L.N. 45 of 1986

DEPARTMENT OF HEALTH (CONSTITUTION) ORDINANCE (CAP. 148)

Board for the Professions Supplementary to Medicine (Elections) Regulations, 1986

IN exercise of the powers conferred by paragraph 5 of the Second Schedule to the Department of Health (Constitution) Ordinance, the Board for the Professions Supplementary to Medicine, with the approval of the Minister of Health, has made the following regulations:—

Citation.

1. These regulations may be cited as the Board for the Professions Supplementary to Medicine (Elections) Regulations, 1986.

Interpretation.

2. In these regulations, unless the context otherwise requires —

'Board' means the Board for the Professions Supplementary to Medicine;

'Chairman' means the Chairman of the Board;

'Commission' means the Board for the Professions Supplementary to Medicine Elections Commission established by regulation 3 of these regulations;

'Gozo' includes Comino;

'Registrar' means the Registrar of the Board.

Board for the Professions Supplementary to Medicine Elections Commission.

3. (1) In January of every year the Board shall appoint a Commission, to be called the Board for the Professions Supplementary to Medicine Elections Commission, composed of three election Commissioners.

(2) The Board may also appoint a substitute Commissioner to sit on the Commission in lieu of any member thereof when any such member is, for any lawful reason, unable to sit on the Commission.

Period of nomination.

4. When the Commission is informed by the Chairman that a vacancy occurs amongst the elected members of the Board, it shall, as soon as may be, cause a notice to be published in the Government Gazette and in all daily local newspapers specifying the place, days and times during which nominations of candidates for election to the Board will be received by the Registrar.

Nominations.

5. A candidate shall be nominated in writing on a form in accordance with the specimen contained in Part I of the First Schedule to these regulations:

Provided that where the persons entitled to vote at an election are less than three, a candidate shall apply in writing on a form in accordance with the specimen contained in Part II of the First Schedule to those regulations.

Notification of elections.

6. If the nominations received exceed the number of vacancies on the Board, an election shall be held. The Commission shall then, as soon as may be, publish a notice in the Government Gazette specifying the place, the days and times during which the election shall be held and the names of the candidates seeking election.

Ballot papers.

7. The ballot paper to be used for the purpose of the election shall be in accordance with the specimen contained in the Second Schedule to these regulations, and shall be initialled by a member of the Commission.

Place of voting.

8. Any voter, independently of his place of residence, may vote either in Malta or in Gozo.

Ballot booth, etc.

9. The appropriate ballot paper shall be delivered to voters personally by one of the Election Commissioners in the room in which the ballot booth is placed, and in no case shall any person be permitted to take any ballot paper out of such room nor shall any ballot paper be taken out of the sight of the Election Commissioner until it is dropped in the ballot box. No individual, other than the person voting and Election Commissioner, shall be allowed in the ballot room.

Manner of voting.

10. A voter shall record his vote in secret by means of one cross placed against the name of each candidate for whom he votes.

Record of voters.

11. The Commission shall keep a record of the persons who vote.

No voting after closing time.

12. No voting shall take place after the expiration of the time fixed by the Commission for the voting except by persons who are present for voting at the expiration of such time.

Counting of votes.

13. As soon as may be after the end of the voting the Commission shall count the votes cast.

Invalid votes.

14. When a larger number of votes than is required is registered on the ballot paper, the ballot shall be declared invalid by the Commission.

Elected candidates.

15. The candidates who obtain the largest number of votes shall be declared elected.

Partial elections.

16. If two or more candidates obtain an equal number of votes not all of which are to be declared elected, a partial election amongst those candidates shall be held in accordance with the provisions of regulations 6 to 15 of these regulations.

Election results.

17. The Commission shall forthwith report the result of the election to the Registrar of the Board who shall forward it to the Minister of Health for publication in the Government Gazette.

Commission's decisions.

18. (1) No appeal shall lie from any decision of the Commission unless it is made to the Chairman of the Board within twenty-four hours from the decision.

(2) The provisions of paragraph (1) of this regulation shall not apply to the result of any election held under these regulations, in which case the decision of the Commission shall be final.

FIRST SCHEDULE

PART I

(Regulation 5)

Nomination Form for Candidates for Election to the Board for the Professions Supplementary to Medicine.

We, the undersigned, being voters entitled to vote at an election of the Board for the Professions Supplementary to Medicine for

(a) one ..... (*)

(b) one ..... (*)
etc.

do hereby nominate ..... (**)

registered in the ..... (**)
(Register)

and whose address is ..... (**)
as candidate for the said election.

Proposer: Name ..... (Block letters)

Signature ..... Date .....

Registered in the .....

Seconder: Name ..... (Block letters)

Signature ..... Date .....

Registered in the .....

Declaration by Person Nominated

I, ..., whose name appears on the
(full name in block letters)

..... accept the above namination.
(Register)

Date .....

.....
(Candidate's signature)

(*) Strike out the paragraphs which do not apply.

(**) In block letters.

PART II

Application by Candidate for Election to the Board for the Professions Supplementary to Medicine.

I, the undersigned, ...,

residing at .....,

being a voter entitled to vote at an election of the Board for the Professions Supplementary to Medicine for .....

do hereby present my name as a Candidate for election by .....

My name is registered in the ..... Register

Name: ..... (Block letters)

Signature: .....

Date: .....

SECOND SCHEDULE

(Regulation 7)

Ballot Paper

FOR USE BY .....

VOTING FOR ELECTION OF A CANDIDATE TO THE BOARD FOR THE PROFESSIONS SUPPLEMENTARY TO MEDICINE

(In terms of paragraph (d) of subsection (2), of section 28G of the Department of Health (Constitution) Ordinance, Cap. 148).

Names of Candidates (in alphabetical order)	Place a cross in this part against the name of the candidate for whom you wish to vote

VOTE FOR ..... CANDIDATES(S)
(only)

Initials of Election Commissioner .....

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