



Electoral (Expenditure Limit) Order 2017

Rt Hon Dame Sian Elias, Administrator of the Government

Order in Council

At Wellington this 15th day of May 2017

Present:

Her Excellency the Administrator of the Government in Council

This order is made under section 266A of the Electoral Act 1993—

- (a) on the advice and with the consent of the Executive Council; and
- (b) on the recommendation of the Minister of Justice.

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Order

1 Title

This order is the Electoral (Expenditure Limit) Order 2017.

2 Commencement

This order comes into force on 1 July 2017.

Amendments to Electoral Act 1993

3 Section 204B amended (Persons who may promote election advertisements)

In the Electoral Act 1993, section 204B(1)(d), replace “\$12,600” with “\$12,900”.

4 Section 205C amended (Maximum amount of candidate’s total election expenses)

(1) In the Electoral Act 1993, section 205C(1)(a), replace “\$26,200” with “\$26,800”.

(2) In the Electoral Act 1993, section 205C(1)(b), replace “\$52,400” with “\$53,500”.

5 Section 206C amended (Maximum amount of party’s total election expenses)

(1) In the Electoral Act 1993, section 206C(1)(a), replace “\$1,115,000” with “\$1,139,000”.

(2) In the Electoral Act 1993, section 206C(1)(b), replace “\$26,200” with “\$26,800”.

(3) In the Electoral Act 1993, section 206C(2), replace “\$26,200” with “\$26,800”.

6 Section 206V amended (Maximum amount of registered promoter’s total election expenses)

In the Electoral Act 1993, section 206V(1), replace “\$315,000” with “\$321,000”.

Revocation

7 Electoral (Expenditure Limit) Order 2016 revoked

The Electoral (Expenditure Limit) Order 2016 (LI 2016/103) is revoked.

Michael Webster,
Clerk of the Executive Council.

Explanatory note

This note is not part of the order, but is intended to indicate its general effect.

This order, which comes into force on 1 July 2017, adjusts the expenditure limits in the Electoral Act 1993 (the **Act**) as follows:

- the amount of advertising expenses that may be incurred by an unregistered promoter in relation to election advertisements published during any regulated period increases from \$12,600 to \$12,900 (section 204B(1)(d) of the Act);
- the total amount of election expenses that may be incurred by a candidate in respect of any regulated period,—
 - for a general election, increases from \$26,200 to \$26,800 (section 205C(1)(a) of the Act); and
 - for a by-election, increases from \$52,400 to \$53,500 (section 205C(1)(b) of the Act);
- the total amount of election expenses that may be incurred by a party in respect of any regulated period, if the party is listed in the party vote part of the ballot paper issued for a general election,—
 - increases from \$1,115,000 to \$1,139,000 (section 206C(1)(a) of the Act); and
 - increases from \$26,200 to \$26,800 for each electoral district contested by a candidate for the party (section 206C(1)(b) of the Act);
- the total amount of election expenses that may be incurred by a party in respect of any regulated period, if the party is not listed in the party vote part of the ballot paper issued for a general election, increases from \$26,200 to \$26,800 for each electoral district contested by a candidate for the party (section 206C(2) of the Act);
- the total amount of election expenses that may be incurred by a registered promoter in respect of any regulated period increases from \$315,000 to \$321,000 (section 206V(1) of the Act).

These adjustments reflect the movement between the New Zealand Consumers Price Index (All Groups) (the **CPI**) for the quarter ending 31 March 2016 and the CPI for the quarter ending 31 March 2017 (2.17%).

In accordance with section 266A(4) of the Act, rounding to the next whole hundred dollars has been applied to the adjusted amounts as follows:

- in section 204B(1)(d) of the Act, \$12,837 has been rounded to \$12,900;
- in section 205C(1)(a) of the Act, \$26,745 has been rounded to \$26,800;
- in section 205C(1)(b) of the Act, \$53,489 has been rounded to \$53,500;
- in section 206C(1)(b) of the Act, \$26,745 has been rounded to \$26,800;
- in section 206C(2) of the Act, \$26,745 has been rounded to \$26,800.

In accordance with section 266A(5) of the Act, rounding to the next whole thousand dollars has been applied to the adjusted amounts as follows:

- in section 206C(1)(a) of the Act, \$1,138,819 has been rounded to \$1,139,000:
- in section 206V(1) of the Act, \$320,942 has been rounded to \$321,000.

In accordance with section 266A(6) of the Act, the adjustments in this order are based on adjusted amounts before they were rounded up for the purposes of the Electoral (Expenditure Limit) Order 2016. Those amounts (before rounding up) are as follows:

- section 204B(1)(d): \$12,565:
- section 205C(1)(a): \$26,178:
- section 205C(1)(b): \$52,355:
- section 206C(1)(a): \$1,114,668:
- section 206C(1)(b): \$26,178:
- section 206C(2): \$26,178:
- section 206V(1): \$314,136.

This order also revokes the Electoral (Expenditure Limit) Order 2016, which is superseded. However, the adjustments made by this order do not apply to the 2017 general election as the regulated period for the election (23 June 2017 to 23 September 2017) begins before the order comes into force and continues after the order comes into force. Section 266A(6A) of the Electoral Act 1993 provides that in this circumstance the adjustments made in the previous year apply to the election.

Issued under the authority of the Legislation Act 2012.
Date of notification in *Gazette*: 18 May 2017.
This order is administered by the Ministry of Justice.