



# Electoral (Disqualification of Sentenced Prisoners) Amendment Act 2010

Public Act 2010 No 128  
Date of assent 15 December 2010  
Commencement see section 2

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### The Parliament of New Zealand enacts as follows:

- Title**  
This Act is the Electoral (Disqualification of Sentenced Prisoners) Amendment Act 2010.
- Commencement**  
This Act comes into force on the day after the date on which it receives the Royal assent.

**3 Principal Act amended**

This Act amends the Electoral Act 1993.

**4 Disqualifications for registration**

Section 80(1) is amended by repealing paragraph (d) and substituting the following paragraph:

“(d) a person who is detained in a prison pursuant to a sentence of imprisonment imposed after the commencement of the Electoral (Disqualification of Sentenced Prisoners) Amendment Act 2010:”.

**5 Detention in prison pursuant to conviction**

- (1) The heading to section 81 is amended by omitting “**conviction**” and substituting “**sentence of imprisonment**”.
- (2) Section 81(1)(b) is amended by omitting “; and”.
- (3) Section 81(1)(c) is repealed.
- (4) Section 81 is amended by adding the following subsection:  
“(3) In subsection (1), **prison manager** has the meaning given to it by section 3(1) of the Corrections Act 2004.”

**6 Existing status under section 80(1)(d) of principal Act not affected**

To avoid doubt,—

- (a) a person who is disqualified for registration as an elector by section 80(1)(d) of the principal Act immediately before the commencement of this Act continues to be disqualified for registration as an elector as if this Act had not been enacted; and
- (b) a person who is not disqualified for registration as an elector by section 80(1)(d) of the principal Act immediately before the commencement of this Act is not disqualified for registration as an elector by that section (as substituted) immediately after the commencement of this Act on the ground of an existing sentence of imprisonment; and
- (c) section 4 of this Act does not override section 17 of the Interpretation Act 1999.

**Legislative history**

10 February 2010	Introduction (Bill 117–1)
21 April 2010	First reading and referral to Law and Order Committee
17 September 2010	Reported from Law and Order Committee (Bill 117–2)
20 October 2010	Second reading
10 November 2010	Committee of the whole House (Bill 117–3)
8 December 2010	Third reading
15 December 2010	Royal assent

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This Act is administered by the Ministry of Justice.

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