



2011 BY-ELECTION

REPORT TO THE WIRI LICENSING TRUST

From the Electoral Officer

26 April 2011

Outline

Following the resignation of Waina Emery, an extraordinary vacancy occurred for the Wiri Licensing Trust. Under legislation, a by-election is required to be held to fill the extraordinary vacancy, and a date of Friday 10 June 2011 was adopted.

However, when nominations closed, only one nomination had been received for the one vacancy. Accordingly, Phil Kingsley-Jones is duly declared elected unopposed to the Wiri Licensing Trust.

The by-election was conducted satisfactorily, on time and met all legislative and practical requirements.

This report summaries the electoral process.

1. INTRODUCTION

1.1 Background

In mid-March 2011, Wiri Licensing Trust member Waina Emery resigned as she was moving out of the Trust district. Under the Sale of Liquor Act 1989, an elected member of a licensing trust is required to reside within the Trust district.

Accordingly an extraordinary vacancy was created and when this occurs outside of the 12 months before the next triennial election, the Local Electoral Act 2001 requires a by-election to be held.

2. NARRATIVE

2.1 Parameters

The Wiri Licensing Trust is a Local Licensing Trust defined in Part Two of the Third Schedule of the Sale of Liquor Act 1989.

The Trust district covers parts of the Manukau and Manurewa-Papakura Wards of the Auckland Council and contains approximately 42,000 residential electors. The Trust has six members elected at-large from the Trust district.

2.2 Timetable

A by-election date of Friday 10 June 2011 was set with the following key dates:

- | | |
|------------------------------|---|
| • Nominations/roll open | Thursday 24 March 2011 |
| • Nominations/roll closes | noon, Thursday 21 April 2011 |
| • delivery of voting mailers | from Thursday 19 May 2011 |
| • voting period | Thursday 19 May 2011 to Friday 10 June 2011 |
| • close of voting | noon, Friday 10 June 2011 |

A more detailed timetable is attached ([Appendix 1](#)).

2.3 Electoral Roll

It was anticipated that there would be approximately 42,000 electors for the by-election.

A preliminary electoral roll was compiled for the by-election which contained 42,693 electors. This roll was available for public inspection from Thursday 24 March 2011 to Thursday 21 April 2011 at the following locations:

- electoral office, Independent Election Services Ltd, 24 Wellesley Street West, Auckland;
- Wiri Licensing Trust office, 254 Roscommon Road, Wiri;
- Manukau Library and Research Centre, 3 Osterley Way, Manukau;
- Manurewa Library, 7 Hill Road, Manurewa;
- Te Matariki Clendon Library, 17 Palmers Road, Clendon.

2.4 Nominations

The nomination period was from Thursday 24 March 2011 to noon, Thursday 21 April 2011.

Only one nomination was received by close of nominations and this was for Phil Kingsley-Jones (*Manurewa Action Team*).

A physical by-election (issuing of voting documents etc) was therefore not required and Phil Kingsley-Jones was duly declared elected unopposed.

2.5 Public Notices/Press Releases

2.5.1 Public Notices

A public notice calling for nominations appeared in the Manukau Courier on 25 March 2011 ([Appendix 2](#)).

A public notice advising of the election result will appear in the Manukau Courier on 28 April 2011 ([Appendix 3](#)).

2.5.2 Press Releases

A press release calling for nominations was made on 24 March 2011 ([Appendix 4](#)).

A press release advising of the election result was made on 21 April 2011 ([Appendix 5](#)).

2.6 Cost

The cost to conduct the by-election was budgeted at \$1.55 + GST per elector whose name appears on the electoral roll. For 42,000 electors, this equated to \$65,100 + GST.

Under a contract exchanged on 24 March 2011 between the Trust and Independent Election Services Ltd, if a physical election was not required (due to the number of candidates not exceeding the number of vacancies), 15% of the total cost would apply.

For 42,693 electors, the full cost of the election would have been \$66,174.15 + GST. 15% of this sum therefore equates to \$9,926.12 + GST. An amended invoice for this sum is attached for the Trust's attention.

3. SUMMARY

The by-election of one member to the Wiri Licensing Trust successfully concluded on 21 April 2011, when Phil Kingsley-Jones was duly declared elected unopposed.

Thank you for the opportunity of providing to the Trust an independent electoral service. Should you require any additional information relating to this by-election, or any other electoral requirements, please do not hesitate to contact us.

Author



Dale Ofoske
Electoral Officer
Independent Election Services Ltd
for Wiri Licensing Trust

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2011 BY-ELECTION TIMETABLE

Friday 10 June 2011

(42,000 electors)

Thursday 24 March 2011

NOMINATIONS OPEN
ROLL OPEN for inspection [sec 42 LEA]

Friday 25 March 2011

Public notice of by-election, inspection of electoral roll
[sec 42, 52 LEA]

Thursday 21 April 2011

NOMINATIONS CLOSE (12 NOON)
ROLL CLOSES [sec 42 LEA]

Thursday 28 April 2011

Public notice of day of by-election [sec 65 LEA]

Monday 16 May 2011

Electoral officer certifies final electoral roll [sec 51, LEA]

Thursday 19 May 2011 –
Saturday 21 May 2011

DELIVERY OF VOTING DOCUMENTS

Friday 20 May 2011 –
Friday 10 June 2011

Progressive roll scrutiny [sec 83, LEA]

Special voting period

Friday 10 June 2011

BY-ELECTION DAY

Voting closes 12 noon – counting commences [sec 84,
LEA]

Preliminary results available as soon as practicable [sec
85, LEA]

Official declaration of results [sec 86, LEA]

Tuesday 14 June 2011

Public notice of declaration of results [sec 86, LEA]

by Tuesday 9 August July 2011

Return of electoral expenses & donation forms

Dale Ofsoske
Electoral Officer
Independent Election Services Ltd
for Wiri Licensing Trust
March 2011
LEA = Local Electoral Act 2001

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NOTICE OF BY-ELECTION NOMINATION OF CANDIDATES AND CLOSING DATE FOR NOMINATIONS

As a result of an extraordinary vacancy, under section 120 of the Local Electoral Act 2001, notice is given that on Friday, 10 June 2011, a by-election will be held under the first-past-the-post electoral system by postal vote for one trustee for the Wiri Licensing Trust.

NOMINATIONS

Each candidate must be nominated on a nomination paper obtainable during normal business hours from Thursday, 24 March 2011 by:

- **visiting the electoral office**, Independent Election Services Ltd, Ground Floor, Bledisloe House, 24 Wellesley Street West, Auckland
- **visiting the Wiri Licensing Trust office**, 254 Roscommon Road, Wiri
- **phoning 09 973 5212**
- **accessing www.wiritrust.org.nz**

Nominations of candidates must be received at the electoral office (at the above address) no later than noon on Thursday, 21 April 2011. Nominations must be accompanied by a deposit of \$200 (GST inclusive), which is payable by cash or cheque.

A candidate may submit a candidate profile statement with their nomination paper for sending out with the voting documents to electors. An attachment to the nomination paper outlines rules and procedures governing candidate profile statements.

ELECTORAL ROLL

The electoral roll to be used for this by-election closes at 4pm on Thursday, 21 April 2011 and can be inspected during normal business hours at:

- **the electoral office**, Independent Election Services Ltd, Ground Floor, Bledisloe House, 24 Wellesley Street West, Auckland
- **Wiri Licensing Trust office**, 254 Roscommon Road, Wiri
- **Manukau Library and Research Centre**, 3 Osterley Way, Manukau
- **Manurewa Library**, 7 Hill Road, Manurewa
- **Te Matariki Clendon Library**, 17 Palmers Road, Clendon

Enrolment for inclusion on the residential electoral roll is conducted through the Electoral Enrolment Centre of New Zealand Post. Applications for enrolment should be made through your local PostShop.

Following closure of the roll, the electoral officer may, on application of any person who is or claims to be entitled to be enrolled or any other person or otherwise, make any necessary corrections to the names, addresses, occupations, abbreviations or marks appearing in the electoral roll.

Dated at Auckland, 24 March 2011
Dale Ofsoske, Electoral Officer
Independent Election Services Ltd
for Wiri Licensing Trust
Phone: 09 973 5212

WIRI TRUST
WIRI LICENSING TRUST

DECLARATION OF RESULT OF BY-ELECTION

NOMINATIONS RECEIVED

Notice is given under section 65 of the Local Electoral Act 2001 that the following person has been duly nominated as a candidate for the by-election being held for the Wiri Licensing Trust (one vacancy):

Phil KINGSLEY-JONES (*Manurewa Action Team*)

As the number of candidates does not exceed the number of vacancies, under section 63 of the Local Electoral Act 2001, Phil KINGSLEY-JONES is declared duly elected to the Wiri Licensing Trust.

Dated at Auckland, 21 April 2011
Dale Ofsoske, Electoral Officer
Independent Election Services Ltd
for Wiri Licensing Trust
Phone: 09 973 5212

WIRI TRUST

WIRI LICENSING TRUST

Media release

24 March 2011

Nominations open for Wiri Licensing Trust by-election

Nominations are sought for the position of one elected member for the Wiri Licensing Trust following the resignation of Waina Emery last month.

A by-election will take place on Friday 10 June 2011.

Nominations for the position open today (Thursday 24 March 2011) and close at noon, Thursday 21 April 2011.

To be eligible to stand for the position, a candidate must be a New Zealand citizen who is enrolled as a Parliamentary elector within the Wiri Licensing Trust area.

Candidates must be nominated on a nomination paper obtainable during normal business hours from one of the following places:

- electoral office, Independent Election Services Ltd, ground floor, Bledisloe House, 24 Wellesley Street West, Auckland
- Wiri Licensing Trust office, 254 Roscommon Road, Wiri, Manukau
- www.wiritrust.org.nz
- by phoning (09) 973 5212

A postal ballot of approximately 42,000 electors will commence on Thursday 19 May 2011 when voting packs are delivered. All votes must be returned by noon, Friday 10 June 2011.

More by-election information can be found on www.wiritrust.org.nz

Ends

For further information, please contact:
Dale Ofsoske, electoral officer,
ph (09) 973 5212

WIRI TRUST

WIRI LICENSING TRUST

Media release

21 April 2011

Nominations close for the Wiri Licensing Trust by-election

When nominations closed today at 12 noon for the Wiri Licensing Trust by-election (following the resignation of sitting member Waina Emery) only one nomination had been received.

Accordingly, Phil Kingsley-Jones (*Manurewa Action Team*) has been declared elected to the Wiri Licensing Trust.

The postal by-election scheduled to close on Friday 10 June 2011 is therefore not required.

Visit www.wiritrust.org.nz for more information.

Ends

For further information, please contact:

Dale Ofoske
Electoral officer
ph (09) 973 5212