

Nomination for Mayor or Councillor – nomination by 2 electors

2024 NSW Local Government elections

Candidate

A candidate must be enrolled in the council area for which they are nominated.

Enrolled means: enrolled on the residential roll, the non-residential roll or the roll of occupiers and ratepaying lessees by the close of rolls for the election.

Note: See over page for more information and provisions of the *Local Government Act 1993* about qualification and disqualification for civic office.

Mayor nominators

A person must be nominated as a candidate for Mayor by at least 2 electors enrolled in the council area.

A person cannot nominate more than 1 person for Mayor.

Councillor nominators

A person must be nominated as a candidate for Councillor in the following manner:

- where the council area is undivided (no wards) by at least 2 electors enrolled in the council area.
- where the council has wards by at least 2 electors enrolled in the ward the candidate is contesting.

A person cannot nominate more candidates for Councillor than the number to be elected in a council area (undivided) or ward.

City of Sydney

In the City of Sydney Council, a candidate for Lord Mayor must also be a candidate for Councillor. If elected as Lord Mayor the person must accept that office and cannot be elected as Councillor.

General information

- The candidate must complete Parts A, B, C and D of this form. Part E is optional.
- At least 2 nominators must complete Part B of this form.
- The nomination must be accompanied by a nomination deposit of \$125.00 per position. When lodging online nominations through the nomination online management system the deposit can be made electronically, (by Visacard or Mastercard credit or debit cards only).
- In person the deposit must be in the form of cash or by bank cheque or credit union or building society cheque made out to the NSW Electoral Commission. Payment cannot be made by personal cheque, company cheque, money order, BPay, EFTPOS or credit card.

Councillor request to form a group

In an election where there are 2 or more Councillors to be elected, 2 or more candidates may request to form a group on the ballot paper by lodging a **Request to form a group LG.204** form with the Returning Officer prior to the close of nominations. Individual nomination forms must also be lodged.

The nomination deposit is capped at \$625 for a group of 6 or more.

Lodgement of nominations

A completed nomination form, nomination deposit, and request to form a group (if applicable), can only be lodged between the close of roll date and 12 noon on nomination day.

Please refer to the NSW Electoral Commission website elections.nsw.gov.au for the election calendar and location of returning officer's offices.

Amendments to a nomination form

Once a nomination form has been lodged, amendments to the following details will only be accepted by the Returning Officer if an **Amendment to a nomination LG.232** form completed by the candidate is lodged before 12 noon on nomination day.

Amendments to the following details on a nomination form will only be accepted by the Returning Officer if the candidate completes the **Amendment to a nomination LG.232 form**:

- Candidate contact details; or
- Ballot paper given name; or
- I do/I do not want 'Independent' printed on the ballot paper next to my name.

Local Government Act 1993

Please note these provisions are current at the time of printing (February 2021). You should refer to the latest version of the Local Government Act on the NSW Legislation website legislation.nsw.gov.au/view/html/inforce/current/act-1993-030 and obtain independent legal advice if uncertain whether you are disqualified from holding civic office.

274 What are the qualifications for civic office?

A person is qualified to hold civic office if—

- (a) the person is entitled to be enrolled as an elector, and
- (b) the person is not disqualified from holding civic office by this Act, and
- (c) the person is not prevented from being elected to civic office by section 276(2).

275 Who is disqualified from holding civic office?

(1) A person is disqualified from holding civic office—

- (a) while disqualified from being an elector, or
- (a1) while a member of the Parliament of New South Wales, except as provided by subsections (5) and (7), or
- (b) while a judge of any court of the State or the Commonwealth, or
- (c) while serving a sentence (including a sentence the subject of an intensive correction order) for a serious indictable offence or any other offence, except a sentence imposed for a failure to pay a fine, or
- (d) if he or she is while holding that office, or has been within 2 years before nomination for election, election or appointment to the office, convicted of an offence under the regulations made for the purposes of section 748(3), or
- (e) if he or she is while holding that office, or has been within 7 years before nomination for election, election or appointment to the office, convicted in New South Wales of an offence that is punishable by imprisonment for 5 years or more, or convicted in another State or Territory, or under a law of the Commonwealth, of an offence that, if committed in New South Wales, would be an offence so punishable, or
- (e1) if he or she is while holding that office, or has been within 2 years before nomination for election, election or appointment to the office, convicted of an offence under the *Election Funding, Expenditure and Disclosures Act 1981* or the *Electoral Funding Act 2018* that is punishable by imprisonment for 2 years or more, or
- (f) while a surcharge, payable by the person under Part 5 of Chapter 13 and not paid within 6 months after it became payable, remains unpaid, or
- (g) while disqualified from holding a civic office under a provision of this Act or Part 4A of the *Crimes Act 1900* (Corruptly receiving commissions and other corrupt practices), or
- (h) while disqualified from managing a corporation under Part 2D.6 of the *Corporations Act 2001* of the Commonwealth.

(1A) If—

- (a) an order for suspension from civic office for misconduct is made (after the commencement of this subsection) against a person under this Act by the Departmental Chief Executive or the Civil and Administrative Tribunal on a referral from the Departmental Chief Executive, and
 - (b) it is the third or subsequent such order that has been made against the person (including orders made before the commencement of this subsection),
the person is disqualified from holding civic office for 5 years after the date the order takes effect.
- (2) A person is disqualified from holding civic office on a council if he or she is an employee of the council or holds an office or place of profit under the council.
- (3) A person is not disqualified from holding a civic office only because, while holding the civic office, the person ceases to be a resident in the area, to own property in the area or to be an occupier or ratepaying lessee of rateable land in the area.
- (4) A person is taken not to be disqualified from holding civic office if the former Administrative Decisions Tribunal or the Civil and Administrative Tribunal, in proceedings under section 329, has refused to order the dismissal of the person in circumstances to which subsection (4) of that section applies.
- (5) If—
- (a) on the commencement of this subsection, a member of the Parliament of New South Wales is a councillor or mayor, or
 - (b) after the commencement of this subsection, a councillor or mayor becomes a member of the Parliament of New South Wales,
the person is not disqualified from holding civic office because of subsection (1)(a1) for the balance of the person's term of office as a councillor or for the period of 2 years (whichever is the shorter period).
- (6) Subsection (5) does not apply where a councillor or mayor becomes a member of the Parliament of New South Wales after the commencement of that subsection and within 12 months after last ceasing to be a member of that Parliament.
- (7) Despite anything to the contrary in this Chapter, a member of the Parliament of New South Wales is not disqualified because of subsection (1)(a1) from being nominated for election or being elected to a civic office. If elected, the person is disqualified from holding that civic office unless—
- (a) the person has ceased to be a member of that Parliament before the first meeting of the council concerned after the election, or
 - (b) it is an election as mayor by the councillors during the period that the person is not disqualified by the operation of subsection (5).

Note—If a person while holding civic office becomes subject to disqualification under this section, the office becomes vacant under section 234.

276 What is the effect of disqualification?

- (1) A person who is disqualified from holding civic office may not be elected or appointed to a civic office and may not hold, or act in, a civic office.
- (2) A person who vacates the office of councillor by resignation or disqualification may not be elected to a civic office in the same area (and may not hold, or act in, a civic office in the same area) until—
 - (a) if the person is not disqualified—the first anniversary of the vacation of office, or the next ordinary election for the area (whichever occurs first), or
 - (b) if the person is disqualified—the first ordinary election after the person ceases to be disqualified.
- (3) A person convicted of an offence under Part 6 of Chapter 16 for acting in a civic office while disqualified under section 275—
 - (a) is disqualified from holding civic office for 7 years from the time of conviction, unless the court determines a shorter period, and
 - (b) is not entitled to receive or recover from the council any money relating to the civic office in respect of the period in which the person is disqualified.
- (4) The council may, within 2 years after the person so convicted receives money from the council relating to the civic office in respect of the period in which the person is disqualified, recover the money from the person as a debt.

283 Double candidature

- (1) A person may be a candidate for election as mayor and a candidate for election as a councillor at the same time.
- (2) If a person is elected by the electors as mayor and the person is also a candidate for election as a councillor, the votes cast for the person as a councillor are not to be counted for that person but are to be distributed as prescribed by the regulations.

Election campaign finances

Candidates and groups must not accept political donations or make payments for electoral expenditure before 12 noon on nomination day unless they first register with the NSW Electoral Commission. Registration forms must be lodged by 12 noon on nomination day.

To apply to be registered go to Funding and Disclosure Online at: elections.nsw.gov.au/Funding-and-disclosure

Members of a group, who are not the lead candidate, should apply to register as candidates first, so that the lead candidate can then easily register the group.

If you are the lead candidate of a group, you can apply to be registered as a candidate and apply for the group to be registered in the same online application. When completing the application you can search for and select the registered candidates who are members of the group.

For more information about the registration process refer to the Candidate Handbook or go to elections.nsw.gov.au. If you have any questions about the registration process or accessing and using our online services contact us on 1300 022 011 or send us an enquiry using the [Contact Us](#) form on our website elections.nsw.gov.au.

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Instructions: This form **must** be accompanied by the nomination deposit of \$125 per candidate (capped at \$625 for a group of 6 or more) if the nomination deposit for the group is paid when lodging together with the **Request to form a group LG.204** form. It is the responsibility of candidates to ensure that all applicable forms and the deposit are lodged from 8am on Monday, 5 August 2024 to 12 noon on nomination day, Wednesday 14 August 2024. You can complete and lodge your nomination online using the Nominations Online Management system. Hard copy (physical) nominations must be lodged with the Returning Officer of the local government area being contested. For information visit: elections.nsw.gov.au or call the candidate helpdesk on 1300 022 011.

Privacy statement: NSW Electoral Commission collects information on this form for the purposes of processing nominations, to contact candidates and nominators to send information, reminders or surveys about the election and to support our functions. Our staff and contractors have access to the information in this form. We may disclose this information to third-party providers to carry out our functions, and to others if legally required or authorised. We publish the candidate's name and enrolled suburb, town or locality on our website, and if elected, we provide the candidate's contact details to parliament. If the information required by this form is not provided, we may not be able to process this nomination. See the [Privacy Management Plan](#) on our website about access to and correcting your personal information.

Part A – Candidate details

We, the nominators (as set out in Part B), propose for nomination as a candidate:

<input type="text"/>		
SURNAME OF CANDIDATE (AS ENROLLED)		
<input type="text"/>	<input type="text" value="DD / MM / YYYY"/>	
GIVEN NAME(S) OF CANDIDATE (AS ENROLLED)	DATE OF BIRTH	
<input type="text"/>	<input type="text"/>	<input type="text"/>
FULL RESIDENTIAL ADDRESS (AS ENROLLED)	SUBURB/TOWN	POSTCODE
<input type="text"/>	<input type="text"/>	
FOR ELECTION AS (WRITE EITHER COUNCILLOR OR MAYOR)	TO BE HELD IN COUNCIL (WRITE COUNCIL NAME)	
<input type="text"/>	<input type="text"/>	
WARD (WRITE WARD NAME IF APPLICABLE)	ON SATURDAY (WRITE DATE OF ELECTION)	

Candidate contact details

For contact by the NSW Electoral Commission only (please print clearly).

Note: If elected, your contact details will be provided to council by the NSW Electoral Commission.

<input type="text"/>	<input type="text"/>
MOBILE NUMBER	DAYTIME CONTACT NUMBER
<input type="text"/>	
EMAIL ADDRESS	

Public and media: Please provide contact details for release to the public and media via the NSW Electoral Commission website. You may complete none, some or all of this section. Please ensure you have approval from your employer and/or Council (if you are a current elected Mayor or Councillor) to use a work email address, work website or work contact phone number for public display. Please note: contact details will not be amended on the NSW Electoral Commission website following 12 noon nomination day.

<input type="text"/>	<input type="text"/>
MOBILE NUMBER	DAYTIME CONTACT NUMBER
<input type="text"/>	
EMAIL ADDRESS	
<input type="text"/>	
WEBSITE	

Part A - Candidate details (continued)

Ballot paper details

I, the above named candidate:

1. Request that my name should be printed on the ballot-papers for the election in the following form:

SURNAME (AS ENROLLED)

GIVEN NAME (AS ENROLLED)*

- I request that the word 'Independent' be printed below my name on the ballot papers, OR
 I DO NOT request that the word 'Independent' be printed below my name on the ballot papers

Candidate consent

2. Declare that to the best of my knowledge and belief **(please tick one box)**

- I was enrolled as an elector for the area as at the closing date for the election, OR
 My name has been mistakenly or accidentally omitted from the roll of electors.

3. Consent to being proposed for nomination.

4. Declare that, to the best of my knowledge and belief, I am I am not **(tick one box)** a property developer (within the meaning of Division 7 of Part 3 of the *Electoral Funding Act 2018*)

***Note:** please ensure you have read and ticked all relevant boxes above before signing your consent to your nomination.

1. See the attached page for the provisions of the *Local Government Act 1993* covering qualification and disqualification for a civic office.

2. An alternative form of a candidate's given name may only be:

- a) an initial standing for that name, or
b) a commonly accepted variation of the name (including an abbreviation or truncation of that name or an alternative form of that name), or
c) a commonly used other name specific to the candidate by which the candidate is usually identified (if the returning officer is satisfied that the proposed name is a commonly used other name specific to the candidate by which the candidate is usually identified), will be printed in brackets next to the candidate's enrolled given name).

3. In item 4, a property developer (within the meaning of Division 7 of Part 3 of the *Electoral Funding Act 2018*) includes a close associate of a property developer.

SIGNATURE OF CANDIDATE

DATE

ELECTION OFFICIAL/NSW ELECTORAL COMMISSION USE ONLY

DATE RECEIVED

TIME RECEIVED

AM

PM

DEPOSIT RECEIPT NUMBER

ELECTION OFFICIAL NAME

ELECTION OFFICIAL SIGNATURE