



GOVERNMENT GAZETTE

OF THE

REPUBLIC OF NAMIBIA

N\$4.00

WINDHOEK - 7 May 2015

No. 5729

CONTENTS

Page

GOVERNMENT NOTICE

No. 69 Code of conduct for election agents and counting agents: Electoral Act, 2015 1

Government Notice

ELECTORAL COMMISSION OF NAMIBIA

No. 69 2015

CODE OF CONDUCT FOR ELECTION AGENTS AND COUNTING AGENTS: ELECTORAL ACT, 2015

Under section 68(1) of the Electoral Act, 2014 (Act No. 5 of 2014), the Electoral Commission issues a Code of Conduct for Election Agents and Counting Agents as set out in the Schedule.

N. TJIPUEJA
CHAIRPERSON
ELECTORAL COMMISSION OF NAMIBIA

Windhoek, 16 April 2015

SCHEDULE

CODE OF CONDUCT FOR ELECTION AGENTS AND COUNTING AGENTS

Appointment of election agents and counting agents

1. (1) A registered political party or a registered organisation or a candidate may appoint two election agents and two counting agents for each polling station and collation centre in the election concerned.

(2) The appointment referred to in subparagraph (1) must be made in writing in a form substantially similar to Form 15 in the Annexure.

(3) The revocation of the appointment of election agents and counting agents must be made in writing in a form substantially similar to Form 16 in the Annexure.

Provisions relating to polling station

2. The number of election agents and counting agents to be allowed inside a polling station are those which the presiding officer, in his or her discretion, can comfortably accommodate within the polling station concerned.

Powers of counting agent or counting agent

3. (1) A counting agent is entitled to represent the registered political party or registered organisation or a candidate who has appointed him or her, at any place where the determination of the result of the poll for the election occurs.

(2) An election agent may -

- (a) observe the printing of ballot papers, whether inside or outside of Namibia;
- (b) ascertain the number of ballot papers printed and received;
- (c) accompany any election material to polling stations;
- (d) observe the opening and sealing of ballot boxes or voting machines;
- (e) accompany mobile polling teams to their destinations;
- (f) observe that correct procedures are followed during the voting and counting process in elections; and
- (g) report any irregularities observed to the presiding officer or the returning officer concerned.

Duties of election agent or counting agent

4. An election agent or counting agent must -

- (a) abide by the Namibian Constitution and other Namibian laws;
- (b) contribute to the legitimisation of the electoral process and its outcome;
- (c) sign the Code of Conduct for Election Agents and Counting Agents at each polling station and collation centre in the presence of the presiding officer or the returning officer concerned;
- (d) obey every lawful instruction of a presiding officer;
- (e) conduct himself or herself in a manner conducive to the peaceful, dignified and orderly conduct of the poll; and
- (f) accompany, at the cost of the registered political party or registered organisation or candidate concerned, the presiding officer and the ballot boxes and voting machines,

if any, to the collation centre and may only be relieved of their duty once they have signed the relevant result sheet.

Responsibilities of an election agent or a counting agent

- 5.** An election agent or a counting agent may not -
- (a) leave a polling station until all votes have been counted and they have signed the result sheet before the results are announced;
 - (b) hinder or obstruct any staff member of the Commission in the lawful conduct of his or her functions;
 - (c) within a polling station, constituency centre or mobile polling station, canvass votes for any candidate or political party on polling day;
 - (d) obstruct or accost any voter at a polling station or on his or her way to a polling station or from a polling station or interview any voter at a polling station; or
 - (e) do anything which compromises the secrecy of the ballot.

ANNEXURE

ARRANGEMENT OF FORMS

Form		Paragraph
Form 15	Appointment of election agents or counting agents	1(2)
Form 16	Notification of revocation of appointment	1(3)

APPOINTMENT OF ELECTION AGENTS OR COUNTING AGENTS
(Paragraph 1(2) of the Code of Conduct)

Tick in block for the appropriate election

Presidential Election	
National Assembly Election	
Regional Councils Election	
Local Authorities Election	

To the **CHIEF REGIONAL OFFICER** for:

Constituency
Local Authority
Region

*(*delete whichever is not applicable)*

You are hereby informed that the following person(s) have/has been appointed as *Election agent(s)/*Counting Agent(s) at
..... *Fixed Polling Station/*Mobile Polling Station on behalf of
..... *Political party/*Organisation/*Association/*Candidate.

1) Full Names:
Residential Address:
Postal Address:
.....
I.D No/DoB/PP No.:
Tel/Cell No:

2) Full Names:
Residential Address:
Postal Address:
.....
I.D No/DoB/PP No.:
Tel/Cell No:

And have/has been appointed as *Election agent(s)/*Counting Agent(s) on behalf of
..... (*political party/organisation/
association/candidate) at the *
..... *Polling Station/Mobile Station or *the place where the determination of the result of the poll
for the election in respect of the above-said constituency must take place.

.....
Name in Print
Designation:
(delete whichever is not applicable)

.....
Signature of* Authorised Representative/
*Independent Candidate

Place

Date

NB(*delete whichever is not applicable)

NOTIFICATION OF *REVOCAION OF APPOINTMENT/DEATH/INCAPACITY OF *ELECTION/COUNTING AGENT(S) AND THE APPOINTMENT OF ANOTHER PERSON IN *HIS/HER PLACE.

(Paragraph 1(3) of the Code of Conduct)

Tick in block for the appropriate election

Presidential Election	
National Assembly Election	
Regional Councils Election	
Local Authorities Election	

To the **CHIEF REGIONAL OFFICER** for:

Constituency

Local Authority

Region

I, (full names)

Postal Address

Residential Address

Tel/Cell No

do hereby inform the Chief Regional Officer concerned of the *revocation of appointment/death/incapacity of

(full name)

who was appointed as *Election/Counting Agent(s) for
Political Party/Association/Organisation/Independent Candidate to do duties at the
..... *fixed/mobile polling station/counting venue.

I therefore subsequently wish to inform you that the following person whose particulars appear hereunder has been appointed as replacement with immediate effect.

*(*delete whichever is not applicable)*

1) Full Names:

Residential Address:

Postal Address:

.....

I.D No/DoB/PP No.:

Tel/Cell No:

.....
Name in Print

Designation:

(delete whichever is not applicable)

.....
Signature of*Authorised Representative/

*Independent Candidate

Place

Date