31 October 2020

Sir/Madam,

Election Return

I have the honour to call your attention to the provisions of Section 51(1)(b)(iii), 53 and 56 of the Representation of the People Act, which read as follows:

1. **Section 51: AUTHORISED AMOUNT OF ELECTION EXPENDITURE**

    (1)(b) The maximum amount of election expenses to be incurred in respect of a candidature shall be:

      (ii) in respect of a Village Council Election 50,000 rupees.

2. **Section 53: EXPENDITURE INCURRED BY CANDIDATE**

    (1) No payment shall be made by any candidate to any person other than his agent in connection with his candidature of any election except:

        (a) expenditure for the candidate's personal living expenses during the period of the election to an amount not exceeding 25,000 rupees; and

        (b) petty expenditure to an amount not exceeding 2,500 rupees.

    (2) Subsection (1) shall not apply to a candidate who is his own election agent.

3. **Section 56: RETURN BY ELECTION AGENT**

    (1) Within 6 weeks after the day on which the candidate or candidates returned at an election is or are declared elected, the election agent of every candidate at such election shall make an election return to the returning officer for the electoral area in which he acted as an election agent.

    (2) Every return made under this section shall contain a full statement under the appropriate head specified in the return of all expenditure incurred in connection with the election by or on behalf of the candidate and shall be supported by vouchers for all payments in excess of 30 rupees.

    (3) Every return made under this section shall contain a full statement of all money, securities, or the equivalent of money, received by the election agent from the candidate or from any other person in connection with the election.

(4) Subject to subsection (6) every return under subsection (1) shall be in the Form K of the schedule (see attached forms) and shall be sworn to before a Magistrate by the agent by whom it is made.

(5) (a) Every return under this section shall be supported by a declaration sworn to before a Magistrate by the candidate stating:

    (i) that the return fully and accurately sets out all payments made by the candidate himself; and

    (ii) that to the best of his knowledge, information and belief the return is a full and accurate return of all expenditure incurred, and of all money, securities or the equivalent of money received by the election agent, in connection with the election.

    (b) Subparagraph (ii) shall not apply where a candidate acts as his own agent.

(6) Where a candidate acts as his own agent the form referred to in subsection (4) shall be modified in the manner shown on the prescribed form.

(7) ……………………………

(8) Any candidate or election agent who fails to comply with this section shall commit an offence and shall, on conviction, be liable to a fine not exceeding 1,000 rupees.

4. The forms needed to meet the requirements of section 56 of the Representation of the People Act are herewith enclosed and should be submitted to this office not later than **Monday 04 January, 2021.**

I am,

    Sir/Madam,

Your obedient servant,

M.I. ABDOOL RAHMAN, GOSK
Electoral Commissioner

THE REPRESENTATION OF THE PEOPLE ACT

FORM K

[Section 56(4)]

<u>DECLARATION OF CANDIDATE</u>

I, …………………………………………………………………………………… of ……………………………………………………………….. a candidate at the election of …………………..……………………. members of the Village Council Elections held on the 22nd day of November, 2020 for the Village Council of ………………………………… do swear/ solemnly affirm that:-

    (1)   I have examined the attached return and the vouchers in support thereof;

    (2)   I have made no payment to any person other than my election agent in connection with my candidature except as set out in the attached return;

    (3)   to the best of my knowledge, information and belief, the attached return is in every respect a full and accurate return of all expenditure incurred, and of all money, securities or the equivalent of money received by my agent, in connection with my candidature at the said election.

………………………
Signature

Sworn to/solemnly affirmed by: …………………………………………….

Before me this ……………………. day of ……………………

………………………
Magistrate

* delete as appropriate

THE REPRESENTATION OF THE PEOPLE ACT

<u>FORM K</u>

<u>[Section 56(4)]</u>

<u>DECLARATION OF ELECTION AGENT</u>

I, ……………………………………………………………………………………… of

……………………………………………………………….. an election agent to

………………………………… candidate at the election of

………………………………………………………………. members of the Village

Council of ……………………… held on the 22nd day of November, 2020 for the Village

Council of …………………………………………. do swear/ solemnly affirm that:-

- (1) to the best of my knowledge, information and belief, the attached return is a full and accurate return of all expenditure incurred in connection with the candidature of the said …………………………………………… at the said election between the issue of the writ for the said election and return thereto;

- (2) that I have not received from the candidate or from any club, society, association or any source, any sum of money, securities, or any equivalent of money in connection with the said candidature, between the said dates except as set out in the return.

……………………………
Signature

Sworn to/solemnly affirmed by: …………………………………………….

Before me this ……………………. day of ……………………….

……………………
Magistrate

* delete as appropriate

THE REPRESENTATION OF THE PEOPLE ACT

[Section 56(4)]

RETURN OF ELECTION EXPENSES

Personal living expenses of candidate (if any)   Rs …………………. cs ………………

Petty expenses incurred by candidate   Rs …………………. cs ………………

Total expenditure incurred by agent   Rs …………………. cs ………………
        (as detailed below)

1.   **EXPENDITURE UPON HIRE OF PREMISES**
         (*including expenditure on lighting*)

Particulars of Premises	Period for which hired	Rate per day		Total Expensditure	
		Rs	**Cs**	**Rs**	**Cs**

THE REPRESENTATION OF THE PEOPLE ACT

[Section 56(4)]

2. PUBLICITY

Expenditure on printing, stationery and postage, advertising and distribution of advertising material, hire of loudspeakers.

To whom paid	Rate		Total Amount	
	Rs	Cs	Rs	Cs

THE REPRESENTATION OF THE PEOPLE ACT

[Section 56(4)]

3.   CANVASSING

Expenditure on Agents, Clerks, Messengers and others

Names of Canvassers, Clerks, Agents, Messengers	Amount Paid to each	
	Rs	Cs

THE REPRESENTATION OF THE PEOPLE ACT

[Section 56(4)]

4.   TRANSPORT

Expenditure on hire of motor-cars or for purchase of petrol

Date	Name of Owner/Supplier	Amount Paid to each	
		Rs	**Cs**

5.   MISCELLANEOUS EXPENSES NOT ENUMERATED ABOVE

Monies, securities or equivalent of money received by agent from any source in connection with the election.

Date	Amount or Value		Nature of article received	Source from which received
	Rs	**Cs**		

Date: ……………………   Signed …………………………
(Agent or candidate acting as his own agent)