

TRIBAL LAND ACT
(Cap. 32:02)

TRIBAL LAND (AMENDMENT) REGULATIONS, 1985
(Published on 9th August, 1985.)

ARRANGEMENT OF REGULATIONS

REGULATION

1. Citation
2. Insertion of regulation 2 in Cap. 32:02. (Sub. Leg)

IN EXERCISE of the powers conferred on the Minister of Local Government and Lands by section 37 of the Tribal Land Act, the following Regulations are hereby made —

1. These Regulations may be cited as the Tribal Land (Amendment) Regulations, 1985. Citation

2. The Tribal Land Regulations are hereby amended by inserting immediately after regulation (1) thereof the following regulation — Insertion of regulation 2 in Cap. 32:02

“2. (1) On the date and time and place appointed in accordance with the provisions of section 3 of the Act for the election of members of any Land Board as specified in the Schedule to the Act, the electoral college of such land board shall assemble to elect two of their number as members of the land board.

(2) If the Chairman of the District Council is a member of the electoral college, he shall preside at the meeting of the electoral college and in his absence, the Vice-Chairman shall, if he is a member of the electoral college, preside and in the absence of both the chairman and the Vice-Chairman, the members of the electoral college shall elect one of their number to preside.

(3) For nomination as a candidate for election as a member of a land board a person shall require proposer and a seconder and shall not be nominated for election unless he has signified his willingness to accept election.

(4) Where the number of candidates nominated is less than the number of members required to be elected the candidates nominated shall be deemed to be elected as members of the land board.

(5) Where the number of candidates nominated is greater than the number of members required to be elected there shall be a secret ballot wherein each member of the electoral college shall be given a voting paper with the names of all the candidates entered thereon and may vote in favour of a number of candidates not greater than the number of members required to be elected by placing a cross against their names on the voting paper. Those candidates, to the number required to be elected, who obtain the greatest number of votes shall be taken to be elected as members of the land board.

(6) In the event of a ballot being inconclusive by reason of an equality of votes, the presiding member of the electoral college shall resolve the deadlock by causing lots to be drawn.

(7) During the thirty days following any general District Council election, the electoral college shall assemble on a date and at a time and

place to be appointed by the Minister by notice in the Gazette for the election of members of a land board, and the provisions of sub-regulations (2), (3), (4), (5) and (6) shall apply to such election.

(8) Whenever occasion arises in terms of section 4 (1) of the Act for the election of a temporary member of a land board and whenever the office of an elected member becomes vacant, the electoral college shall assemble on a date and at a time and place to be appointed by the Minister by notice in the Gazette to elect a temporary member or a member, as the case may be, and the provisions of such sub-regulations (2), (3), (4), (5) and (6) shall apply to such election."

MADE this 18th day of July, 1985.

L. MOTHIBAMELE,
*Minister of Local Government and
Lands.*

L2/7/162 III