

ELECTORAL AMENDMENT BILL (No. 5) 2015

SAMOA

Explanatory Memorandum

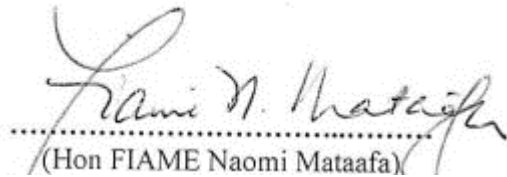
Objects and reasons:

The Bill seeks to amend the Electoral Act 1963.

The object of the Bill is to re-define the definition of “village service” to refer to monotaga rendered by a candidate for any of his or her Matai titles within one territorial constituency only and service rendered to communities within urban constituencies.

Clauses:

- Clause 1:** - provides for the short title and commencement provisions.
- Clause 2:** - amends section 5 to clarify that “village service” refers to monotaga.



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(Hon FIAME Naomi Mataafa)

**MINISTER FOR JUSTICE AND COURTS ADMINISTRATION
AND MINISTER RESPONSIBLE FOR THE OFFICE OF THE
ELECTORAL COMMISSIONER**

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Arrangement of Provisions

1. Short title and commencement
2. Section 5 amended

2015, No.

A BILL INTITULED

AN ACT to amend the Electoral Act 1963 (“principal Act”).

BE IT ENACTED by the Legislative Assembly of Samoa in Parliament assembled as follows:

1. Short title and commencement-(1) This Act may be cited as the Electoral Amendment Act (No. 5) 2015.

(2) This Act commences on the date of assent by the Head of State.

2. Section 5 amended - For section 5 of the principal Act:

(a) in subsection (3)(c) for “or satisfies village service requirements (or both)” substitute “and satisfies village service requirements”; and

(b) for subsection (3A) substitute:

“(3A) In this section:

“community” means a community within an urban constituency;

“monotaga” means the compulsory service, assistance or contribution (such as, contribution in form of cash, kind or

goods) rendered for customary, traditional or religious activities, events, function or similar purposes pursuant to the customs of a particular village;

“service” means any service, assistance or contribution (such as, contribution in form of cash, kind or goods) rendered to a community for customary, traditional or religious activities, events, function or similar purposes;

“village” means a village, from which a Matai title was conferred, within a territorial constituency;

“village service” means:

(a) monotaga rendered by a candidate in respect of one (1) or more of his or her Matai titles within the territorial constituency in which the candidate intends to stand as a candidate; or

(b) service to a community by a candidate in an urban constituency,

for a period of at least three (3) years ending on the day in which the nomination paper is lodged with the Commissioner.”.
