

GOVERNMENT OF ZAMBIA

STATUTORY INSTRUMENT NO. 26 OF 2024

The Law Association of Zambia Act
(Laws, Volume 4, Cap 31)

**The Law Association of Zambia (Electoral) (Amendment)
Rules, 2024**

IN EXERCISE of the powers contained in section 24 of the Law Association of Zambia Act, the following Rules are made:

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| 1. These Rules may be cited as the Law Association of Zambia (Electoral) (Amendment) Rules, 2024, and shall be read as one with the Law Association of Zambia (Electoral) Rules, 1996, in these Rules referred to as the principal Rules. | Title
S.I. No. 156
of 1996 |
| 2. Rule 2 of the principal Rules is amended by the — | Amendment
of Rule 2 |
| (a) deletion of the definitions of “ballot paper”, “ballot box” and “Proxy form”; and | |
| (b) insertion of the following new definitions in the appropriate places in alphabetical order:
“ballot form” means an electronic document used to cast a vote; and
“electronic voting” means a method of casting, accepting, recording, counting, verifying and tabulating votes by way of electronic means. | |

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| Amendment of rule 16 | <p>3. Rule 16 of the principal Rules is amended —</p> <p>(a) in sub-rule (1), by the insertion of the word “electronically” immediately after the word “conducted”;</p> <p>(b) in sub-rule (3), by the deletion of the word “his” and the substitution therefor of the word “a”; and</p> <p>(c) by the deletion of sub-rule (5) and the substitution therefor of the following:</p> <p style="padding-left: 40px;">(5) An eligible voter shall be identified by —</p> <p style="padding-left: 80px;">(a) a membership card; and</p> <p style="padding-left: 80px;">(b) evidence that the eligible voter is a paid up member of the Association.</p> |
| Revocation of rule 17 | <p>4. The principal Rules are amended by the revocation of rule 17.</p> |
| Amendment of rule 18 | <p>5. Rule 18 of the principal Rules is amended by the deletion of the word “paper” wherever the word appears and the substitution therefor of the word “form”.</p> |
| Amendment of rule 19 | <p>6. The principal Rules are amended by the revocation of rule 19.</p> |
| Amendment of rule 20 | <p>7. Rule 20(1) of the principal Rules is amended by the deletion of the words “ballot boxes and ballot papers” and the substitution therefor of the words “ballot forms”.</p> |
| Revocation and replacement of rule 21 | <p>8. The principal Rules are amended by the revocation of rule 21 and the substitution therefor of the following:</p> |
| Procedure for casting vote | <p>21. (1) A ballot form shall be issued to an eligible voter.</p> <p>(2) An eligible voter shall, on receiving the ballot form referred to under sub rule (1), signify the eligible voter’s vote by secretly ticking the name of the candidate and submitting the ballot form for that purpose.</p> |
| Amendment of rule 22 | <p>9. Rule 22 of the principal Rules is amended —</p> <p>(a) in sub rule (2), by the deletion of the word “his” and the substitution therefor of the words “a candidate’s”; and</p> |

- (b) by the deletion of sub rule (3) and the substitution therefor of the following:
- (3) The Returning Officer shall verify the total number of—
- (a) valid votes cast;
- (b) votes rejected; and
- (c) valid votes cast in favour of each candidate.
10. The principal Rules are amended by the revocation of rule 23. Revocation of rule 23
11. Rule 24 of the principal Rules is amended by the deletion of the word “paper” and the substitution therefor of the word “form”. Amendment of rule 24
12. Rule 25 of the principal Rules is amended — Amendment of rule 25
- (a) by the deletion of sub rule (1) and the substitution therefor of the following:
- (1) A candidate or candidate’s election agent may, where a candidate or candidate’s election agent disputes the results of the votes counted and verified, and if present when the counting or verification, or recounting or reverification, of the votes is completed, require the Returning Officer to have the votes recounted or reverified.;
- (b) in sub rule (2), by the deletion of the word “his” and the substitution therefor of the words “the Returning Officer’s”; and
- (c) in sub rule (3), by the deletion of the word “his” and the substitution therefor of the words “the Returning Officer’s”.
13. The principal Rules are amended by the revocation of rule 29 and the substitution therefor of the following: Revocation and replacement of rule 29
29. The Returning Officer shall, on the completion of the counting and verification of the votes cast in an election, secure the ballot forms counted and verified for each candidate, and the rejected ballot forms. Securing of ballot forms

Revocation
and
replacement
of rule 30

Custody and
destruction
of election
material

14. The principal Rules are amended by the revocation of rule 30 and the substitution therefor of the following:

30. (1) The ballot forms secured in accordance with rule 29 and other election materials shall be kept at the secretariat of the Association and the Committee shall ensure that the ballot forms and other election materials are retained for a period of sixty days from the day on which the results of an election are declared, and shall cause them to be destroyed after a period of one year.

(2) Where the Committee is informed that an election petition has been presented in respect of an election, the ballot forms and other election materials shall not be destroyed until such time that the trial for the election petition is finally determined.

L. ZULU,
President

M. KAOMA,
Secretary

LUSAKA,
24th April, 2024