

Report on the conduct of the election

Manly State by-election

8 April 2017

The New South Wales Electoral Commission (NSWEC)

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Commission.

The Hon. Gladys Berejiklian MP
Premier
52 Martin Place
SYDNEY NSW 2000

Dear Premier

I am pleased to submit my report on the
conduct of the State By-election held on
Saturday 8 April 2017 for the Legislative
Assembly District of Manly.

Yours sincerely



John Schmidt
Electoral Commissioner
30 November 2017

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Foreword

This report provides information on the conduct of the by-election held for the Manly Electoral District on 8 April 2017 following the resignation of The Hon. Mike Baird.

The Writ for the Manly By-election was issued on Friday 17 March 2017, giving the New South Wales Electoral Commission (NSWEC) three weeks to prepare the by-election.

The conduct of the election proceeded smoothly. The turnout and informality rates for the Manly By-election were 79.79 per cent and 2.60 per cent, respectively.

The NSWEC provided the first preference count on election night and declared the poll on Thursday 13 April 2017, 5 days after the election. This was within the range for declaration of the poll for earlier State by-elections.

The delivery of efficient, accurate and trusted elections, in accordance with NSW electoral legislation, relies heavily upon the capability of NSWEC staff. I would like to take this opportunity to record my thanks to these staff and the NSWEC's suppliers and contractors for their contribution and commitment to the successful conduct of the Manly By-election.

Overview

By-election outcome

The candidate elected at the Manly By-election on 8 April 2017 was James Griffin (The Liberal Party of Australia, New South Wales Division) with 18,775 votes, 43.8 per cent of first preference votes.

Candidates standing for election

Candidate Name	Party Affiliation
Haris JACKMAN	Independent
John COOK	Independent
Kerry BROMSON	Voluntary Euthanasia Party (NSW)
Annie WRIGHT	Christian Democratic Party (Fred Nile Group)
Clara WILLIAMS ROLDAN	The Greens
James GRIFFIN	The Liberal Party of Australia, New South Wales Division
Brian CLARE	
Ron DELEZIO	Independent
Kathryn RIDGE	Independent
Victor WATERSON	
W BUSH	Independent
Ellie ROBERTSON	Animal Justice Party

Cost data

Cost of By-election	\$703,668
Cost per Elector	\$12.77

By-election summary

Enrolment	
Total Electors	55,105
Electors enrolled or re-enrolled via SmartRoll	1,636
Voting venues	
Pre-poll venues	3
Polling Places (including Pre-poll and Declared Institutions)	28
Staff employed for election	188
Voter Turnout	
Formal votes	42,827
Informal votes	1,143
Total votes	43,970
Voter turnout rate	79.79%
Formality rate	97.40%
Non-voting penalty notices issued	8,909 ¹
Penalty notices issued as % of Roll	16.17%
Voting Options used by Electors	
Ordinary	32,645
iVote	2,296
Postal	2,337
Pre-poll	5,878
Declared Institution	57
Enrol and vote	398
Provisional/Silent	93
Absent	266
Candidates	
Total candidates	12

¹ A penalty notice is withdrawn if an elector provides a valid excuse for not voting. At the date of this report the enforcement process for failure-to-vote penalty notices for this by-election had not yet been completed.

By-election key dates

Date	Matter
Friday 17 March	Issue of Writ
Friday 17 March	Commencement of capped expenditure period
Friday 17 March	Candidate and third-party campaigner registration opens
Friday 17 March	Close of Authorised Roll (6:00pm)
Friday 17 March	Candidate nominations open
Wednesday 22 March	Close of party nominations at NSWEC HO (12 noon)
Thursday 23 March	Close of nominations at RO office (12 noon)
Thursday 23 March	Candidate registrations close (12 noon)
Thursday 23 March	Ballot paper draw (2:00pm)
Thursday 23 March	Registration of Electoral Materials commences
Monday 27 March	Pre-poll voting opens (8:00am-6:00pm)
Wednesday 29 March	iVote Registration opens (10:00am)
Friday 31 March	Registration of Electoral Material closes (5:00pm)
Friday 31 March	Registration of third-party campaigners closes (5:00pm)
Monday 3 April	iVote voting opens (8:00am)
Monday 3 April	Postal vote application (outside Australia) closes (6:00pm)
Monday 3 April	Declared Institution voting starts
Wednesday 5 April	Postal vote application (within Australia) closes (6:00pm)
Friday 7 April	Pre-poll voting closes (6:00pm)
Friday 7 April	Declared Institution voting ends
Saturday 8 April	Election Day (8:00am-6:00pm)
Saturday 8 April	End of capped expenditure period
Saturday 8 April	iVote registration closes (1:00pm)
Saturday 8 April	iVote voting closes (6:00pm)
Wednesday 12 April	Receipt of postal votes declarations closes (6:00pm)
Thursday 13 April	Declaration of Poll
Thursday 13 April	Writ returned
Tuesday 16 May	Last day for return of Writ

Features of the Manly By-election



1. Internet and telephone voting (iVote)

The *Parliamentary Electorates and Elections Act 1912* provides for internet and telephone voting (iVote) to be used in Parliamentary by-elections

Both online and telephone voting were provided for the Manly by-election, with online voting being the preferred option for electors who use iVote.

The criteria applied to electors seeking to use iVote were the same as in other NSW Parliamentary elections. Electors were eligible to use iVote if they:

- had a visual impairment;
- had a disability;
- had their place of living 20 kilometres or more from a polling place; or
- were outside NSW on election day.

Registration to use iVote was open between 29 March 2017 and 8 April 2017. Voting using iVote commenced 3 April 2017 and closed 8 April 2017.

There were 2,296 iVotes cast (5.23 per cent of total votes).



2. Automatic enrolment and re-enrolment

The NSWEC uses its SmartRoll system to increase elector enrolment through automatic enrolment and change of enrolment details. The SmartRoll system makes use of data held by other NSW public sector agencies, such as licensing authorities and the Registry of Births, Deaths and Marriage, as well as the Australian Electoral Commission. Changes of address and other information relevant to enrolment are forwarded automatically to the NSWEC when eligible electors update their details with certain government agencies.

At the time of the Manly By-election, 55,105 electors were on the roll. Through the use of SmartRoll 1,636 Manly electors, 2.97 per cent of the total number of electors in that district, were either newly enrolled or had their enrolment details updated.

Area

31.68 square kilometres

Postcodes

2088, 2092, 2093, 2094, 2095, 2096, 2099, 2100

Localities

Balgowlah, Balgowlah Heights, Brookvale, Clontarf, Curl Curl, Dee Why, Fairlight, Freshwater, Manly, Manly Vale, Mosman, North Balgowlah, North Curl Curl, North Manly, Queenscliff, Seaforth.

Demographic profile

The 2016 census revealed that Manly had 80,327 residents (excluding overseas visitors) of whom 51.0 per cent were female (40,987) and 49.0 per cent were male (39,339). Indigenous Australians made up 0.4 per cent (358) of the population.

The median age was 37 years, slightly above the overall average for Australia of 38. Approximately 10,268 aged 65 or over (12.8 per cent) and 24.8 per cent were aged under 20.

Just under 50,000 (61.4 per cent) of residents were born in Australia. The most frequent countries of birth after Australia were England (9.6 per cent), New Zealand (2.8 per cent), South Africa (1.5 per cent), United States of America (1.5 per cent) and Brazil (1.3 per cent).

Throughout the electorate, 79.1 per cent of people speak only English at home. Other languages spoken at home included:

- Portuguese (1.5 per cent)
- French (1.2 per cent)
- Italian (1.2 per cent)
- Spanish (1.1 per cent)
- German (1.1 per cent)

Historical electoral representation

Previous recent State representation for the Manly District has been:

Date	Name	Party
2017 - Present	James Henry GRIFFIN	Liberal Party
2007 – 2017	(Mike) Michael Bruce BAIRD	Liberal Party
1999 – 2007	David BARR	Independent
1991 – 1999	Peter Alexander Cameron MACDONALD	Independent

Services to electors

The NSWEC undertook an advertising and communication campaign to raise awareness of the Manly By-election and provide necessary information to electors and candidates.

The major aspects of this strategy involved:

- Paid advertisements
- an elector brochure sent to each enrolled elector;
- active social media posting and moderation (Facebook, Twitter, Instagram); and
- active media liaison

All communications activity directed people to the NSWEC website which provided further detailed information about the election.

Advertising

The *Parliamentary Electorates and Elections Act 1912* prescribes that certain advertising must occur. The advertising strategy for the Manly By-election involved placing newspaper advertisements in state-wide and local newspapers supporting the following phases of the election:

- Issue of Writ / Nominations information
- Early voting options – including pre-poll, postal, iVote and register electoral material
- Remember to vote – including a list of candidates

Paid advertisements comprised print, boosted Facebook posts and digital display. The digital display advertisements were placed to target eligible iVote users who were interstate or overseas.

Elector brochure

All enrolled electors were sent a personalised elector brochure to their nominated mailing address. The brochure contained information about the by-election including early voting options and a list of polling places. 54,806 brochures were distributed to electors. See Appendix A for brochure artwork.

Media liaison

Targeted media releases supported the various phases of the election. The media officer provided live and pre-recorded radio interviews as required and answered media enquiries to assist the media cover the elections.

NSWEC website

The NSWEC's website provided a range of information concerning participation in the by-election, including the election timetable, employment opportunities, enrolment, polling places, candidate requirements, names of candidates and poll results.

Use of the NSWEC's website is typically greatest on election night when users seek information on results. On election night, the Manly By-election results page had 3,395 unique views.

Election reminder service

This reminder service enables electors to register with the NSWEC to be kept notified, by SMS message, email, or both, of impending elections and sent one or more reminders to vote.

For the Manly by-election, the total number of email reminders sent was 1,645. There were 1,451 SMS reminders. In all, 898 electors availed themselves of the service.

Service standards

The NSWEC seeks to meet the expectations of electors about its electoral services and to this end has developed a Service Charter which outlines the NSWEC's election service standards. The 2014-16 NSW State Election Service Commitments Charter was the overall service standard for this by-election. In short, the NSWEC undertakes to:

- Foster participation in the democratic process
- Provide seamless service delivery
- Be customer focussed and commercially minded
- Be innovative and fast adaptors

The Service Charter can be found at Appendix D.

Culturally and linguistically diverse electors

The Manly electoral district is not considered to be a high culturally and linguistically diverse (CALD) district. Nevertheless, all electors had access to interpreters via the Translating and Interpreting Service. This service was promoted in the on-line training for polling place managers and election officials.

Electors with disabilities and access to polling places

Securing appropriate premises for polling places can be difficult. The NSWEC does not own facilities within electoral districts. The pool of available rental premises is limited by the short-term nature of the lease and the NSWEC's space, accessibility, location and workplace health and safety requirements.

As far as practically possible, the NSWEC aimed to provide accessible and appropriately sited polling places for the Manly By-election. Detailed information was provided to assist electors with mobility issues or other disabilities to locate the most suitable polling place. This access information was provided on the NSWEC's website, in the elector brochure and by NSWEC staff.

Arrangements for voting before election day

Electors who were unable to vote on election day had the opportunity to vote early using iVote, postal or pre-poll voting (including voting in Declared Institutions).

A total of 8,282 electors voted early, representing one fifth of total votes cast. This volume is in line with a general trend of early voting across NSW and other Australian jurisdictions.

Postal voting

Electors who were unable to attend a polling place on election day were able to apply for a postal vote. Postal vote application forms were available from the Returning Officer and the NSWEC's website.

Of 3,484 Postal Votes Issued, 2,337 were accepted, 229 rejected and 918 not scrutinised, because they were either returned too late or not returned at all.

Pre-poll voting

Pre-poll voting was open to electors at the Returning Officer's office, Manly and the NSWEC's office in the Sydney CBD. The pre-poll locations were listed in the elector brochure and on the NSWEC website.

Pre-polling for electors who were overseas or interstate was provided via postal voting and iVote.

Pre-poll Returning Officer's office

Manly Returning Officer's Office

Unit 2, 192 Harbord Road, Brookvale

Access: Assisted Access - no designated accessible parking, no accessible toilet

Monday 27 March 2017 – Friday 07 April 2017

Monday - Friday: 8:00am - 6:00pm

Thursday (06 April): 8:00am - 8:00pm

Saturday 9:00am - 5:00pm, closed on Sunday

Pre-poll Manly

Manly Oval Pavilion, Sydney Road, Manly

Access: Fully Wheelchair Accessible

Monday 27 March 2017 – Friday 07 April 2017

Monday - Friday: 8:00am - 6:00pm

Thursday (06 April): 8:00am - 8:00pm

Saturday 9:00am - 5:00pm, closed on Sunday

Pre-poll NSWEC head office

Level 25, 201 Kent Street Sydney

Access: Assisted Access – no designated accessible parking space, no accessible toilet.

Monday 27 March 2017 – Friday 07 April 2017

Monday - Friday: 9:00am - 5:00pm

Closed on Saturday and Sunday.

Polling places

As noted earlier, securing appropriate premises for polling places and the Returning Officer's office can be difficult. The pool of available rental premises is limited by the short-term nature of the lease and the NSWEC's space, accessibility, location and workplace health and safety requirements.

Declared Institutions

The *Parliamentary Electorates and Elections Act 1912* allows the Electoral Commissioner to appoint hospitals, convalescent homes or similar institutions as places at which residents or inpatients of those institutions can cast their votes before election day.

In the conduct of the Manly By-election, six venues were originally designated as Declared Institutions and, of these, two requested postal votes. Staff visited the other Declared Institutions between Monday, 3 April and Friday, 7 April 2017.

Services to candidates and registered political parties

Nominations

Nomination forms were available from the NSWEC website and could be lodged after the issue of the Writ (Friday 17 March 2017). The Writ set Wednesday 22 March 2017 as the date for close of nominations for political parties lodging forms with the NSWEC's head office and Thursday, 23 March 2017 for candidates lodging forms with the Returning Officer.

Registered Officers (or Deputy Registered Officers) of registered political parties could nominate candidates at the NSWEC's office in the city or at the Returning Officer's office in Brookvale. Independent candidates could only nominate at the Returning Officer's office.

There were 12 candidates. Following the close of nominations the Returning Officer conducted a draw to determine the order of candidates on the ballot paper.

Registrations

Candidates and third-party campaigners were required to register for the by-election. Candidates who intended receiving political donations or incurring electoral communication expenditure before nominating were required to register and appoint an official agent.

Third-party campaigners were required to register before incurring \$2,000 in electoral communication expenditure during the capped State expenditure period.

Registration forms could be lodged with the NSWEC from the issue of the Writ (Friday, 17 March 2017).

Candidates had until 23 March 2017 to lodge a registration form, while registrations for third-party campaigners closed on 31 March 2017.

Twelve candidates were registered for the by-election, five of which were deemed to be registered when they nominated. There were five endorsed candidates and seven independents. Four third-party campaigners applied to be registered for the by-election.

'How-to-Vote' material

Registration of 'How-to-Vote' material was handled centrally. Registration of this material opened on Thursday 23 March 2017.

Close of applications to register 'How-to-Vote' material was 5.00pm, Friday, 31 March 2017.

Conducting the Manly By-Election

Returning Officer arrangements

The Returning Officer's office was situated at Unit 2, 192 Harbord Road, Brookvale NSW.

Returning Officer's duties include:

- set up and decommissioning of the (temporary) office;
- training of office staff and polling place managers;
- arranging voting at polling places and Declared Institutions;
- issuing and processing postal and pre-poll votes;
- dealing with enquiries from candidates and electors and other feedback;
- processing candidate nominations and how-to-vote material; and
- counting votes and declaring the results of the election.

A Returning Officer Support Officer was appointed in the NSWEC's head office to provide support on electoral matters and procedures.

Election costs

Key cost drivers for the election included:

- election officials wages;
- office accommodation for the Returning Officer;
- information and technology support;
- polling places;
- number of electors in the electorate;
- newspaper advertising; and
- printing/materials for polling places.

The final cost of NSWEC conducting the election was \$703,668 (GST exclusive).

This was made up of election staffing \$184,197; venues \$82,130; logistics \$14,604; ballot papers and electoral rolls \$21,151; electronic voting \$209,334 and other miscellaneous items \$192,253. The cost per elector was \$12.77.

Logistical and other support

Staffing

The majority of casual election staff were employed to work on Election Day in polling places as polling place Managers or election officials. In addition casual staff were employed in the Returning Officer's office to recruit staff, pack and prepare materials for each polling place, operate pre-poll voting, visit Declared Institutions, count votes and pack materials after the election.

Recruitment of election staff took place via the NSWEC on-line registration system. There was 189 people employed to work at the Election. The election staff was made up of:

- 19 polling place managers,
- 13 deputy polling place managers,

- 34 Declaration Vote issuing officers,
- 78 election officials
- 39 office assistants,
- 5 senior office assistants
- 1 Returning Officer.

All polling place staff must complete an online training program that is mapped to their job role. Furthermore all polling places staff are issued with an Instruction Manual to prepare them for work and reference on Election Day.

Of the staff employed, one (0.52%) staff members identified as being Aboriginal, two election staff members had a disability (1.05 %) and 16 (8.47%) staff members spoke another language other than English.

Supplies

A total of 69,700 ballot papers with security backgrounds were printed by a security printer. A copy of the ballot paper is at Appendix C.

Waste management

The NSWEC is covered by the NSW Government's waste management policy. In providing electoral services the NSWEC seeks to use, wherever possible, paper and cardboard comprising recycled content and to ensure that the paper and cardboard materials are themselves recycled.

In the Manly By-election, standard cardboard materials were used in polling places. These included voting screens, wheelchair screens, ballot boxes, caution signs and recycle bins. After the election, the materials were taken to the nearest council recycling facility.

IT support

For the Manly By-election the Election Management Application was used. An internet based application for the use of Returning Officers, office assistants and head office staff, it consists of a suite of software modules to assist with managing election processes such as enquiries, election day staffing, candidate nominations, the distribution and return of declaration votes, results and non-voter administration.

In addition, IT equipment is provided to the Returning Officer's office and polling places.

Results

On election night, the NSWEC provides the result of counts conducted at each polling place for the first preference vote for each candidate, and the result of the notional count for the two candidates considered most likely to receive the greatest number of votes (the two candidate preferred vote). The results are shown on election night from 6.30pm and progressively updated.

On the day after polling day, all the ballot papers from every polling place are recounted to ensure the election night count is accurate (the check count). Declaration votes are added progressively with postal votes accepted up to 6pm on the Wednesday after election day. At this point, the final distribution of preferences is conducted.

Candidates' scrutineers are welcome to attend all counts.

Table 1: Final Results Manly By-election held 8 April 2017

Candidates	Votes	
Haris JACKMAN	767	
John COOK	306	
Kerry BROMSON	1,087	
Annie WRIGHT	759	
Clara WILLIAMS ROLDAN	7,855	
James GRIFFIN	18,775	ELECTED
Brian CLARE	294	
Ron DELEZIO	2,375	
Kathryn RIDGE	9,332	
Victor WATERSON	123	
W BUSH	208	
Ellie ROBERTSON	946	
Total Formal Votes	42,827	
Total Informal Votes	1,143	
Total Votes	43,970	
Absolute Majority	21,414	

More detailed information on the counts is available on the NSWEC's website www.elections.nsw.gov.au

Declaration of the poll

On Thursday 13 April 2017, the Returning Officer declared James Griffin elected.

This was an elapsed time of five days from polling day. By-elections held in 2017 had elapsed times of five days. This is the same interval for by-elections held in 2016 and 2014. The by-elections held in 2013 for Miranda and Northern Tablelands were declared in three and six days, respectively.

Enforcement of compulsory voting

Failure to vote

Under electoral legislation, the Electoral Commissioner is required to issue 'Failure to Vote' notices to those electors whose names were not marked off the electoral roll as having voted or recorded as providing a valid excuse. The penalty for not voting in a State by-election is \$55.00. The funds generated from penalty notices are not collected or retained by the NSWEC but directed to NSW Government consolidated revenue.

All electoral rolls marked at polling places or in the Returning Officer's office were scanned after election day to create a list of non-voters for the Manly by-election.

The number of electors who were issued with penalty notices was 8,909 (16.17 per cent of electors enrolled). The remainder of electors who did not vote had provided a valid excuse for not voting either prior to or immediately after election day. Higher rates of non-voting tend to be a feature of by-elections as compared to State General Elections. For the 2015 State Government Elections, 2,228 people appeared to have failed to vote, of whom 1,033 provided valid and sufficient reasons for failing to do so.

Initial Apparent Failure to Vote notices for the 2017 State by-elections were issued on 3 July 2017. Responses can be submitted either by mail, email, or through the NSWEC online portal. The notice provides options to satisfy the matter by either

- Paying the penalty of \$55.00;
- Notifying us of the polling place in which they attended;
- Submitting a reason for failure to vote for review; and/or
- Electing for the matter to be dealt with by a court

If a person does not respond to the initial Apparent Failure to Vote notices by the due date (28 days from the issue of the notice), a reminder notice is issued, giving a further 28 days to deal with the matter. These notices are effectively identical to the initial Apparent Failure to Vote notice.

If the elector's reason for failing to vote is not accepted, a Final Notice will be issued giving two options: paying the penalty of \$55.00 or electing for the matter to be dealt with by a court. By 14 August 2017, 135 final notices were issued.

If no response to the reminder notice or final notice is received by the due date, the matters are referred to Revenue NSW for enforcement action.

To help electors avoid this penalty in future elections, the penalty notice advises non-voters of the availability of the ‘Voter Reminder Service’. Voters can be notified by email, text message, or both, and can receive both an early warning and a reminder.

Compliance operation – State by-elections April 2017

Overview and objectives

The NSWEC is responsible for ensuring compliance with and enforcement of the *Parliamentary Electorates and Elections Act 1912* (PE&E Act) and the *Election Funding, Expenditure and Disclosures Act 1981* (EFED Act). The Funding, Disclosure and Compliance (FDC) Division oversees the enforcement functions.

Until 2014 the NSW Police Force was responsible for the investigation and enforcement of offences against the PE&E Act. In December 2014, the NSWEC assumed responsibility for the investigation and enforcement of these offences.

The By-election Compliance Operation provides an opportunity for the NSWEC to further its objective of establishing a stronger regulatory function by:

- Proactively engaging with stakeholders
- Ensuring compliance with legislations
- Promoting enforcement capabilities

Table 2: Potential Offences under the EFED Act

Section	Offence	Penalty
s96AA s96I(1)	Third-party Campaigner – Failure to register and appoint an agent`	\$44,000 or 2 years imprisonment or both

Table 3: Potential Offences under the PEE Act

Section	Offence	Penalty
s87A(2)	Obstruct mobile polling station	\$55
s90(4)	Offences by scrutineers	\$1100
s93(2)	Offences at Polling Place	\$550
s112(1)(d)	Multiple Voting	\$11,000 or 3 years imprisonment
s113	Obstructing elector	\$55
s114(4)	Contravene direction of Returning Officer or Polling Place Manager	\$550
s114U	Scrutineer Offences	\$1100 or 6 months imprisonment
s150	Treating	\$11,000 or 3 years imprisonment
s151	Intimidation	\$11,000 or 3 years imprisonment
s151A	Printing false information	Corporation: \$5500 Individual: \$1100 or 6 months imprisonment
s151B	Poster offences	\$330

s151E	Distribution of election material – Name, address, author and printer details	\$1100 or 6 months imprisonment
s151F	Distribution of electoral material on polling day	\$1100 or 6 months imprisonment
s151H	Canvassing at polling place	\$550

Execution

The Compliance Operation took place from the opening of pre-poll on 27 March 2017 until Election Day. Six investigators from FDC participated in the operation covering all three by-elections held in April 2017. In addition to their functions as inspectors under the EFED Act, they were also appointed to the role of Election Assistant under the PE&E Act so that they could exercise functions under that Act throughout the operation.

Investigators visited pre-polling venues in the electorate and made contact with various stakeholders, including the Returning Officer, polling place managers, candidates and their campaigners or volunteers. The presence of the investigators served the dual purpose: of educating stakeholders in their obligations under the PE&E Act and the EFED Act and acting as a deterrent to non-compliant behaviour.

In total 5 polling places in the Manly District were visited on Election Day.

Two complaints were received for the Manly District, both regarding allegations of non-compliant electoral material. The material was reviewed by investigators and found to be compliant.

In addition, two compliance reviews were undertaken regarding potential matters of multiple voting and an unregistered third-party campaigner. No further action resulted from these reviews.

Comparison to 2015 State General Election and other by-elections

Turnout and informality rates

In the 2015 NSW State Election there were five candidates for the Manly District. The number of electors enrolled was 53,866, the voter turnout figure was 89.72 per cent and the informality rate was 2.1 per cent.

At the April 2017 by-election, there were 12 candidates and the enrolment figure had increased to 55,105. The turnout and informality rates were 79.79 per cent and 2.6 per cent, respectively. Traditionally, turnout rates tend to be lower in by-elections than general elections and informality rates higher.

The turnout for the Manly by-election was higher compared with the average for State by-elections over the past five years, (78.93 per cent), and the informality rate lower than the average across the same period of 3.63 per cent.

Non-voters and penalty notices²

There were 8,909 penalty notices (PNs) issued for the Manly by-election (16.17 per cent of those on the electoral roll). This is higher than the Gosford by-election and similar to the North Shore by-election, both of which took place on the same date.

Table 4: Penalty Notices, Manly by-election April 2017 frequency and percentages

By-election	No. on Roll	PNs issued	No. PN as % Roll
Gosford	55,935	6,369	11.39%
Manly	55,105	8,909	16.17%
North Shore	54,762	8,998	16.43%

² As noted earlier, a penalty notice is withdrawn if an elector provides a valid excuse for not voting. At the date of this report the enforcement process for failure-to-vote penalty notices for these by-elections had not yet been completed.

Appendices

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Appendix A: Elector brochure

Bring this brochure with you on election day. It will make voting easier.

Here's where to vote on election day*

Legislative Assembly By-election
Saturday, 8 April 2017

Election Day Polling Places		
Locality	Venue and Address	Access
Balgowah	All Saints Church Hall Balgowah 18 Boyle Street	+
Balgowah	Balgowah Boys Campus Northern Beaches Secondary School - Maretimo Street	+
Balgowah	Manly West Public School Hill Street	♿
Balgowah Heights	Balgowah Heights Public School Lewis Street	2, 4
Brookvale	Brookvale Public School Old Pittwater Road	+
Dee Why	St Johns Anglican Church Parish Centre Dee Why - Avon Road	4
Dee Why	St Kevin's Church Hall (Upper Hall) Dee Why 57-59 Oaks Avenue	♿
Fairlight	William Street Studios 3 William Street	+
Freshwater	St Marks Anglican Church Freshwater 49 Lawrence Street	4, 5
Freshwater Beach	Freshwater Surf Life Saving Club Kooloora Ave	♿
Harbord	Harbord Public School Wyadra Avenue	4, 5
Manly	Manly Hospital Darley Road	♿
Manly	Manly Village Public School Darley Road	4
Manly	Queenscliff Surf Club North Stoney	♿
Manly	St Mary's Catholic Church Hall Manly Whistler Street	4
Manly Vale	St Kierans Parish Centre Manly Vale 2 King Street	♿
North Balgowah	Balgowah North Public School 10 Manning Street	4
North Curl Curl	Curl Curl North Public School Playfair Road	3, 5
Seaforth	Seaforth Public School 37 Kempbridge Avenue	4, 5

Legend	
	Assisted Access
+	Does not meet accessibility requirements
1	Access ramp does not meet standards
2	Building has lips and/or steps
3	No accessible toilet
4	No designated accessible parking spot
5	Path of travel from car park may be difficult
♿	Full Wheelchair Access

*Information correct as at 23 March 2017.



Your guide to voting in
Manly

YOUR STATE.
YOUR LIFE.
YOUR VOTE.

electoral
commission NSW

Manly

State By-election

Saturday, 8 April 2017

This brochure contains important information about the election. It's particularly important to remember:

- Polling places will be open from 8am to 6pm on Saturday, 8 April 2017.
- Voting is compulsory for all enrolled electors in the electoral district of Manly; and
- The penalty for not voting at the by-election is \$55.

Do I need to vote?

You have received this brochure because you are enrolled in the Legislative Assembly District of Manly. Voting is compulsory for all enrolled electors.

Who am I voting for?

You will vote to elect a candidate to represent the electorate of Manly in the NSW Legislative Assembly. The full list of candidates is available at www.elections.nsw.gov.au or by calling us.

Where can I vote?

On election day you can vote at the polling places listed in this brochure. Visit the NSWEC website for more details.

Making political donations to a candidate or political party

Did you know that if you make a political donation to a candidate or political party of \$1,000 or more you must report it to the NSW Electoral Commission at the end of the financial year? For more information visit www.elections.nsw.gov.au/manly

What if I can't get to a polling place on election day?

If you can't vote on election day you can vote early.

Pre-poll voting

Pre-poll voting is available at the following locations:

Venue	Address	Opening times
Manly Returning Officer's Office	Unit 2, 192 Harbord Road Brookvale 2100	27 Mar - 7 Apr 2017 Mon - Fri: 8am - 6pm Sat (1 Apr): 9am - 5pm Thu (6 Apr): 8am - 8pm Closed on Sun
Manly Pre-poll	Manly Oval Pavillion Sydney Road Manly 2095	27 Mar - 7 Apr 2017 Mon - Fri: 8am - 6pm Sat (1 Apr): 9am - 5pm Thu (6 Apr): 8am - 8pm Closed on Sun
Sydney Pre-poll	Level 25, 201 Kent Street Sydney 2000	27 Mar - 7 Apr 2017 Mon - Fri: 9am - 5pm Closed Sat, Sun

Vote via internet or telephone

People who are blind, vision impaired or who have another disability, live more than 20kms from the nearest polling place, or who will be outside NSW on election day, can apply to use the iVote® system to vote via the internet or the telephone.

To register visit iVote.nsw.gov.au or call 1300 2 iVote (1300 24 86 83) or from outside Australia call +612 9290 5287. Registrations close at 1pm EST on Saturday, 8 April 2017.

Vote by post

Postal voting is also available for eligible voters. Application forms are available from www.elections.nsw.gov.au or by contacting the Returning Officer.

Applications must be received by the Returning Officer by 6pm Wednesday, 5 April 2017 if sent within Australia, or 6pm Monday, 3 April 2017 if sent from overseas.

Electors who are general postal voters will automatically be sent their ballot papers without further application.

Can I get assistance in any other language?

For assistance in a language other than English please call 13 14 50.

العربية	Italiano	Bahasa Indonesia	Polski
العربية	日本語	Tiếng Việt	한국어
தமிழ்	Русский	Türkçe	हिंदी
தமிழ்	Português	Македонски	Hrvatski
हिंदी	فارسی	Српски	Español
Ελληνικά	Српски	ไทย	български

For more information:
www.elections.nsw.gov.au or
call 1300 135 736.

For hearing and speech impaired enquiries, call us via the National Relay Service on 13 36 77.

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EL-10-13161-MAIN-MANLY-2017

Appendix B: Manly By-election 8 April 2017 polling places

Pre-poll voting venues

Venue	Address	Suburb
Northern Beaches Returning Officer's Office	Unit 2, 192 Harbord Road	Brookvale
Manly Pre-poll	Manly Oval Pavilion, Sydney Road	Manly
Sydney Pre-poll	Level 25, 201 Kent Street	Sydney

Declared Institutions

Venue	Address	Suburb
Delmar Private Hospital	58 Quirk Street	Dee Why
Estia Manly Vale	5-13 King Street	Manly Vale
Manly Waters Private Hospital	17 Cove Avenue	Manly
Wesley Heights Aged Care Facility	47 Birkley Road	Manly

Voting venues

Venue	Address	Suburb
All Saints Church Hall Balgowlah	18 Boyle Street	Balgowlah
Balgowlah Boys Campus Northern Beaches Secondary School	Maretimo Street	Balgowlah
Balgowlah Heights Public School	Lewis Street	Balgowlah Heights
Balgowlah North Public School	10 Manning Street	North Balgowlah
Brookvale Public School	Old Pittwater Road	Brookvale
Curl Curl North Public School	Playfair Road	North Curl Curl
Freshwater Surf Life Saving Club	Kooloora Avenue	Freshwater Beach
Harbord Public School	Wyadra Avenue	Harbord
Manly Hospital	Darley Road	Manly
Manly Village Public School	Darley Road	Manly
Manly West Public School	Hill Street	Balgowlah
Queenscliff Surf Club	North Steyne	Manly
Seaforth Public School	37 Kempbridge Avenue	Seaforth
St Johns Anglican Church Parish Centre	Avon Road	Dee Why
St Kevin's Church Hall (Upper Hall)	57-59 Oaks Avenue	Dee Why
St Kierans Parish Centre	2 King Street	Manly Vale
St Marks Anglican Church	49 Lawrence Street	Freshwater
St Mary's Catholic Church Hall	Whistler Street	Manly
William Street Studios	3 William Street	Fairlight

Appendix C: Manly By-election 8 April 2017 ballot paper


Ballot Paper
Legislative Assembly Election – Electoral District of
Manly
Held on 8 April 2017

DIRECTIONS FOR VOTING
PLEASE READ CAREFULLY

- Write the number **1** in the square next to the candidate of your choice.
- You can show more choices, if you want to, by writing numbers in the other squares, starting with the number **2**.
- Fold this ballot paper so your vote cannot be seen and place it in the ballot box (or in the envelope provided).

CANDIDATES

<input type="checkbox"/>	JACKMAN Haris INDEPENDENT
<input type="checkbox"/>	COOK John INDEPENDENT
<input type="checkbox"/>	BROMSON Kerry VOLUNTARY EUTHANASIA PARTY (NSW)
<input type="checkbox"/>	WRIGHT Annie CHRISTIAN DEMOCRATIC PARTY (FRED NILE GROUP)
<input type="checkbox"/>	WILLIAMS ROLDAN Clara THE GREENS
<input type="checkbox"/>	GRIFFIN James LIBERAL
<input type="checkbox"/>	CLARE Brian
<input type="checkbox"/>	DELEZIO Ron INDEPENDENT
<input type="checkbox"/>	RIDGE Kathryn INDEPENDENT
<input type="checkbox"/>	WATERSON Victor
<input type="checkbox"/>	BUSH W INDEPENDENT
<input type="checkbox"/>	ROBERTSON Ellie ANIMAL JUSTICE PARTY

You must not take a ballot paper out of the polling place 

Appendix D: NSWEC Election Service Charter 2014-2016

Goal 1 - Foster participation in the democratic process

To be achieved by

- Conducting impartial and fair elections in accordance with the law
- Providing services and information to enable all election participants to participate fully including communities with historically lower participation rates
- Communicating election information in ways that encourage awareness and engagement
- Supporting events and activities that encourage participation in democracy

Success measured by

- Election participants report conduct of election as impartial and fair and without barriers to participation
- Election participation equals or exceeds prior election levels
- Formality rates equal or exceed prior election levels
- There are no Court challenges to declared results

Goal 2 - Provide seamless service delivery

To be achieved by

- Providing comprehensive services including:
 - information services
 - enrolment services
 - voting options including pre-poll and technology enabled voting
 - location and accessibility of polling places
 - services to assist those with particular needs
 - responsibilities and entitlements of candidates, groups and political parties including funding and disclosure requirements
- Providing efficient services to meet needs of participants according to legislative mandate
- Providing election services in timely, efficient and professional manner

Success measured by

- Stakeholders feel well informed about election events
- Election participants report satisfaction with the NSWEC's electoral services

Goal 3 - Be customer focussed and commercially minded

To be achieved by

- Understanding the needs of our stakeholders and users of our election services through liaison, consultation and structured feedback
- Ensuring elections are provided on a competitive basis
- Delivering well organised, reliable and quality elections

Success measured by

- Participants report satisfaction with NSWEC's services and election staff
- The NSWEC actively seeks feedback on its services

Goal 4 - Be innovative and fast adaptors

To be achieved by

- Utilising new technologies to increase convenience for those participating in elections within the legislative mandate while maintaining integrity of the election and security of information
- Review developments in election services and funding and disclosure across Australia and internationally for possible application to NSW

Success measured by

- The NSWEC is seen as seeking to adapt its services, within legislative requirements, to meet participants' needs
- The NSWEC advises Government of innovations that will strengthen the democratic system and improve administration of elections