an alternative to or in default of the payment of a fine; and
- (iii) no account shall be taken of a sentence of imprisonment imposed by a court outside the Islands other than a sentence on conviction for an offence constituted by conduct which, if it occurred within the Cayman Islands, would constitute an offence punishable under the law of the Cayman Islands by imprisonment of twelve months or any greater punishment.

FORM 5*(section 13(2))***REGISTRATION NOTICE**

TAKE NOTICE that —

- (a) Every person who is entitled to be registered as an elector in the _____ electoral district and who wishes to have that person's name placed on the Register of Electors for the three month period commencing on the first day of January/April/July/October, *(delete as appropriate)* 20____ shall, unless already registered in the current Register of Electors, apply in writing in Form 4 for registration as an elector, which duly completed form must be received by the registering officer for the said electoral district on or before the registration date, namely the ____ day of _____ 20____. *(complete as appropriate)*
- (b) Every person not disqualified on any of the grounds set out in the next paragraph of this notice is qualified to be registered as an elector in the said electoral district if that person - *(list here qualifications)*
- (c) *(list here disqualifications)*
- (d) A revised list containing the names, street address and occupation of all persons qualified to vote in the said district —
 - (i) whose names appear in the current Register of Electors; or
 - (ii) who have submitted to the registration officer a duly completed and signed application for registration in Form 4will be available at the Elections Office in George Town, the District Administration Office in Cayman Brac and the Post Office in Little Cayman for a period of twenty-one days beginning on the _____ day of _____, 20____. *(complete as appropriate)*
- (e) Copies of Form 4 may be obtained at the following places —
 - (i) any post office or sub-post office;
 - (ii) the registering office for any electoral district; or
 - (iii) the Elections Office
- (f) The registering officer for the electoral district is _____.

Date_____
Registering Officer.



FORM 6
CAYMAN ISLANDS
ELECTIONS ACT

(2022 Revision)

(section 13(6))

**NOTICE OF REFUSAL OF APPLICATION FOR REGISTRATION AS
AN ELECTOR**

Electoral District of _____

Take notice that the application of _____
of _____

(full street address)

to be registered as an elector for the above electoral district has this day been refused by
me on the grounds that —

Dated this _____ day of _____, 20_____.

Registering Officer



FORM 7*(sections 13(9) and 15(1))***NOTICE OF CLAIM**

To the registering officer of the _____ electoral district

TAKE NOTICE that I, _____,

of _____

street address

occupation

am qualified for inclusion in the revised list of electors for the _____ electoral district and that my name and street address have been (omitted from) (wrongly stated in) such list and that I claim that such list be amended (by the insertion of my name and street address) (by the correction of the particulars of my name and street address) as shown on the attached form.

(strike out bracketed words not applicable)

Signature of claimant _____

Date: _____.



FORM 8*(section 14(1))***REVISED LIST OF ELECTORS****ELECTORAL DISTRICT**

Consecutive Number	Name of Elector (Family Name First)	Electoral District	Polling Division	Street Address	Occupation	Remarks

FORM 9*(section 15(2))***NOTICE OF OBJECTION**

To the registering officer of the _____ electoral district

TAKE NOTICE that

I _____,

Name

of _____

Street address

Occupation

am qualified for inclusion in the revised list of electors for the _____ electoral district and am so included.

And that I object to the inclusion in that list of

_____ on the ground that he/she is disqualified for inclusion in the list because

Signature _____

Date _____



FORM 10*(section 16(3))***REVISION NOTICE**

TAKE NOTICE that the revised lists of electors for the _____
electoral district for the quarter commencing on the first day of January/April/July/October,
20_____ will be settled by me the undersigned on the _____ day
of _____, 20____ at _____ at _____ o'clock.
Dated this _____ day of _____ 20_____.

Revising Officer



FORM 11*(section 20(1))***ELECTORS REGISTRATION CARD****ELECTORS REGISTRATION CARD
CAYMAN ISLANDS**

Electoral district: _____

Polling division: _____

Name: _____

Date of birth: _____

Sex: _____

Registration No.: _____

Signature of elector: _____

Signature of Supervisor of Elections: _____

Photograph

of

Elector

IF FOUND DELIVER TO NEAREST POST OFFICE

FORM 12*(section 20(5))***APPLICATION FOR A DUPLICATE ELECTORS REGISTRATION
CARD****CAYMAN ISLANDS
ELECTIONS ACT
(2022 Revision)**

To the Supervisor of Elections
Elections Office

I, _____, who reside at *(give full first and surnames in
block capitals)*

(street address)

and whose postal address is _____,

solemnly and sincerely declare that —

- (a) I am qualified as an elector under section 90 of the Cayman Islands Constitution contained in the Second Schedule to the *Cayman Islands Constitution Order 2009 [UKSI 1379 of 2009]*;
- (b) I am not disqualified from voting under section 91 of the said Order or under the *Elections Act (2022 Revision)*;
- (c) I was the holder of an electors registration card which was issued to me (on or around the _____ day of _____, 20_____) *(insert date if known)* and that the said card has been *lost/mutilated/destroyed/defaced *(*delete as applicable)* in the following circumstances —

(here set out in detail the circumstances)

- (d) I apply for a duplicate electors registration card;
- (e) *I undertake that if the original card which was issued to me is found that I will return it forthwith to you

OR

*I enclose with this application my present mutilated or defaced card.
*(*delete as applicable)*

Dated this _____ day of _____, 20____.

Signature of applicant: _____

Signature of witness: _____



Name of witness: _____

Address of witness: _____

Telephone Number of witness: _____

Voter ID Number of witness: _____

(in block capitals)

FORM 13

(section 21)

NOTICE OF CHANGE OF NAME, OCCUPATION OR STREET ADDRESS**CAYMAN ISLANDS
ELECTIONS ACT
(2022 Revision)**

To the Registering Officer for the _____ Electoral District.

I, _____,
(insert full first and surnames in block capitals)

whose postal address is _____,

solemnly and sincerely declare that —

**delete as applicable*

*(a) on or about the ____ day of _____, 20____, I changed my name

from _____

(insert full previous names)

to _____

(insert new full first and surnames)

and that change of name occurred by reason of -marriage/divorce/a
deed poll/(other reason);

(delete as applicable)

namely _____

(complete as appropriate)

OR

*(b) on or about the ____ day of _____, 20____,

I changed my occupation from _____

(insert previous occupation)

to _____

(insert new occupation)

OR

*(c) on or about the ____ day of _____, 20____,

I ceased to reside at _____

(insert full street address of previous residence)

in the said electoral district and now reside at _____

(insert
full street address of new residence)

in the said electoral district/_____electoral district;



(delete as applicable)

and I hereby apply for such change to be noted and entered on the Register of Electors.

Dated this _____ day of _____, 20_____.

Signature of applicant: _____

Signature of witness: _____

Name of witness: _____

Address of witness: _____

Telephone Number of witness: _____

Voter ID Number of witness: _____

(in block capitals)

Note: Where the elector has changed that person's street address from one electoral district to another, a completed, signed and witnessed copy of this form must also be sent to the registering officer of the new electoral district.



FORM 14*(section 24)***APPLICATION FOR THE REGISTRATION OF A POLITICAL PARTY****CAYMAN ISLANDS
ELECTIONS ACT
(2022 Revision)**

To the Supervisor of Elections
Elections Office

I, _____
(Give full first name and surname in block letters)

of _____,
(Give Physical address of Political Party Headquarters)

*(Give postal address of Political Party where communications
may be sent by the Elections Office)*
On behalf of:

(Full Name of Political Party in block letters)

*Abbreviate/ short form name to be shown on Election
(Documents in block letters)*

hereby apply to register the political party named above.

I certify that the information set out in this application is complete and accurate.

Registration of new party leader, appointment effective:

Full Name (Block Letters) dd/mm/yy

Registration of Party Chairperson (if applicable) appointment
effective:

Full Name (Block Letters) dd/mm/yy

Address where books and records are kept:

(state physical location)



Email Address	alternative email address
---------------	---------------------------

Official Party Website address

I hereby attach in support of this Application:

- (a) Political Party's Constitution;
- (b) Political Party's Logo;
- (c) Political Party's colour sample;
- (d) Copy of Party Resolution appointing the Leader;
- (e) Copy of Party Resolution Appointing the Chairperson (if applicable)
- (f) A Statement of the Party's purpose; and
- (g) Name and Address of Party's Auditor.

I Certify that:

- (a) The information set out in this application is complete and accurate;
- (b) The Political Party is Not for Profit; and
- (c) One of the political party's fundamental purposes is to participate in public affairs by endorsing one or more of its members as candidates and supporting their election.

(Signature of Party Chairperson/Leader)

dd/mm/yy.



FORM 15*(section 26)***CERTIFICATE OF REGISTRATION OF A POLITICAL PARTY****CAYMAN ISLANDS
ELECTIONS ACT
(2022 Revision)**

I,, Supervisor of Elections, hereby certify that
(Insert name of Supervisor)

the has met the requirements stipulated in
(Insert name of political party)

section 26 of the *Elections Act (2022 Revision)* and has been entered in the register of political parties.

.....
(Signature of Supervisor of Elections)

(Seal of Elections Office)

Dated at George Town, Grand Cayman, the day of 20...



FORM 16*(section 28(2))***WRIT OF ELECTION**

Elizabeth the Second, by the Grace of God of the United Kingdom of Great Britain and Northern Ireland and of Her other Realms and Territories, Queen, Head of the Commonwealth, Defender of the Faith.

To _____ the Returning Officer of
electoral district.

WHEREAS by section 28(1) of the *Elections Act (2022 Revision)* it is provided that for the purpose of every general election of members of the Cayman Islands Parliament and for the purpose of the election of members to supply vacancies caused by death, resignation or otherwise, the Governor shall issue writs of election under the Public Seal of the Cayman Islands, addressed to the returning officers of the respective electoral districts for which members are to be returned.

*AND WHEREAS I deem it expedient that writs should be issued for the election of members to serve in the Cayman Islands Parliament.

#AND WHEREAS the seat of the elected member for the electoral district has become vacant as a consequence of —

NOW, THEREFORE, I _____ Governor of the Cayman Islands do hereby require that you proceed to the nomination of candidates on the _____ day of _____, 20____, at _____ and thereafter, if necessary, you do on the _____ day of _____, 20____, between the hours of _____ o'clock in the forenoon and _____ o'clock in the afternoon, cause election to be made according to Law of a member to serve in the Cayman Islands Parliament of the Cayman Islands for the said electoral district and that you do cause the name of such member when so elected to be certified to me not later than the _____ day of _____, 20____.

GIVEN under my hand and the Public Seal of the Cayman Islands this _____ day of _____ 20____ and in the _____ year of Her Majesty's reign.

Governor

**To be included in a writ for a general election.*

#To be included in a writ for a by-election.



FORM 17*(section 29(1))***NOTICE OF NOMINATION**

The Governor having issued a Writ of Election for the election of a member of the Cayman Islands Parliament for _____ electoral district, the returning officer for the said electoral district will on the _____ day of _____, 20____, now next ensuing between eight o'clock in the forenoon and three o'clock in the afternoon at _____, proceed to the nomination of a member for the electoral district.

Dated this _____ day of _____, 20____.

Returning Officer for the Electoral District



FORM 18

(section 29(3))

NOMINATION PAPER

Name of electoral district _____
Surname of candidate _____
Other names of candidate _____
Street address of candidate _____

We, the undersigned being duly registered electors for the above named electoral district do hereby —

- (a) nominate the above-named person as a proper person to be elected as a member of the Cayman Islands Parliament for the electoral district;
- (b) declare that to the best of our belief the above named person is qualified to be elected as a member of the Cayman Islands Parliament for the electoral district pursuant to section 61 of the *Cayman Islands Constitution Order 2009 [UKSI 1379 of 2009]*; and
- (c) declare that to the best of our belief the above named person is not disqualified from being elected as a member of the Cayman Islands Parliament for the electoral district pursuant to section 62 of the *Cayman Islands Constitution Order 2009 [UKSI 1379 of 2009]*.

**It is an offence under section 30(1) of the Elections Act (2022 Revision) to knowingly nominate a person who, pursuant to the Constitution, is not qualified to be or is disqualified from being elected as a member of the Cayman Islands Parliament.*

Signature of first person nominating _____
Full name _____
Signature of second person nominating _____
Full name _____

I, the above-named person, nominated as above to be elected as a member of the Cayman Islands Parliament for the above named electoral district —

- (a) hereby consent to the nomination for the above-named electoral district;
- (b) declare that to the best of my belief I am qualified to be elected as a member of the Cayman Islands Parliament pursuant to section 61 of the *Cayman Islands Constitution Order 2009 [UKSI 1379 of 2009]*; and
- (c) declare that to the best of my knowledge and belief, I am not disqualified from being elected as a member of the Cayman Islands Parliament pursuant to section 62 of the *Cayman Islands Constitution Order 2009 [UKSI 1379 of 2009]*.



** It is an offence under section 30(2) of the Elections Act (2022 Revision) to knowingly consent to be nominated if, pursuant to the Constitution, you are not qualified to be or are disqualified from being elected as a member of the Cayman Islands Parliament.*

Signature of candidate _____

Signature of witness _____

Full name of witness _____

Address of witness: _____

Telephone Number of witness: _____

Voter ID Number of witness: _____

Date: _____, 20____.”

**For note as to qualifications to be elected as a member of the Cayman Islands Parliament see reverse side of this form.*

(Reverse side of form)

Note of qualifications to be, and disqualification from being elected as a member of the Cayman Islands Parliament

(As set out in sections 61 and 62 of Schedule 2 to the Cayman Islands Constitution Order 2009 [UKSI 1379 of 2009].

- 61 (1) Subject to section 62, a person shall be qualified to be elected as a member of the Cayman Islands Parliament if, and shall not be qualified to be so elected unless —
- (a) that person is a Caymanian; and
 - (b) that person has attained the age of 21 years; and
 - (c) that person is, at the date of that person’s nomination for election, domiciled and resident in the Cayman Islands;
 - (d) that person is a qualified citizen; and either
 - (e) that person was born in the Cayman Islands, or was born outside the Cayman Islands in the circumstances mentioned in subsection (2)(b), has resided in the Cayman Islands for a period of not less than seven years immediately preceding the date of that person’s nomination for election and, subject to subsection (3), the number of days on which that person was absent from the Cayman Islands in that period does not exceed 400; or
 - (f) if that person was born outside the Cayman Islands, has resided in the Cayman Islands for a period or periods amounting to not less than fifteen years out of the twenty years immediately preceding the date of that person’s nomination for election, and, subject to subsection (3), in the seven years immediately preceding the date of that person’s nomination for election the number of days on which that person was absent from the Cayman Islands does not exceed 400.
- (2) For the purposes of subsection (1)(d), a qualified citizen is a British overseas territories citizen by virtue of a connection with the Cayman Islands, who either



- (a) at the date of that person's nomination for election possesses no other citizenship and is pursuing no claim to any other citizenship for which that person may be eligible; or
- (b) was born outside the Cayman Islands, has or had at least one parent or grandparent who was born in the Cayman Islands and is a Caymanian (or if deceased would if alive have been a Caymanian at the date of nomination for election), and who at the date of that person's nomination for election possesses no other citizenship save for any right that person may have to some other citizenship by virtue of that person's birth outside the Cayman Islands;

and in this subsection the words "other citizenship" do not include British citizenship acquired by virtue of section 3 of the British Overseas Territories Act 2002 (C. 8).

- (3) In ascertaining whether a person has been absent from the Cayman Islands for the purposes of subsection (1)(e) or (f), any period of absence by reason of the following shall be disregarded —

- (a) the performance of duty on behalf of the Government;
- (b) attendance as a student at any educational establishment;
- (c) attendance as a patient at any hospital, clinic or other medical institution;
- (d) employment as a seaman aboard an ocean-going vessel; or
- (e) employment as a crew member on any aircraft.

- 62. (1) No person shall be qualified to be elected as a member of the Cayman Islands Parliament who —

- (a) is, by virtue of that person's own act, under any acknowledgement of allegiance, obedience or adherence to a foreign power or state;
- (b) holds, or is acting in, any public office;
- (c) has been adjudged or otherwise declared bankrupt under any law in force in any part of the Commonwealth or the United States of America and has not been discharged;
- (d) is a person certified to be insane or otherwise adjudged to be of unsound mind under any law in force in the Cayman Islands;
- (e) subject to subsection (2), is serving or has served a sentence of imprisonment (by whatever name called) exceeding twelve months imposed on that person by a court in any country or substituted by competent authority for some other sentence imposed on that person by such a court, or is under such a sentence of imprisonment the execution of which has been suspended, or has been convicted by any court in any country of an offence involving dishonesty;
- (f) is disqualified for election by any law in force in the Cayman Islands by reason of that person holding, or acting in, any office the functions of which involve —



- (i) any responsibility for, or in connection with, the conduct of any election; or
 - (ii) any responsibility for the compilation or revision of any electoral register;
 - (g) is a party to, or a partner in a firm or a director or manager of a company which is a party to, any contract with the Government for or on account of the public service and has not, within the period of one month immediately preceding the date of an election in which that person is a candidate, caused to be published a Government Notice setting out the nature of such contract and that person's interest, or the interest of any such firm or company, in it;
 - (h) is disqualified for membership of the Cayman Islands Parliament by any law in force in the Cayman Islands relating to offences connected with elections.
- (2) For the purposes of subsection (1)(e) and section 63(g) —
- (a) where a person is serving two or more sentences of imprisonment that are required to be served consecutively that person shall, throughout the whole time during which that person so serves, be regarded as serving a sentence exceeding twelve months if (but not unless) any one of those sentences exceeds that term; and
 - (b) no account shall be taken of a sentence of imprisonment imposed as an alternative to or in default of the payment of a fine.

FORM 19*(section 29(6))***RETURN OF UNCONTESTED ELECTION**

I hereby certify that the member elected for the _____ electoral district in pursuance of the within writ is:

(Insert name, and street address of the member elected as stated in the nomination paper)

No other candidates having been nominated.

Other candidates having been nominated but withdrawing that person's nomination/dying before the date of the poll.

(To be amended as appropriate)

Returning Officer

Date_____, 20_____.



FORM 20*(section 34(2))***NOTIFICATION OF ELECTION**

TAKE NOTICE that a poll will be taken for the election of a member/members for the electoral district to serve in the Cayman Islands Parliament.

The poll will be opened on the _____ day of _____, 20__ at the hour of _____ in the forenoon and kept open till the hour of _____ in the afternoon in the following polling stations established in the said electoral district, that is to say —

Location of polling stations:

The Candidates in the above electoral district are as follows:

Candidates:

The number of votes to the several candidates will be counted on the _____ day of _____, 20__, at _____ o'clock in the _____ noon at _____ of which all persons are hereby required to take notice and govern themselves accordingly.

Dated this _____ day of _____ 20__.

Returning Officer for the Electoral District

FORM 21*(section 36(3))***OATH OF PRESIDING OFFICER**

I, _____, the undersigned, appointed presiding officer for the polling station at _____ in the _____ electoral district swear that I will act faithfully in my said capacity of presiding officer, according to law, without partiality, fear, favour or affection, and that I will keep secret the names of the candidates for whom any of the electors in the abovementioned polling station marks that person's ballot paper in my presence at this election.
SO HELP ME GOD.

Presiding Officer

Sworn before me at _____ this day _____ of _____, 20____.



FORM 22*(section 37(2)(a))***OATH OF FIELD OFFICER/LOGISTICS OFFICER**

I, _____, the undersigned, appointed field officer/logistics officer for the polling station at _____ in the _____ electoral district swear that I will act faithfully in my said capacity of field officer/logistics officer, according to law, without partiality, fear, favour or affection.
SO HELP ME GOD.

Field Officer/Logistics Officer

Sworn before me at _____ this day _____ of _____, 20____.



FORM 23*(section 37(2)(b))***OATH OF POLL CLERK**

I, _____, the undersigned, appointed as poll clerk for the polling station at _____ in the _____ electoral district swear that I will act faithfully in my capacity as poll clerk and also in that of presiding officer if required to act as such, according to law, without partiality, fear, favour or affection and that I will keep secret the names of the candidates for whom any of the electors in the abovementioned polling station marks that person's ballot paper in my presence at this election.

SO HELP ME GOD

Poll Clerk

Sworn before me at _____ this _____ day of _____, 20__.



FORM 24*(section 39(2)(e))***DIRECTION FOR THE GUIDANCE OF ELECTORS**

1. An elector must not vote at more than one polling station.
2. An elector may vote for 1 candidate only. If the elector votes for more than 1 candidate the ballot paper is void and none of the votes will be counted.
3. If an elector attempts to give a candidate more than 1 vote the candidate will be awarded 1 vote only.
4. An elector votes for a candidate by placing an **X** to the right of the candidate's name thus

1. JAMES, JOHN PETER	<i>(Insert photo of candidate)</i>	<i>(Insert symbol of party/candidate)</i>	X
2.ROBINSON PETER FREDERICK	<i>(Insert photo of candidate)</i>	<i>(Insert symbol of party/candidate)</i>	

5. If an elector marks the ballot paper in any way that will identify the elector the ballot paper will be rejected.
6. After voting, an elector must fold the ballot paper along the line shown on the ballot paper and hand the folded ballot paper to the presiding officer.
7. The presiding officer will, in the full view of those present including the elector, remove the counterfoil from the ballot paper and return the ballot paper to the elector who will deposit the ballot paper in the ballot box; except that where the elector is unable from physical or other disability to deposit the ballot paper in the ballot box, the presiding officer will, on the elector's behalf, deposit the ballot paper in the ballot box.
8. If an elector inadvertently spoils a ballot paper that person can obtain another one by returning the spoilt one to the presiding officer.
9. A person given a ballot paper must not take it from the polling station.
10. After voting an elector must leave the polling station.

(The appropriate clause 2 is to be inserted)

FORM 25*(section 40(3))***APPOINTMENT OF AGENT OF A CANDIDATE**

I _____ the undersigned, being a candidate at the election of a member
of the Cayman Islands Parliament held on this day in the _____ electoral
district hereby appoint
of _____, to be my agent.

Signature of Candidate

Signature of Agent

FORM 25A*(section 40(4))***OATH OF AGENT OF A CANDIDATE**

I _____ the undersigned, agent for _____ one of the candidates at the election of a member of the Cayman Islands Parliament held on this day in the _____ electoral district do swear that I will keep secret the names of the candidates for whom any elector at this polling station marks that person's ballot paper in my presence at this election.
SO HELP ME GOD.

Sworn before me at _____ this _____ day of _____ 20__.

Signature of Agent

Returning Officer's Signature



FORM 26

(sections 41(2) and 47(1)(e))

BALLOT PAPER

NO. _____

GENERAL ELECTION _____ electoral district

Consecutive number given elector in poll book _____

(Counterfoil)

BALLOT PAPER

Polling day _____

No. _____ Initial of presiding officer _____

1. JAMES, JOHN PETER	(Insert photo of candidate)	(Insert symbol of party/candidate)	
2. ROBINSON, PETER FREDERICK	(Insert photo of candidate)	(Insert symbol of party/candidate)	



FORM 27*(section 49(1))***OATH OF IDENTITY OF AN ELECTOR RECEIVING A BALLOT PAPER
AFTER ANOTHER ELECTOR HAS VOTED IN THAT PERSON'S NAME**

You swear that you are _____ *(Name
as on official list of electors)*

of _____
(Street address as on official list of electors)

whose name is entered on the official list of electors now shown you.
SO HELP YOU GOD.



FORM 28*(section 49(3))***OATH OF PERSON UNABLE TO VOTE UNASSISTED**

You, _____, of _____ swear that you
are incapable of voting without assistance by reason of a physical or other disability:
SO HELP YOU GOD.



FORM 29*(section 49(5))***OATH OF FRIEND**

You (*insert name of friend*) swear that you have not assisted anyone to vote in this election and swear that you will keep secret the name of the candidate for whom (*name of elector*) voted.

SO HELP YOU GOD.

FORM 30*(section 55(1))***OATH THAT THE ELECTOR IS THE PERSON INTENDED TO BE
REFERRED TO IN THE OFFICIAL LIST OF ELECTORS**

You swear that you are qualified to vote at this election of a member/members to serve in the Cayman Islands Parliament and are not disqualified from voting thereat and that you verily believe that you are the person intended to be referred to by the entry in the official List of Electors used at the polling station, of the name_____ whose occupation is given as_____and whose street address is given as_____
SO HELP YOU GOD.



FORM 31*(section 55(2))***OATH OF QUALIFICATION AS AN ELECTOR**

You swear —

1. That —
 - (a) on the 5th day of November 2009, being the date immediately preceding the date of the coming into force of the *Cayman Islands Constitution Order 2009 [UKSI 1379 of 2009]*, you were entitled to be registered as an elector; or
 - (b) you —
 - (i) are a Caymanian
 - (ii) have attained the age of eighteen years;
 - (iii) were resident in the Cayman Islands at the date of registration; and
 - (iv) have been resident in the Cayman Islands for a period or periods amounting to not less than two years out of the four years immediately preceding the date of registration; or
 - (c) on the day of the issue of a writ ordering an election, you were otherwise qualified under paragraph (b) but have not attained the age of eighteen years but you will attain that age on or before the polling day at the election.
2. That you are not within any of the classes of persons who lack qualification or are disqualified by reason of crime or mental incapacity.
3. That you are not disqualified under the *Elections Act (2022 Revision)*.
4. That you are not the returning officer for this electoral district,

SO HELP YOU GOD.



FORM 32*(section 61(1)(a))***RETURN AFTER POLL HAS BEEN TAKEN**

I hereby certify that the member(s) selected for the _____ electoral district
in pursuance of the within writ as having received* (the majority of votes lawfully given)
(the largest number(s) of votes lawfully given)
is/are _____

(Name and street address of each member as stated on that person's nomination paper).

Returning Officer

**Delete as applicable*



SCHEDULE 3**CAYMAN ISLANDS****ELECTIONS RULES****(2022 Revision)****Arrangement of Rules****PART I-Preliminary**

1.	Citation	137
2.	Appointment of registration agent by person likely to be absent when preliminary list is prepared	137

PART II-Absent Electors

3.	Application to be treated as absent elector	138
4.	List of absent electors.....	139

PART III-Issue and Receipt of Postal Ballot Papers

5.	Definitions.....	139
6.	Issue of postal ballot papers.....	139
7.	Form of postal ballot paper.....	139
8.	Form of declaration of identity	140
9.	Persons entitled to be present at the issue and receipt of postal ballot papers	140
10.	Declaration of secrecy	141
11.	Notice of issue of postal ballot papers.....	141
12.	Marking of postal ballot papers.....	142
13.	Refusal to issue postal ballot paper.....	142
14.	Ballot paper envelope.....	142
15.	Delivery of postal ballot papers to post office	142



16.	Provision of postal electors ballot boxes	142
17.	Sealing up of absent electors' lists and counterfoils	143
18.	Receipt of covering envelopes	143
19.	Opening of postal electors' ballot box	143
20.	Opening of covering envelope	143
21.	Sealing up rejected votes and declarations	145
22.	Opening of ballot paper envelopes	145
23.	Count of postal ballots	145
23A.	Postal and mobile station ballot papers to be mixed prior to count.....	145
24.	Forwarding of documents and handling of late ballots.....	145
25.	Ballot paper for by-election	146



CAYMAN ISLANDS



ELECTIONS RULES

(2022 Revision)

(section 109(3))

PART I-Preliminary

Citation

1. These Rules may be cited as the *Elections Rules (2022 Revision)*.

Appointment of registration agent by person likely to be absent when preliminary list is prepared

2. (1) The appointment of a registration agent for registration under section 13(8) shall be made in Form A in the Appendix, or a form to the like effect.
(2) The form of appointment shall be prepared in duplicate. Both copies shall be retained by the registration agent so appointed until the registering officer undertakes the preparation of the revised list under section 14 whereupon one copy shall be delivered to the registering officer.

PART II-Absent Electors

Application to be treated as absent elector

3. (1) An application to be treated as an absent elector shall be made to the registering officer in Form B or C in the Appendix, or a form to the like effect. The form shall be completed by the applicant and signed by that elector in the presence of a witness, who must then also sign the form and write in that person's full name in the spaces provided:

Provided that if the applicant is not able, because of physical or other disability, to complete or sign the form without assistance it may be completed or signed, or both, in the presence of the applicant and in the applicant's name by some other person, not being a candidate for election or the agent of such a candidate. Where this is done the person completing or signing the form must also complete and sign the portion of Form B or C headed "Declaration of person who assists an applicant", in both cases in the presence of a witness who shall then also sign both parts of the form and write in that person's full name in the spaces provided.

- (2) **Revoked** by Rule 2(a) of the *Election (Amendment) Rules, 2009*.

- (3) An application to be treated as an absent elector in relation to any election shall be disregarded if it is received by the registering officer after the twelfth day before the day of the poll at the election:

Provided that an application to be treated as an absent elector on the ground of the applicant's employment on the day of the poll by the Supervisor or as a constable may be allowed after the said twelfth day.

- (4) The registering officer on allowing or disallowing a person's application to be treated as an absent elector shall notify the applicant of that person's decision.

- (5) **Revoked** by Rule 2(c) of the *Election (Amendment) Rules, 2009*.

- (6) Any candidate for election (whether standing in the district where the applicant will vote or in any other district) or an agent of any such candidate who —

- (a) completes any part of an application to be treated as an absent elector;
- (b) signs any such application on behalf of an applicant; or
- (c) acts as the witness to the signing of such an application, or of a declaration of a person who assists an applicant,

commits an offence and is liable on conviction to a fine of five hundred dollars or to imprisonment for six months and such application is also void.

- (7) A person who —

- (a) signs the declaration by the applicant or signs the declaration by a person who assists an applicant in Form B or C knowing or believing the declaration to be false; or



- (b) completes Form B or C on behalf of the applicant or signs Form B or C on behalf of the applicant, without also completing the declaration by a person who assists an applicant,
commits an offence and is liable on conviction to a fine of five hundred dollars or to imprisonment for six months.

List of absent electors

- 4. (1) Subject to subrules (2) and (3), the record or list of absent electors shall be in such form as appears to the registering officer to be convenient.
- (2) The address to which a ballot paper is to be sent shall be placed opposite the name and number in the register of each absent elector in the absent electors' list for each electoral district.
- (3) As soon as the absent electors' list for an electoral district has been prepared the registering officer shall publish it by making a copy thereof available for inspection at that person's office and shall thereupon transmit one copy to the returning officer for that electoral district and one copy to the Supervisor.

PART III-Issue and Receipt of Postal Ballot Papers

Definitions

- 5. In this Part —

“**agent**” includes the election agent and a person appointed to attend in the election agent's place;

“**issue**” includes the original and any subsequent issue;

“**postal ballot paper**” means a ballot paper issued to a postal elector; and

“**postal elector**” means a person entitled to vote by post at an election as an absent elector.

Issue of postal ballot papers

- 6. Where an election is being held, the returning officer shall, as soon as practicable and in no event later than seven days after nomination day or seven days after the receipt of the application under rule 3(3), whichever date is the later in time, send to each person entitled to vote by post at the address furnished by that person for the purpose, a ballot paper and declaration of identity together with an envelope for their return addressed to the returning officer of the district where the postal elector is to cast that person's vote.

Form of postal ballot paper

- 7. The ballot paper to be sent to a postal elector shall be in the same form as, and indistinguishable from, the ballot paper delivered to any other elector.



Form of declaration of identity

8. (1) The declaration of identity sent with the ballot paper to a postal elector shall be in Form D set out in the Appendix or a form to the like effect.
- (2) The declaration of identity must not be witnessed by a candidate for election (whether standing in the district where the applicant will vote or any other district) or by an agent of any such candidate. Contravention of this provision renders the ballot paper to which it relates void.
- (3) A candidate for election (whether standing in the district where the elector will vote or in any other district) or agent of any such candidate who acts as the witness to the signing of any declaration of identity, commits an offence and is liable on conviction to a fine of five hundred dollars or to imprisonment for six months.

Persons entitled to be present at the issue and receipt of postal ballot papers

9. (1) No person other than —
- (a) the returning officer and that person's clerk;
 - (b) a candidate;
 - (c) an election agent or any person appointed by a candidate to attend in that person's election agent's place; or
 - (d) any agent appointed under subrule (2),
- may be present at the proceedings on the issue or receipt of postal ballot papers.
- (2) Where postal ballot papers are to be issued, or the envelopes contained in the postal electors' ballot boxes are to be opened simultaneously in two or more batches, each candidate may appoint one or more agents up to the number that candidate may be authorised by the returning officer to appoint not exceeding the number of such batches so, however, that the number authorised shall be the same in the case of each candidate.
- (3) Subject to subrule (5), notice of the appointment of each agent stating the name and address of the person appointed shall be given by the candidate to the returning officer before the time fixed for the issue of postal ballot papers or the opening of the said postal electors' ballot boxes, as the case may be.
- (4) Subject to subrule (5), if an agent dies or becomes incapable of acting, the candidate may appoint another agent in that person's place and shall forthwith give to the returning officer notice in writing of the name and address of the agent appointed.
- (5) Agents may be appointed and notice of appointment given to the returning officer by the candidate's election agent instead of by the candidate.
- (6) In this Part, references to agents shall be taken as references to agents whose appointments have been duly made and notified and, in the case of agents



appointed under subrule (2), who are within the number authorised by the returning officer.

- (7) A candidate may themselves do any act or thing which any agent of that candidate, if appointed, would have been authorised to do, or may assist that person's agent in doing any such act or thing.
- (8) Where in this Part any act or thing is required or authorised to be done in the presence of the candidates or their agents, the non-attendance of any such candidate or agent at the time and place appointed for the purpose shall not, if the act or thing is otherwise duly done, invalidate the act or thing done.

Declaration of secrecy

- 10.** (1) Every person attending the proceedings on the issue or receipt of postal ballot papers shall make a declaration of secrecy in Form E as set out in the Appendix, or in a form as near thereto as circumstances admit, before the issue of postal ballot papers:

Provided that if any person only attends the proceedings on the receipt of postal ballot papers that person need not make the declaration before the issue but shall make it before that person is permitted to attend the proceedings on the receipt of postal ballot papers.

- (2) The returning officer shall make the declaration in the presence of a Justice of the Peace, and any other person shall make the declaration in the presence either of a Justice of the Peace or of the returning officer.
- (3) Any person before whom a declaration is authorised to be made under this rule may take the declaration. Any person who contravenes such declaration commits an offence and is liable on conviction by a magistrate to a fine of five hundred dollars or to imprisonment for six months.

Notice of issue of postal ballot papers

- 11.** (1) The returning officer shall give each candidate not less than two days notice in writing of the time and place at which that returning officer shall issue the postal ballot papers and of the number of agents such candidate may appoint under rule 9(2) to attend the said issue.
- (2) Where any subsequent issue of postal ballot papers is made, the returning officer shall notify each candidate as soon as practicable of the time and place at which that returning officer will make such subsequent issue and of the number of agents such candidate may appoint under rule 9(2) to attend such issue.

Marking of postal ballot papers

12. (1) Before the issue of a postal ballot paper the name and number of the elector shall be called out and such number shall be marked on the counterfoil and a mark shall be placed in the absent electors' list against the number of the elector to denote that a ballot paper has been issued to the elector but without showing the particular ballot paper issued.
- (2) The number of a postal ballot paper shall be marked on the declaration of identity sent with that paper.

Refusal to issue postal ballot paper

13. Where a returning officer is satisfied that two or more entries in the absent electors' list relate to the same elector, that returning officer shall not issue more than one ballot paper in respect of the same elector.

Ballot paper envelope

14. A returning officer shall, in addition to the ballot paper, declaration of identity and envelope for their return (hereinafter referred to as a "covering envelope") which that returning officer is required by rule 6 to send a postal elector, send a smaller envelope marked "ballot paper envelope" bearing the number of the ballot paper.

Delivery of postal ballot papers to post office

15. (1) All envelopes addressed to postal electors shall be counted and forthwith delivered by the returning officer to the nearest head post office, or such other office as may be arranged with the Postmaster General and the Postmaster General shall stamp with the post office date stamp a form of receipt to be presented by the returning officer stating the number of envelopes so delivered and shall, by Cayman Islands Postal Service Express Mail Service or such other postal delivery or trackable courier service as may be determined by the Supervisor, immediately forward such envelopes for delivery to the persons to whom they are addressed.
- (2) The Elections Office shall provide to each postal elector, a prepaid return slip which the postal elector shall use to return the postal elector's postal ballot.

Provision of postal electors ballot boxes

16. (1) The returning officer shall, at the proceedings on the original issue of postal ballot papers provide a ballot box or ballot boxes for the reception of the covering envelopes when returned by the postal electors.
- (2) Every such ballot box shall be shown open and empty to the agents present and shall then be locked by the returning officer and sealed with the seal of the returning officer and the seals of such of the agents as desire to affix their seal in such manner as to prevent its being opened without breaking the seals.



- (3) Every such ballot box shall be marked “Postal electors ballot box” and with the name of the electoral district for which the election is held.
- (4) The returning officer shall make provision for the safe custody of every ballot box.

Sealing up of absent electors’ lists and counterfoils

- 17.** (1) The returning officer as soon as practical after the completion of the issue of the postal ballot papers and in the presence of the agents, shall make up in separate packets —
- (a) a marked copy of the absent electors’ list; and
 - (b) the counterfoils of those ballot papers which were issued,
- and shall seal such packets.
- (2) The sealed packets may be opened by the returning officer for the purpose of a subsequent issue and on completion of that issue shall be again made up and sealed in accordance with subrule (1).

Receipt of covering envelopes

- 18.** The returning officer shall, immediately upon receipt (either by hand or by post) of a covering envelope before the close of the poll, place it unopened in a postal electors’ box locked and sealed in accordance with rule 16.

Opening of postal electors’ ballot box

- 19.** (1) Each postal electors’ ballot box shall be opened by the returning officer in the presence of the agents at the close of the poll.
- (2) When a postal electors’ ballot box has been opened, the returning officer shall count and note the number of covering envelopes.

Opening of covering envelope

- 20.** (1) Before proceeding to open the covering envelopes, the returning officer shall, for the purpose of receiving the accepted ballots of the postal electors, prepare a ballot box by showing it open and empty to the agents present and by locking it and by having affixed thereto the seal of the returning officer and the seals of such agents as desire to affix their seals in such manner as to prevent the box being opened without breaking the seals.
- (2) The returning officer shall open each covering envelope separately.
- (3) Where a covering envelope does not contain both a declaration of identity and a ballot paper envelope or, there being no ballot paper envelope, a ballot paper, that returning officer shall mark the covering envelope “Rejected”, attach thereto the contents (if any) of the covering envelope and place it in a separate receptacle (hereinafter referred to as “the receptacle for votes rejected”). If the

covering envelope does not contain the declaration separately, the returning officer shall open the ballot paper envelope to ascertain if the declaration is inside that envelope.

- (4) On determining that an envelope contains both a declaration of identity and a ballot paper envelope or, if there is no such envelope, the ballot paper, the returning officer shall first satisfy themselves that the declaration of identity has been duly signed and authenticated and, if that returning officer is not so satisfied, that returning officer shall mark the declaration “Declaration rejected”, attach thereto the ballot paper envelope or, if there is no such envelope, the ballot paper, and place it in the receptacle for votes rejected:

Provided that before so doing that returning officer shall show the declaration to the agents and, if any objection is made by any agent to that person’s decision, that returning officer shall add the words “Rejection objected”.

- (5) Where the number on the declaration of identity duly signed and authenticated agrees with the numbers on the ballot paper envelope, the returning officer shall place the declaration in a separate receptacle (hereinafter referred to as “the receptacle for valid declaration of identity”) and the ballot paper envelope in another separate receptacle (hereinafter referred to as “the receptacle for valid ballot paper envelopes”).
- (6) Where there is no ballot paper envelope or the ballot paper envelope has been opened under subrule (3) the returning officer shall —
- (a) if the number of the declaration of identity duly signed and authenticated agrees with the number on the ballot paper, place the declaration in the receptacle for valid declarations of identity and the ballot paper in a ballot box referred to in subrule (1); and
 - (b) if the number on the said declaration does not agree with the number on the ballot paper, mark the declaration “Vote rejected”, attach thereto the ballot paper and place it in the receptacle for votes rejected.
- (7) Where the number on the declaration of identity duly signed and authenticated does not agree with the number on the ballot paper envelope or that envelope has no number on it, that returning officer shall open the envelope and shall —
- (a) if the number on the declaration agrees with the number on the ballot paper, place the declaration in the receptacle for valid declarations of identity and the ballot paper in the ballot box referred to in subrule (1); and
 - (b) if the number on the declaration does not agree with the number on the ballot paper or there is no ballot paper, mark the declaration “Vote rejected,” attach thereto the ballot paper (if any) and place it in the receptacle for votes rejected.
- (8) Except for the purposes of ascertaining under subrule (3) whether a ballot paper envelope contains a declaration of identity or under subrule (7) whether the



number on the declaration agrees with the number on the ballot paper, the returning officer shall not open the ballot paper envelopes before they are opened under rule 22.

Sealing up rejected votes and declarations

- 21.** On the conclusion of the proceedings under rule 20, the returning officer shall put the contents of the receptacle for votes rejected and the contents of the receptacle for valid declarations of identity into two separate packets and shall seal up such packets.

Opening of ballot paper envelopes

- 22.** (1) After sealing up the said packets the returning officer shall open separately each ballot paper envelope placed in the receptacle for valid ballot paper envelopes.
- (2) Where a ballot paper envelope does not contain a ballot paper, that returning officer shall mark the envelope “Empty”.
- (3) Where the number on a ballot paper envelope agrees with the number on the ballot paper contained therein, that returning officer shall place the ballot paper in the ballot box referred to in rule 20(1).
- (4) Where the number on the ballot paper envelope does not agree with the number on the ballot paper contained therein, that returning officer shall mark the ballot paper “rejected” and attach the ballot paper envelope thereto.
- (5) The returning officer shall put into a separate packet the envelopes marked “Empty” and the ballot papers marked “rejected” under this rule and shall seal up such packet.

Count of postal ballots

- 23.** The ballot box referred to in rule 20(1) and the ballot papers placed therein under rules 20 and 22 shall respectively be treated in all respects as a ballot box and ballot papers for the purposes of section 58.

Postal and mobile station ballot papers to be mixed prior to count

- 23A.** A returning officer shall not count the votes given on any ballot papers until postal ballot papers and mobile station ballot papers have been mixed with the ballot papers from at least one other ballot box.

Forwarding of documents and handling of late ballots

- 24.** (1) The returning officer shall, at the same time as that returning officer forwards the documents mentioned in section 61, forward to the Supervisor —
- (a) any packet referred to in rule 17, 21 or 22 endorsing on each packet a description of its contents, the date of the election to which it relates and the name of the electoral district for which the election was held; and

- (b) a statement of the number of postal ballot papers issued in such form and giving such other particulars with respect to such papers as the Supervisor may require.
- (2) Where any covering envelopes are received by the returning officer after the close of the poll or any envelopes addressed to postal electors are returned as undelivered too late to be re-addressed, that returning officer shall put them unopened into a separate packet, seal up such packet and forward it at a subsequent date in the manner described in subrule (1).

Ballot paper for by-election

- 25.** For the purposes of by-elections the form of ballot paper shall be as prescribed in Form 26 in the Schedule of the Act but that for the words “General Election” therein shall be prescribed the word “By-Election”.



APPENDIX**FORMS****FORM A****APPOINTMENT OF REGISTRATION AGENT TO ENSURE
REGISTRATION OF AN ELECTOR***(rule 2)*

Particulars

Full name, sex and age of applicant

District in which to be registered

Present street address of applicant

Name of father and mother of applicant, if alive

Street address of father or mother, if alive

If married or in a civil partnership, name and street address of the spouse or civil partner.

If unmarried and parents deceased, name and street address of next-of-kin

Name, sex and street address of person to be appointed registration agent

Declaration By Applicant

I, _____ of _____, whose name appears on the Register of Electors, temporarily absent from these Islands solemnly and sincerely declare that I am not disqualified from voting under the *Elections Act (2022 Revision)* and that —

I desire to appoint _____ of _____ to be my registration agent for the purpose of putting my name on the revised list of electors.

Signed _____

Witness _____

Declaration By Registration Agent

I, _____ of _____ do solemnly and sincerely declare that the information contained in the above form is correct to the best of my knowledge and belief.

Signed _____

Witness _____



FORM B*(rule 3(1))***APPLICATION TO BE TREATED AS AN ABSENT ELECTOR VOTING
BY POST**Name in full
Mr./Mrs./Miss _____Street
address _____

Electoral district for which registered as an elector _____

Reasons for application _____

Address to which postal ballot paper shall be sent _____

Declaration By Applicant

I, _____, of _____,
do solemnly and sincerely declare that the information contained in the above form is
correct to the best of my knowledge and belief.

Signature of applicant _____

Signature of witness _____

Full name of witness _____

Date _____, 20____.

Declaration By Person Who Assists An Applicant

*(To be completed by a person who has assisted the applicant to complete the form or who
has signed the form on behalf of the applicant, or both, where the applicant was not able,
because of physical or other disability, to complete or sign the form.)*

I, _____, of _____, do solemnly and sincerely
declare that I assisted the applicant by filling out and/or signing the above form in the
presence of the applicant and on behalf of the applicant, and that in doing so I did not
influence the applicant in any way but accurately recorded therein the wishes, information
and reasons stated by the applicant, and that the information contained in the above form
is correct to the best of my knowledge and belief.

Signature of person making declaration _____



Signature of witness_____

Full name of witness_____

Date_____, 20_____.

FORM C*(rule 3(1))***APPLICATION TO BE TREATED AS AN ABSENT ELECTOR VOTING
AT A MOBILE STATION**

Name in full

Mr./Mrs./Miss _____

Street address _____

_____Electoral district for which registered as an elector _____
_____Reasons for application _____

_____Street address to be attended by mobile station _____

_____**Declaration By Applicant**

I, _____, of _____
do solemnly and sincerely declare that the information contained in the above form is
correct to the best of my knowledge and belief.

Signature of applicant _____

Signature of witness _____

Full name of witness _____

Date _____, 20____.

Declaration By Person Who Assists An Applicant

*(To be completed by a person who has assisted the applicant to complete the form or who
has signed the form on behalf of the applicant, or both, where the applicant was not able,
because of physical or other disability, to complete or sign the form.)*

I, _____, of _____ do solemnly and sincerely
declare that I assisted the applicant by filling out and/or signing the above form in the
presence of the applicant and on behalf of the applicant, and that in doing so I did not
influence the applicant in any way but accurately recorded therein the wishes, information
and reasons stated by the applicant, and that the information contained in the above form
is correct to the best of my knowledge and belief.



Signature of person making declaration_____

Signature of witness_____

Full name of witness_____

Date_____, 20__.

FORM D*(rule 8)***DECLARATION OF IDENTITY***Front of Form*

Ballot Paper No. _____

I hereby declare that I am the person to whom the ballot paper numbered as above and the envelope in which it was enclosed (both of which I now produce) were sent.

Elector's signature _____
or name and mark _____

The abovementioned, who is personally known to me, has produced the ballot paper and the envelope above referred to and has signed the above declaration in my presence.

Signature of witness _____

Full name of witness _____

*(Please print)**(See instructions on the back of this Form)**Back of Form***Instructions to Elector**

1. Before marking the accompanying ballot paper you must produce —
 - (i) the ballot paper showing the number thereon;
 - (ii) this declaration; and
 - (iii) the envelope in which you received this declaration and the ballot paper, to some person to whom you are known (not being a candidate at the election or the agent of a candidate), who will witness the declaration of identity.
(See other side.)
2. You must sign the declaration of identity in the presence of the witness.
3. You may vote for only candidate/s.
4. You vote by marking the ballot paper on the right-hand side with a cross opposite the name of the candidate for whom you vote, thus X.

You should mark the ballot paper secretly; if you cannot vote without the assistance of some other person, that person must not disclose how you have voted.



5. Immediately after voting you must place the marked ballot paper in the enclosed small envelope “A” and fasten it up. You must then place the envelope marked “A” together with this declaration of identity, in the larger envelope marked “B” addressed to the returning officer and despatch it by post without delay. The ballot paper, in order to be counted, must be received by the returning officer not later than the close of the poll.
6. If you receive more than one ballot paper, remember that it is illegal to vote more than once at the same general election or by-election.
7. As an absent elector at this election you cannot vote at the polling station but only by post.

FORM E*(rule 10(1))***DECLARATION OF SECRECY**

I, _____, of _____ being a person attending the proceedings on the issue or receipt of postal ballot papers do solemnly and sincerely declare that I will keep secret all matters coming to my knowledge in the course of such proceedings, and that I will not divulge them to any person in any manner whatever save as required by the due process of law, and I realise that any breach of secrecy under this declaration makes me liable to the penalties prescribed in rule 10(3) of the Elections Rules (2022 Revision).

Signed _____

Witness _____

Date _____ 20____.



FORM F

Revoked

Revoked by Rule 2(a) of the *Election (Amendment) Rules, 2009*.

SCHEDULE 4

(section 20(2))

Procedure for the Issuing of Electors Registration Cards

1. The Supervisor of Elections shall, as soon as possible after a new Register of Electors comes into force, cause to be published in no fewer than four issues of a newspaper circulating in the Islands, and by such other methods as that Supervisor shall deem necessary, a list of dates, times and locations within each electoral district at which electors who wish to be issued with electors registration cards shall attend.
2. When an elector attends at such specified location within that person's electoral district on the appointed date and time and satisfies the Supervisor of Elections that that person is a registered elector in such electoral district, that person shall have issued to him, by the Supervisor of Elections, an electors registration card.
3. The Supervisor of Elections shall cause a blank electors registration card to be completed by the insertion of all the information specified thereon, and to be signed by the elector and by themselves.
4. The Supervisor of Elections shall cause a photograph of the elector to be taken and placed on the electors registration card, which shall be delivered to the elector. The fact that such a card has been issued shall be recorded on a list by the Supervisor of Elections who shall cause such list to be forwarded to the returning officer of the electoral district in which the elector is registered.
5. Notwithstanding that an elector has not attended at the location specified, the Supervisor of Elections, if that Supervisor is satisfied that by reason of physical incapacity the elector has been unable to attend and if that Supervisor has received an application for the issue of an electors registration card from such non-attending elector, shall cause arrangements to be made for the Supervisor of Elections to attend at such ordinary or temporary residence as the applicant elector has specified to enable a electors registration card to be issued to such elector.
6. If an elector has not attended at the location specified by the Supervisor of Elections but wishes to have an electors registration card issued to him, that person shall so notify the Supervisor of Elections, and the Supervisor of Elections shall thereupon inform the elector of a date and time at which that person may attend at the Elections Office in order that the procedures for the issue of such electors registration card may be carried out.



7. Each electors registration card shall be of a size no greater than $3 \frac{3}{8}$ " x $2 \frac{1}{8}$ " nor less than $2 \frac{7}{8}$ " x $1 \frac{7}{8}$ ", shall be produced by means of a system approved by the Supervisor of Elections and shall be so produced that the information, photograph and signatures contained thereon shall be incapable of alteration.

Publication in consolidated and revised form authorised by the Cabinet this 11th day of January, 2022.

Kim Bullings
Clerk of Cabinet

ENDNOTES

Table of Legislation history:

SL #	Law/Act#	Legislation	Commencement	Gazette
36/2021		Elections (Amendment) (No. 2) Rules, 2021	13-Apr-2021	LG28/2021/s1
18/2021		Elections (Amendment) Rules, 2021	1-Mar-2021	LG20/2021/s1
		Elections Act (2021 Revision)	29-Jan-2021	LG9/2021/s1
	56/2020	Citation of Acts of Parliament Act, 2020	3-Dec-2020	LG89/2020/s1
	35/2020	Civil Partnership Law, 2020	4-Sep-2020	LG64/2020/s1
15/2009		Elections (Amendment) Rules, 2009	24-Apr-2009	GE27/2009/s1
		<i>Erratum:</i> Elections Law (2017 Revision)	7-Jun-2017	GE47/2017/p1
		Elections Law (2017 Revision)	31-May-2017	GE45/2017/s11
P1/2017		Proclamation 1 of 2017	28-Mar-2017	GE27/2017/p2
	45/2016	Elections (Amendment) Law, 2016	28-Mar-2017	GE93/2016/s6
	17/2013	Elections (Amendment) Law, 2013	26-Mar-2013	GE28/2013/s1
		Elections Law (2013 Revision)	11-Oct-2019	GE82/2013/s9
P1/2013		Proclamation 1 of 2013	26-Mar-2013	GE26/2013/p1
	34/2012	Elections (Amendment) Law, 2012	26-Mar-2013	GE124/2012/s1
		Elections Law (2009 Revision)	7-Jul-2009	G14/2009/s6
4/2009		Elections (Amendment) (No.2) Law, 2008 (Commencement) Order, 2009	21-Jan-2009	GE4/2009/s1
	21/2008	Elections (Amendment) (No. 2) Law, 2008	21-Jan-2009	GE51/2008/s2
	13/2008	Elections (Amendment) Law, 2008	18-Aug-2008	GE17/2008/s3
		Elections Law (2004 Revision)	18-Oct-2004	G21/2004/s1
	18/2004	Elections (Amendment) Law, 2004	12-Aug-2004	GE25/2004/s1
		Elections Law (2000 Revision)	28-Feb-2000	G5/2000/s2
	17/1999	Elections (Amendment) (No. 2) Law, 1999	2-Nov-1999	GE11/1999/s1
	14/1999	Elections (Amendment) Law, 1999	2-Nov-1999	GE11/1999/s2
		Elections Law (1998 Revision)	23-Nov-1998	G24/1998/s1
	19/1996	Elections Law (1995 Revision) (Amendment) (Prohibition of Advertising, Etc.) Law, 1996	11-Nov-1996	G23/1996/s5
	12/1996	Elections (Amendment) (Election Expenses) Law, 1996	10-Oct-1996	GE22/1996/s1
E1/1995		<i>Erratum:</i> Elections Law (1995 Revision)	14-Nov-1996	G23/1995/p1
		Elections Law (1995 Revision)	18-Apr-1995	G8/1995/s2
	10/1992	Elections (Amendment) Law, 1992	2-Sep-1992	GE12-Aug/1992/s1

SL #	Law/Act#	Legislation	Commencement	Gazette
7/1992		Elections (Amendment) Rules, 1992	19-May-1992	G10/1992/s1
6/1990		Elections (Amendment) (Ballot Paper for By-Elections) Rules, 1990	22-May-1990	G11/1990/s1
	20/1990	Miscellaneous Laws (Amendment) Law, 1990	22-Oct-1990	G22/1990/s7
	15/1988	Elections (Amendment) Law, 1988	24-Oct-1988	G22/1988/s7
	2/1987	Elections (Amendment) Law, 1987	13-Apr-1987	G8/1987/s5
	36/1983	Elections Law, 1983	11-Jan-1984	GE11-Jan/1984/s2

¹ S.19(2) Pursuant to the Caribbean Territories (Abolition of Death Penalty for Murder) Order 1991 (UKSI 988/1991) and part 2 of Schedule 2 of the Cayman Islands Constitution Order 2009 (UKSI 1379/2009), the previously included phrase ‘under sentence of death, is spent.

(Price: \$32.00)

