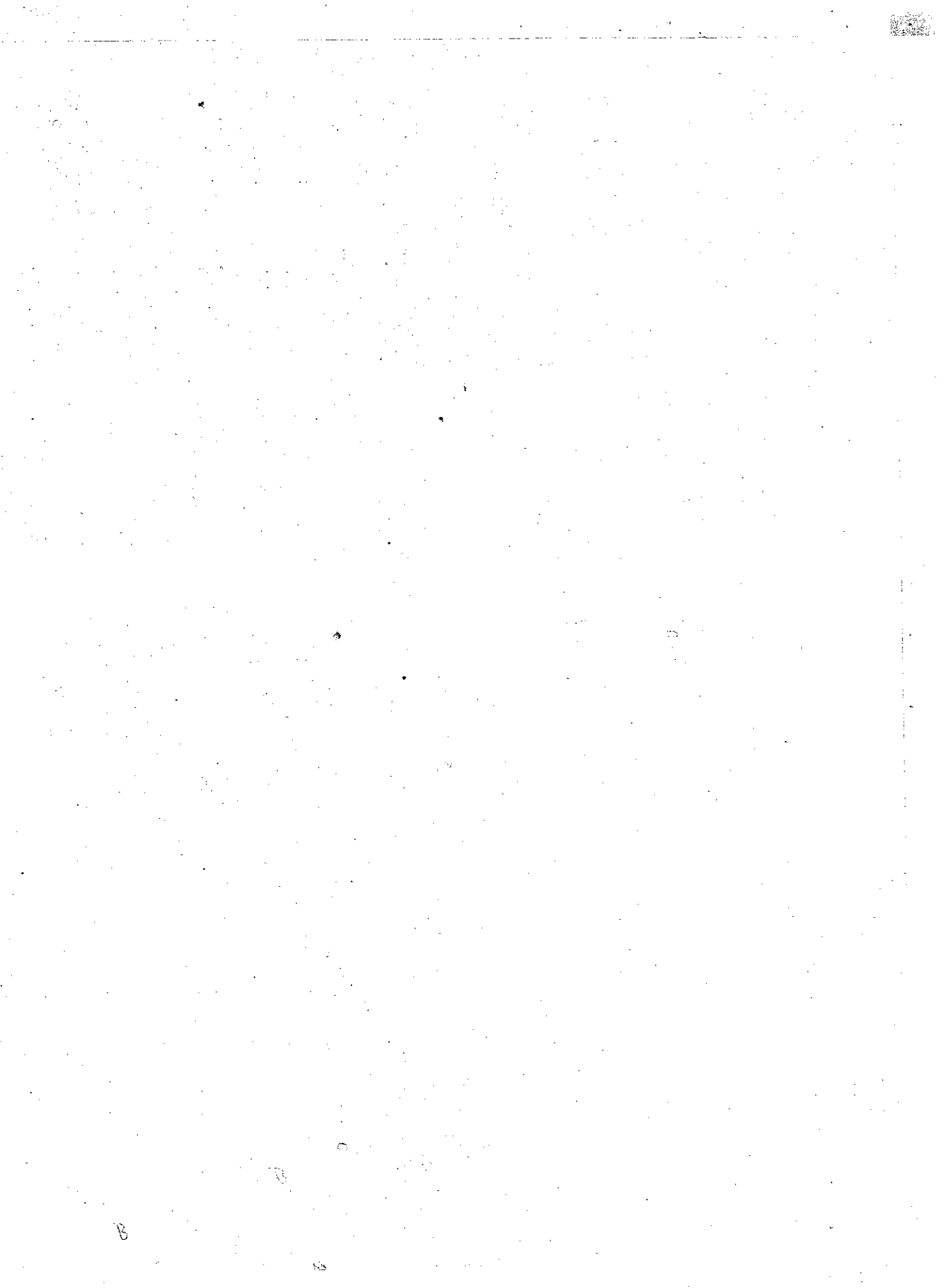


ELECTORAL ACT (AMENDMENT) BILL, 2016

ARRANGEMENT OF SECTIONS

*Sections*

1. Alteration of Section 33 of the Principal Act
2. Alteration of Section 36 of the Principal Act
3. Citation



# A BILL

## FOR

AN ACT TO AMEND SECTION 33 AND 36 OF THE ELECTORAL ACT 2010 (AS AMENDED) TO PROVIDE FOR DEATH OF PRESIDENTIAL OR GUBERNATORIAL CANDIDATE DURING AN ONGOING ELECTION AND FOR RELATED MATTERS

*Sponsored by Hon. Karimi S. Sunday*

{ } Commencement

1           1. Section 33 of the Electoral Act 2010 (as amended) (hereinafter  
2 referred to as "the Principal Act") is hereby amended by adding a new  
3 subsection (2) to the existing section which is now subsection (1) and it shall  
4 read as follows:

Alteration of  
Section 33 of the  
Electoral Act  
2010 (As Amended)

5           "33(2) Notwithstanding the provisions of this Act, No Political  
6 Party shall be allowed to change or substitute any candidate for an election  
7 once the polls has commenced."

8           2. Section 36 of the Principal Act is hereby amended by adding  
9 two new subsections (3) and (4) to existing section and it shall read as  
10 follows:

Alteration of  
Section 36 of  
the Principal Act

11           "36(3) if during the commencement of the poll but before the  
12 conclusion of elections for the office of the President or Governor of a State,  
13 one of the nominated candidates of a Political Party dies, the Commission  
14 shall allow the running mate, that is, the Party's Vice-Presidential Candidate  
15 or Deputy Gubernatorial Candidate to allow the running mate to continue  
16 and conclude the poll and should he score the majority of votes cast in  
17 accordance with the Constitution, be declared the winner of the said  
18 Election."

19           "36(4) if during the commencement of the poll but before the  
20 conclusion of elections for any of the Legislative Houses of the Federation, a  
21 Candidate nominated and sponsored by a Political Party dies, the Political

1 Party shall conduct fresh elections to nominate the candidate in consonance  
2 with section 87 of the Electoral Act.”

Citation

3 3. This Bill shall be cited as the Electoral Act (Amendment) Bill,  
4 2016.

EXPLANATORY MEMORANDUM

This Bill seeks to provide that wherever a Candidate for election into the office of the President or Governor dies during an Election, the running mate shall be allowed to continue the race, since the Presidential Candidate or Gubernatorial Candidate share a Joint Ticket with their respective running mates.