



Supplementary Election Policy

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| Policy Identification: | |
| Policy type | Council |
| Summary | The policy aims to ensure the efficient allocation of Council resources in the event of a vacancy occurring |
| Record number | 9.63.1 |
| Date of adoption or approval: | 20 October 2002 |
| Last review date: | 15 September 2017 |
| Next review date: | September 2019 Every 2 years |
| Authorised by: | Council |
| Responsible department: | Corporate and Community Services |
| Responsible officer(s): | Director Corporate and Community Services |
| Review officer: | Governance Officer |
| Consultation required: | |
| Relevant Delegations: | |
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| Relevant references: | |
| Delegations: | |
| Legislation: | Local Government (Elections) Act 1999 |
| Related policies: | |
| Related procedures: | |

1. Introduction

The purpose of this policy is to outline the principles and procedures that the Council will follow in regard to the calling of a supplementary election as set out in Part 2, 6 (2) of the Local Government (Elections) Act 1999.

2. Strategic reference

Community leadership: strategy 2.1.1; undertake decision making that is transparent, timely and responsive to community needs, whilst maintaining a clear focus on the long term goals of the community.

3. Principles

The principles underpinning this policy are:-

- To ensure and maintain a customer focus at all times
- That the efficient provision of resources and services are achieved

4. Objectives

The objective of Councils Supplementary Election Policy is to ensure the efficient allocation of Council resources in the event of a vacancy occurring.

5. Roles and responsibilities

The Governance Officer is responsible for implementing this policy.

6. Policy

It is a policy of Council that subject to the provisions of the Local Government (Elections) Act 1999 it will not fill a casual vacancy until the next general election. A supplementary election to fill a casual vacancy will also not be held if;

- (a) the vacancy occurs –
 - (i) on or after 1 January of a year in which a periodic election is due to be held and before the date on which nominations for that election are invited under section 18 of the Local Government Elections Act 1999; or
 - (ii) within 7 months before polling day for a general election (other than a periodic election) (the date of that polling day being known at the time of the occurrence of the vacancy); or
- (b)
 - (i) the vacancy is for an office other than mayor; and
 - (ii) the area of the council is not divided into wards; and
 - (iii) there is no other vacancy in the office of a member of the council (disregarding the office of mayor).

However;

if a vacancy has not been filled due to the operation of subsection (b); and another vacancy occurs in the office of a member (other than mayor); and the other vacancy has not occurred –

- (a) on or after 1 January of a year in which a periodic election is due to be held and before the date on which nominations for that election are invited under section 18 of the Local Government Elections Act 1999; or
- (b) within 7 months before polling day for a general election (other than a periodic election) (the date of that polling day being known at the time of the occurrence of the vacancy),

then a supplementary election must be held to fill the vacant offices.

If a casual vacancy has occurred; and a supplementary election is not to be held by virtue of the operation of (b) above, any subsequent revocation or alteration of a policy of the council in force for the purposes of Part 2, 6 (2)(b) of the Local Government (Elections) Act

1999 cannot have effect so as to require the casual vacancy to be filled before the next general election.

In the event of a supplementary election being required, this will be held as soon as possible after the occasion for the election arises.

7. Review and evaluation

The effectiveness of the Policy will be reviewed and evaluated bi-annually. The Chief Executive Officer will report to Council on the outcome of the evaluation, and make recommendations for amendment, alteration or substitution of a new Policy.

8. Availability of the policy

This policy will be available for inspection at the Council Offices at Loxton or Waikerie during ordinary business hours at no charge.

Copies of this policy will also be available from Councils website www.loxtonwaikerie.sa.gov.au at no charge or postal copies may be obtained from the Council Office free of charge.

9. Document history and version control

| Date | Version | Authorisation: Council, Committee, Senior Management Team | Amendment details |
|------------|---------|---|---|
| 20/12/2002 | 1.0 | Council | First version |
| 18/08/2006 | 1.0 | Council | No changes noted |
| 18/09/2009 | 1.0 | Council | No changes noted |
| 17/08/2012 | 1.0 | Council | No changes noted |
| 15/12/2014 | 1.0 | Council | No changes noted |
| 15/09/2017 | 1.1 | Council: at the meeting of 15 September 2017 | The Governance Officer is noted as the Responsible Officer. Addition of document and version control |