

BY-ELECTION TERRITORIAL ELECTORAL DISTRICT

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<u>BY-ELECTION</u> <u>TERRITORIAL ELECTORAL DISTRICT</u> <u>5TH SEPTEMBER. 2005</u>

INTRODUCTION

The 2005 Territorial Electoral By-Election was held in the Territory on Monday, 5th September, 2005 following the death of the Honourable Paul P. Wattley which occurred on the 6th July, 2005 which resulted in there being a vacancy in the Legislative Council. This was the first time since the introduction of the Territorial Electoral voting that an atlarge member has died in office.

The preparation time for the by-election was extremely short but the Elections Office responded and rose to the challenge of a Territory-wide by-election. A by-election, although on a smaller scale to the general elections, has its own challenges.

On account of funeral arrangements, the period after the occurrence of the vacancy during which final voters registration for the by-election could take place was reduced to three (3) days. In an effort to give everyone a fair chance to be registered, the Elections Office remained opened on the 18th, 19th and 20th July, 2005 until 6:30 p.m., the final day for registration for the by-election being the 20th July, 2005.

<u>Staff</u>

Ms Shanika Jennings who is presently seconded to the Deputy Governor's Office from the Elections Office was reassigned to the Elections Office effective 4th August, 2005 for the duration of the election period. Ms. Rashida Maynard, Accounts Officer at Public Works Department and who worked in the 2003 General Elections, was requested by the Supervisor of Elections to be reassigned to the Elections Office for the duration of the election period. Ms. Maynard reported to the Elections Office on the 15th August, 2005. Ms. Anna Durante was appointed Deputy Supervisor of Elections on 10^h August, 2005 and she reported to the Election Office on 15th August, 2005. As of 15th August, 2005 the Elections Office was dully staffed and on schedule.

Voters Registration

During the three days allocated for registration of voters, a total of 105 applications were received. There were 100 new registrations and 5 applications for transfer of names to different districts. The names of 172 voters who had died since the 2003 General Elections were deleted from the register.

The final date for registration was 20th July, 2005. The Preliminary list was compiled and published on the 23^{rd} July, 2005 with a total of 10,131 voters. All corrections to the preliminary list were made and completed between the 6th and 22nd August, 2005. The revised preliminary list was certified and deemed the register of voters for the By-Election on the 23^{rd} August, 2005 with a total of 10,124 voters.(See Appendix "A").

Preparation for By-Election

The writ for the By-Election was issued on the 15th August, 2005 and notices for election were posted on the 16th August, 2005 in all polling districts seven clear days before Nomination Day which was set for 24th August, 2005, with Advance Polling set for 2nd September, 2005 and Polling Day set for 5th September, 2005.

On the 17th, 18th, and 19th August, 2005 all the schools being used as polling stations from Anegada to Jost Van Dyke were visited by the Supervisor and Deputy Supervisor of Elections. All the schools visited were found to be suitable for holding the polls. Two of the previously used polling stations were not used for this By-Election:

- the Church of God of Prophecy, Huntums Ghut, Huntums Ghut Polling Division in the Fifth district; and
- the Valarie O. Thomas Community Center in Sea Cows Bay Polling Division, Third District.

The Church of God of Prophecy was not used because the Church did not wish its refurbished premises to be utilized, given the behaviour displayed during the counting of the 2003 General Elections votes. The Enid Scatliffe Pre-Primary was used as the Polling Station for the Huntums Ghut Polling Division.

The Valarie O. Thomas Community Center proved to be inappropriate. The wide expanse of glass windows and the lack of partitions meant that curtains would have been required to ensure the desired privacy. Given the abridged election period, there was not enough time to have them custom made. The Ebenezer Thomas Primary School, a former polling station, was designated as the polling station.

The Returning Officer for the Territorial By-Election, Mrs. Antoinette Skelton, was recommended by the Supervisor of Elections and appointed by the Governor on the 10 August, 2005. All other election officers, that is, the presiding officers, poll clerks and tally clerks were recommended by the Supervisor, approved by the Governor and appointed by the Supervisor of Elections.(See Appendix "B").

The Returning Officer and the Supervisor of Elections held a number of meetings to discuss Nomination Day and By-Election polling night. Meetings were also held with Computer Programmer, Mr. Collin Scatliffe, tally clerks and the candidates contesting the By-Election.

Two training sessions were held with the Presiding Officers and the Poll Clerks appointed to work in the By-Election. At these meetings every effort was made to address all relevant issues and a mock session on what actually takes place on voting day was conducted. This was in an effort to refresh everyone with the process and to clear up any questions and concerns.

Nomination of Candidates

The nomination of candidates was held at the Legislative Council Chambers on Wednesday, 24th August, 2005, where a total of four candidates were nominated. The sum of \$1200.00 was collected from the Returning Officer and deposited with Banco Popular.

Advance Polling

Advance polling for the 2005 By-Election was held on Friday 2nd September, 2005 in all nine districts, there being one polling station in each district. Advance polls opened at 9 a.m. and closed at 12.00 noon. All went well at the advance polls. The persons for whom the polls were intended came to the polls and election officers are to be commended for exercising sound judgment in determining the persons who were eligible to vote on Advance Polling Day. At the end of Advance polling day a total of 228 persons had voted. (**See Appendix "C"**)

Strong representations were made that persons travelling on official business for Government, as well as other persons scheduled to travel to be given the privilege to vote in the advance poll. These persons were denied because the Election Act does not make provision for that category of persons. With the Election Act needing to be revised perhaps this is a good time to consider persons travelling on official business. At the same time one has to be careful as to how this is done. If these categories of persons are to be included in the advance voting process, a very strict criteria must be followed. For example, proof of travel arrangements and an application to vote in the advance poll should be required. If eligible they will then be issued with a card from the Elections Office.

The ballots were transmitted to the Supervisor of Elections after the close of the Advance polls in sealed envelopes and kept safely by the Supervisor of Elections. The ballots were handed over to the Presiding Officers on the morning of 5th September, 2005, By-Election Polling day.

Police – Maintenance of Law and Order

The Royal Virgin Islands Police Force played a very important role in the preparation process. Meetings were held with Police personnel who in turn made all the necessary arrangements to ensure that Nomination Day, Advance Polling Day, Polling Day (in particular the safe transfer of the ballot boxes from the outer districts), and the counting of the votes on polling night were performed without incident.

Polling Day

Final preparations for polling day concluded on Sunday 4th September, 2005 when final checks were make to ensure that ballot boxes were ready for collection by Presiding Officers. Ballot boxes for the Ninth Electoral District were taken by boat to Anegada and Virgin Gorda on the afternoon of Sunday 4th September, 2005 by the Deputy Supervisor of Elections escorted by Police Officers. These boxes were handed over to the respective police stations for safe keeping and collected by the Presiding Officers on 5th September, 2005.

The Supervisor and Deputy Supervisor of Elections reported for duty at the Elections Office at approximately 2:30 a.m. Activities at the Elections Office began as early as 3:30 a.m. when the Presiding Officer for the Second District reported to the office. Presiding Officers continued to arrive at the office throughout the early morning hours with the last Presiding Officer arriving at 5 a.m.

All polling stations were opened within the specified time 6 a.m. Throughout the day all the polling stations on Tortola were visited by the Supervisor of Elections. The polling stations on Anegada and Virgin Gorda were visited by the Deputy Supervisor of Elections. The polling station on Jost Van Dyke was contacted by phone.

On Polling Day there appeared to be some confusion in the Third District, Sea Cows Bay Polling Division, in that some voters were going to the Valarie O. Thomas Community Center instead of the Ebenezer Thomas Primary School; and some voters in the Fifth District, Huntums Ghut Polling Division were going the Church of God of Prophecy instead of the Enid Scatliffe Pre-Primary School. The Elections Office rectified this situation by posting notices at both the Valarie O. Thomas Community Center and the Church of God of Prophecy, directing voters to the Ebenezer Thomas Primary School and The Enid Scatliffe Pre-Primary School respectively.

In all the polling stations there was a low voter turnout, and this was evident from the lack of long lines at the polling stations. Throughout the day most polling stations reported that voting was steady but slow. Polls closed at 6 p.m. The Elections Office remained opened until 9:00 p.m. During this period Presiding Officers returned election material not related to the counting of the votes.

Counting of the Votes

All ballot boxes from Anegada, Virgin Gorda, Jost Van Dyke and Tortola were handed over to the Territorial Returning Officer 8.15 p.m. at the Sir Rupert Briercliffe Hall. The counting of the votes began at 8:30 p.m. The votes were counted by one person, in accordance with the strict letter of the provisions of the Elections Act, 1994, and this made the counting of the votes an arduous process. Mrs. Antoinette Skelton, the Territorial Returning Officer, was assisted by 11 poll clerks and 11 tally clerks, who are to commended for a job well done. The counting concluded at 7:50 a.m. on the morning of 6th September, 2005 with Mr. Elmore Stoutt being declared the elected member for the Territorial at-large District. (**See appendix "D"**). The Supervisor of Elections, Deputy Supervisor of Elections and the other staff members of the Election Office remained at the Sir Rupert Briercliffe Hall through the counting of the votes.

Return of Writ

The writ was returned by the Territorial Returning Officer on the 6th September, 2005 at 9 a.m. to the Supervisor of Elections. The writ and return of the By-Election was transmitted to His Excellency the Governor, Mr. Thomas Macan, on 6th September, 2005 at 11 a.m. by the Supervisor of Elections.

Financial Report

\$50,000.00 was allocated to the Elections Office to offset the expenses incurred in preparation for the By-Election. Expenditure for the By-Election 2005 charged to Elections Expenses vote amounted to \$40,719.71. A breakdown is attached as **Appendix** "**E**".

Recommendations

- Elections Act and its amendments be revised with special attention being paid to the voters list. Consideration should be given as to whether the list should be revised and issued every four years (in accordance with current practice) or whether it should be revised and issued once every year.
- The Salt Island Polling Division be abolished and voters be transported to Road Town to vote. In the By-Election it was seen that the human resources and financial resources used for one (1) person to vote was unreasonable.
- Provision should be made to permit more than one agent per candidate at the polls and more than one agent at the counting stations.
- That public education should be on-going in respect of continuous voter registration.

- At least two persons be appointed and authorized to assist the Territorial Returning Officer with the counting of the Territorial votes. It is my opinion that the Territorial votes should continue to be counted in a central location.
- Voter registration cards should be implemented for the next general election. These cards will bear the names, address, date of birth and should be bar coded. I would recommend that the Supervisor visit the offices of the Supervisor of Elections in the United States Virgin Islands and observe the machines used in the making of their registration cards. The same suppliers can be contacted to provide our Election Office with machines and training.
- Advance polling should be available to persons travelling on official business.
 Proof that the voter is travelling on official business must be produced, and the voter should apply to the Elections Office to vote on advance polling day.
- The Election Act should be amended to give the Supervisor of Election authority to act for and on behalf of any Returning Officer if the need arises.
- That the remuneration paid to the elections workers be increased.
- Training for election workers be on-going, with there being a trained pool of workers to choose from.

ACKNOWLEDGEMENTS

The Supervisor of Elections would like to thank His Excellency the Governor, the Deputy Governor and the Honourable Attorney General for their support and guidance throughout the By-Election process.

Special recognition is extended to the following persons for their contributions towards the successful By-Election:

- o the Royal Virgin Islands Police Force
- o the Department of Information and Public Relations
- Telephone Services Unit
- Public Works Department
- o Chief Education Officer and the Ministry of Education
- o All Election Officers
- o the Department of Agriculture
- Mr. Ernest Scatliffe
- o District Officers on the Sister Islands
- o the Media
- o the Staff of Information Systems Unit

Special thanks to the Deputy Supervisor of Elections and the staff of the Elections Office for their support. I would also like to express my sincere appreciation of the efforts of the Territorial Returning Officer, the poll clerks, the tally clerks and the Computer Technician. Mention must be made of the candidates and the general public for their cooperation.

Last, but by no means least, a special thanks to my family for their support and encouragement.

Juliette Penn Supervisor of Elections



Preliminary List 2005

District	Division	Amount
First	Zion Hill	702
	Carrot Bay	_446
		1148
Second	Jost Van Dyke	135
	Cane Garden Bay	387
	Brewers Bay	197
	Meyers	_366
		1085
Third	Sea Cows Bay	1055
Fourth	Road Town	1163
	Salt Islands	5
		1168
Fifth	Huntums Ghut	844
	Long Trench	372
		1216
Sixth	Baughers Bay	1091
	Belle Vue	197
		1288
Seventh	Long Look	938
Eighth	Норе	61
	East End	956
		1017
Ninth	Valley	822
	North Sound	276
	Anegada	118
	Co. (1997) (2017) (2017) (2017)	1216
		10131



2005 By-Election Officers

Returning Officer

Antoinette Skelton

ADVANCE POLL

Presiding Officers

- 1. Marva Martin
- 2. Connie George
- 3. Gary Penn
- 4. Sylvia Moses
- 5. Helen Durante-Seymour
- 6. Dennis Jennings
- 7. Eunice Crawford
- 8. Orris Thomas
- 9. Marion Levons

Wisteria Donovan Rose Adams Annette Mactavious Joyce Titley Ruth Benjamin Athena Maduro Joan Dawson Franklyn Penn Wendy Lennard

POLLING DAY

Presiding Officers

- 1. Sylvia Moses
- 2. Dennis Jennings
- 3. Stephanie Black-Benn
- 4. Marva Martin
- 5. Connie George
- 6. Vansittart Huggins
- 7. Sylvia Adams
- 8. Kirlin Lettsome
- 9. Helen Durante-Seymour
- 10. Dorea Maduro
- 11. Rosetta Crandall-Samuel
- 12. Lavon Chalwell-Brewley
- 13. Nolma Chalwell
- 14. Kelvin Dawson
- 15. Orris Thomas
- 16. Athena Maduro
- 17. Marion Levons
- 18. Andrew St. Hilaire
- 19. Erma Vanterpool

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Poll Clerks

Poll Clerks

- 1. PhyllisEvans
- 2. Claudette Smith
- 3. Wisteria Donovan
- 4. Lynelle Gumbs
- 5. Vernerine Davis-Francis
- 6. Gwendolee Thomas
- 7. Denise Martin-Chinnery
- 8. Dorothy Frett
- 9. Lencia Mills
- 10. Lena Stoutt-Frett
- 11. Lorna George
- 12. Avelinda Freeman
- 13. NeredaMaduro
- 14. Annessa Moses-Tobin
- 15. Carmen Scatliffe
- 16. Florina Forbes
- 17. Beverly Todman
- 18. Patricia Harry
- 19. Jennifer Henry
- 20. Drucilla Fahie
- 21. Patricia George
- 22. Joyce Titley
- 23. Ethlyn Ollivierre
- 24. Keima Maduro
- 25. Jermaine Barry
- 26. Jasmine Choucoutou
- 27. Sandra Herbert
- 28. Vanessa Matthias-Garraway
- 29. Carmen Rabsatt
- 30. Neville George-Thomas
- 31. Tashi O'Flaherty-Maduro
- 32. Enid Penn-Charles
- 33. Emily George
- 34. Linda Durante
- 35. Sulin J. Smith
- 36. Wendy Lennard
- 37. Lorraine Walters
- 38. Eunice Crawford
- 39. Nathalie Stevens-George
- 40. Lenia Smith-Hodge

Tally Clerks

- 1. Colin Scatliffe Computer Technician
- 2. Julian Adams
- 3. Elwyn Barry
- 4. Raymond Phillips
- 5. Faith Powell
- 6. Clayton O'Neal
- 7. Bennett Smith
- 8. David Abednego
- 9. Brenda Sprauve
- 10. Byron Parsons
- 11. Wade Tobin
- 12. Joan Dawson
- 13. Gloria Fahie-Small
- 14. Avelinda Freeman
- 15. Patricia George
- 16. Natelka Hodge
- 17. Jasmine Choucoutou
- 18. Linda Durante
- 19. Patricia Harry
- 20. Vanessa Matthias-Garraway
- 21. Annette Mactavious
- 22. Rose Adams



BY ELECTION

ADVANCE POLLING - 2 SEPTEMER 2005

DISTRICT	POLLING DIVISION	NO OF VOTES CAST
	ZION HILL	21
FIRST	CARROT BAY	7
	CANE GARDEN BAY	6
SECOND	BREWERS BAY	3
	MEYERS	6
	JOST VAN DYKE	0
THIRD	SEA COWS BAY	34
FOURTH	ROAD TOWN	18
lookiii	SALT ISLAND	0
FIFTH	HUNTUMS GHUT	18
	LONG TRENCH	3 (1 SPOILED)
SIXTH	BAUGHERS BAY	16
WARAAA.	BELLE VUE	2
SEVENTH	LONG LOOK	17
EIGHTH	HOPE	2
LIGHTH	EAST END	34
	VALLEY	33
NINTH	NORH SOUND	6
	ANEGADA	2
		228



	TERRITORIAL DI MASTER RANKIN			
POS.	NAME	AFF	TOTAL	%
1	STOUTT, Elmore	NDP	2570	51.96%
2	MALONE, Vernon Elroy	VIP	2167	43.81%
3	MADURO, Conrad Antonio	UP	144	2.91%
4	de CASTRO, Richard Courtney	IND	19	0.38%
	PERCENTAGE OF BALLOTS COUL	NTED	100.00%	
	TOTAL BALLOTS CAST	4946		
	TOTAL VOTES REJECTED	46		
	TOTAL VALID VOTES		4900	
	TOTAL VOTES COUNTED		4946	
	TOTAL REGISTERED VOTERS		10124	
	PERCENTAGE TURNOUT		48.85%	

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PV 414792	414792 09/26/05	1.00 NERIDA MADURO Salary for serving	a m	584764 Batch Date 09/26/05	6/05	250.00	
PV 414793	09/26/05	PATRICIA BARRY Salary for serving	an a	584764 Batch Date 09/26/05	6/05	500.00	
pv 414794	09/26/05	1.00 Salary for serving an a	0.0	584764 Batch Date 09/26/05	6/05	250.00	
100118 177 414795	414795 09/26/05	PATRICIA GEORGE Salary for serving	25 2	504764 Earch Date 09/26/05	e/05	500-00	
Units PV 414736	19/26/05	J.00 SULIN SMITH Salary for serving	***	584785 Batch Date 09/26/05	6/05	5/05 250.00	
PV 414237 Units	1 09/26/05	SCATLIPPE, COLLIN Salary for serving 1.00 navin &	a B B	584786 Batch Date 09/26/05	67.65	5/05 350 00	
4		Salary for serving 1.00 BYRON PARSONS	88 R	Batch Date 09/26/05 584786	6/05		
1	1 19/26/05	Payment for serving 1.00 ANTOINETTS SECTON	1 11 1	17	09/26/05	63	
8		Salary for serving as the 1.00 GLORIA FAMIR SMALL Downer For Keine a Fally	as the	5 5	09/26/05		
DD153 PV 414802	09/26/05	1.00 MACTAVIOUS, ANNETTE Salary for serving as	a na		09/26/05	5/05 370.00	
PV 41480) Daits	19/26/05	HODGE, NATELKA Selery for serving an 1.00	8.H 1	584786 Batch Date 09/26/05	6/05	250.00	

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