

NEW HEBRIDES CONDOMINIUM

JOINT REGULATION

No. 33 of 1975

TO AMEND the Joint Chamber of Commerce Regulation No. 14 of 1962 as amended.

MADE by the Resident Commissioners under the provisions of Articles 2:2 and 7 of the Anglo-French Protocol of 1914.

Amendment  
of s.4 of  
J.R. No. 14  
of 1962

1. Section 4 of the Joint Chamber of Commerce Regulation No. 14 of 1962 as amended (hereinafter referred to as "the principal Regulation") is hereby amended by inserting immediately after the first sentence thereof the following sentence -

"Such condition of length of service shall not however be required in the case of the manager of any company, firm or other undertaking which has carried on business within the New Hebrides for more than three years and has been prescribed by rules made by the Resident Commissioners. "

New s. 5 (2)  
added to  
principal  
Regulation

2. Section 5 of the principal Regulation is hereby amended by re-numbering the same as subsection (1) and by adding thereafter the following two new subsections -

"(2) Upon the registration of any person as an elector in the nominal rolls, the Electoral Committee shall issue to such person an electoral card in a form approved by the Resident Commissioners which shall identify such person by name and certify that he is so registered in the nominal roll for the section concerned. A duplicate of such card shall be retained by the Electoral Committee and a third copy shall be sent to the Chamber of Commerce.

(3) The electoral card issued to any elector under the provisions of the preceding subsection shall serve to identify such elector and to record his or her vote at elections of the members of the Chamber of Commerce under the provisions of this Regulation and of representatives of economic interests in the Representative Assembly

in accordance with Part III of the Representative Assembly (Elections) Regulation No. 30 of 1975. " .

New s. 6A  
added to  
principal  
Regulation

3. The principal Regulation is hereby further amended by inserting immediately after section 6 the following new section -

"6A. The Resident Commissioners may however, within a period not later than thirty days before the date of the elections, cause any error which they may specify in the rolls to be corrected by the Electoral Committee and may direct a new publication of the definitive rolls which shall in any case take place not less than four weeks before the date of the elections. " .

Replace-  
ment of  
ss.8, 9, 10,  
11 and 12 of  
principal  
Regulation

4. Sections 8, 9, 10, 11 and 12 of the principal Regulation are hereby repealed and replaced by the following sections -

"8. (1) The members of the three sections of the Chamber of Commerce shall be elected by secret ballot and the results thereof shall be ascertained by determining the candidates in each section corresponding in number to the number of candidates required to be elected who receive the greatest number of votes validly cast.

(2) Each elector may cast his vote for six candidates to represent that section for which he is registered as an elector from a list of candidates drawn up in alphabetical order, of whom not fewer than two shall be British candidates and not fewer than two shall be French candidates.

(3) Every declaration of candidature shall be made individually in writing endorsed by three other electors of the same section of the Chamber and shall be delivered to the Electoral Committee not later than three weeks before the date fixed for the election. Any candidate shall be entitled to associate himself with a group comprising other candidates having common interests and identified by a title on the ballot paper following the names of such candidates. A list of all can-

didates shall be published and exhibited during normal business hours at each District Agency not less than fifteen days before the date fixed for the election.

(4) The Resident Commissioners shall make joint rules to prescribe the procedure for elections.

9. There shall be a polling station at Vila and at Santo at such places as shall be appointed by the Electoral Committee with the approval of the Resident Commissioners which shall be under the control of a presiding officer appointed jointly by the District Agents concerned from electors of the Chamber who are not candidates. Such presiding officer shall be assisted by two polling clerks whom he shall select from electors who are not candidates. Such polling stations shall remain open continuously from 8.00 a.m. to 6.00 p.m. Postal voting shall be permitted in accordance with rules made under the provisions of subsection (4) of section 8.

10. (1) Immediately after the close of polling, the presiding officer and two scrutineers appointed from the electors of the Chamber who are not candidates by the District Agents shall count the votes and declare the number of votes validly cast for each candidate.

(2) The presiding officer shall prepare an official report on the polling in triplicate, which shall be countersigned by the polling clerks and scrutineers, and shall forward two copies thereof to the Electoral Committee.

11. The Electoral Committee shall collate the reports received from the polling stations and shall determine the six candidates in each section who have obtained the greatest number of votes validly cast. The Co-Chairmen of the Electoral Committee shall then declare the names of the six candidates in each section elected and cause the same to be published in the Condominium Gazette and in such other manner as it may consider appropriate.

12. In this Regulation and any rules made thereunder, reference to British

and French candidates or members shall be construed as meaning candidates or members subject to the British and French legal systems in the New Hebrides respectively. " .

Amendment  
of s.15 of  
principal  
Regulation

5. Section 15 of the principal Regulation as amended by section 4 of the Joint Chamber of Commerce (Amendment) Regulation No. 7 of 1975 is hereby amended by deleting the word "nine" and replacing it by the word "twelve".

Citation  
and  
commencement

6. This Regulation may be cited as the Joint Chamber of Commerce (Amendment) (No. 2) Regulation No. 33 of 1975 and shall come into operation on the date of its publication in the Condominium Gazette.

MADE at Vila this twenty-fifth day of September, 1975.

The Resident Commissioner  
for the French Republic

Her Britannic Majesty's  
Resident Commissioner

R. GAUGER

R.W.H. DU BOULAY