Appendices



State General Election Dates - Legislative Assembly

Par	liament	Date of Election	Total Seats	Party Elected
1st	Parliament	* 27 November to 12 December 1890	30	Forrest Party
2nd	Parliament	* 14 June to 3 July 1894	33	Forrest Party
3rd	Parliament	* 27 April to 28 May 1897	44	Forrest Party
4th	Parliament	24 April 1901	50	Leake Party
5th	Parliament	28 June 1904	50	Labor
6th	Parliament	27 October 1905	50	Liberal
7th	Parliament	11 September 1908	50	Liberal
8th	Parliament	3 October 1911	50	Labor
9th	Parliament	21 October 1914	50	Labor
10th	Parliament	29 September 1917	50	Nationalist & Country Party Coalition
11th	Parliament	12 March 1921	50	Nationalist & Country Party Coalition
12th	Parliament	22 March 1924	50	Australian Labor Party
13th	Parliament	26 March 1927	50	Australian Labor Party
14th	Parliament	12 April 1930	50	Nationalist & Country Party Coalition
15th	Parliament	8 April 1933	50	Australian Labor Party
16th	Parliament	15 February 1936	50	Australian Labor Party
17th	Parliament	18 March 1939	50	Australian Labor Party
18th	Parliament	20 November 1943	50	Australian Labor Party
19th	Parliament	15 March 1947	50	Liberal & Country League and Country Party Coalition
20th	Parliament	25 March 1950	50	Liberal & Country League and Country Party Coalition
21st	Parliament	14 February 1953	50	Australian Labor Party
22nd	Parliament	7 April 1956	50	Australian Labor Party
23rd	Parliament	21 March 1959	50	Liberal & Country League and Country Party Coalition
24th	Parliament	31 March 1962	50	Liberal & Country League and Country Party Coalition
25th	Parliament	20 February 1965	50	Liberal & Country League and Country Party Coalition
26th	Parliament	23 March 1968	51	Liberal & Country League and Country Party Coalition
27th	Parliament	20 February 1971	51	Australian Labor Party
28th	Parliament	30 March 1974	51	Liberal & National Alliance Coalition
29th	Parliament	19 February 1977	55	Liberal & National Country Party Coalition
30th	Parliament	23 February 1980	55	Liberal & National Country Party Coalition
31st	Parliament	19 February 1983	57	Australian Labor Party
32nd	Parliament	8 February 1986	57	Australian Labor Party
33rd	Parliament	4 February 1989	57	Australian Labor Party
34th	Parliament	6 February1993	57	Liberal / National Party Coalition
35th	Parliament	14 December 1996	57	Liberal / National Party Coalition
36th	Parliament	10 February 2001	57	Australian Labor Party
37th	Parliament	26 February 2005	57	Australian Labor Party
38th	Parliament	6 September 2008	59	Liberal / National Government

^{*} Until 1970, the Governor in Council had the power under the provision of section 41 of the *Constitution Act 1889*, to fix different dates for election in the different districts. According to Section 71(3) of the *Electoral Act 1907* the same date shall be fixed for the polling in each region or district, as the case requires, however elections for northern seats were still held separately until 1930.



State General Election Dates - Legislative Council

Year

- The first sitting of the Legislative Council was held on 7 February 1832. The first constituted Legislative Council consisted of five official members nominated by, and including, the Governor.
- 1870 Under the terms of the *Australian Colonies Government Act 1850*, twelve elected councillors together with six nominated by the Governor, three official and three non-official, formed the Legislative Council.
- 1887 By 1887 the Legislative Council had increased to a total of twenty six members.
- The first fully elective Legislative Council was elected on 16 July 1894. Twenty-one members were elected, three from each of seven provinces, one to retire every two years. Enrolment to vote was based on a restricted property franchise.
- 1965 Commencing from 1965, conjoint State General Elections were held for the Legislative Assembly and Legislative Council.

The following table shows the State General Election dates for the Legislative Council since 1894:

Date of Election	Total Seats
16 July 1894	21
27 July 1896	21
9 May 1898	24
14 May 1900	24
12 May 1902	30
30 May 1904	30
13 May 1908	30
13 May 1910	30
14 May 1912	30
16 May 1914	30
13 May 1916	30
11 May 1918	30
8 May 1920	30
13 May 1922	30
10 May 1924	30
8 May 1926	30
12 May 1928	30
10 May 1930	30
7 May 1932	30
12 May 1934	30
9 May 1936	30
7 May 1938	30
11 May 1940	30
29 April 1944	30

Date of Election	Total Seats
4 May 1946	30
8 May 1948	30
6 May 1950	30
3 May 1952	30
8 May 1954	30
7 April 1956	30
10 May 1958	30
30 April 1960	30
12 May 1962	30
20 February 1965	30
23 March 1968	30
20 February 1971	30
30 March 1974	30
19 February 1977	32
23 February 1980	32
19 February 1983	34
8 February 1986	34
4 February 1989	34
6 February 1993	34
14 December 1996	34
10 February 2001	34
26 February 2005	34
6 September 2008	36



Preferential Voting System – Legislative Assembly

Preferential voting is a system whereby a candidate must poll an absolute majority of the total formal vote (i.e. in excess of 50%) in order to be elected to the vacancy.

Under a full preferential system, a voter is required to indicate a preference for each candidate on the ballot paper by using the numbers 1, 2, 3 and so on up to the number of candidates. If, after all first preference votes have been counted, no candidate has obtained an absolute majority of all formal votes, then the candidate with the fewest number of first preference votes is excluded from the count. The excluded candidate's second preference votes are then distributed to the remaining candidates at this stage.

If, after that exclusion, no candidate has obtained an absolute majority of formal votes, the next remaining candidate with the fewest votes is excluded and all of his or her votes (second preferences and those received from the previously excluded candidate) are distributed to the remaining candidates.

The above process is repeated until one candidate is elected by obtaining an absolute majority of formal votes. The absolute majority is calculated excluding informal and exhausted votes. An example of the above process is shown below for the District of Balcatta in 2008.

Example

Full Distribution of Preferences

Count	ALP Kobelke	CDP Schofield	FFP George	GRN Lachmund	LIB Hatton	Total Valid Votes	Exhausted Votes	Total Votes
First Preference Votes	7,897	692	377	2,110	7,682	18,758		18,758

Step 1

The absolute majority at this stage of the count is 9,380. As no candidate has achieved this on first preference votes, George, the candidate with the fewest number of first preference votes is excluded. The excluded candidate's second preference votes are then distributed to the remaining candidates. These votes are then added to the remaining candidates progressive totals. Exhausted votes are formal; however, these are not added to any candidate's total as no consecutive preference has been indicated for the remaining candidates on the ballot paper (e.g. 1,2,2,2 or 1,2,3,3).

Count	ALP Kobelke	CDP Schofield	FFP George	GRN Lachmund	LIB Hatton	Total Valid Votes	Exhausted Votes	Total Votes
			Excluded					
First Distribution	65	108	-377	131	69	373	4	377
Progressive Total	7,962	800		2,241	7,751	18,754	4	18,758

Step 2

At this stage of the count, the absolute majority is now 9,378. As no candidate has yet achieved this, Schofield, the candidate with the fewest number of votes following the first distribution (800) is next to be excluded. The excluded candidate's second preference votes from the first preferences (692) are then distributed to the remaining candidates, and the third preference votes from the first distribution (108) are also distributed to the remaining cadidates. These votes are then added to their progressive total.

Count	ALP Kobelke	CDP Schofield	FFP George	GRN Lachmund	LIB Hatton	Total Valid Votes	Exhausted Votes	Total Votes
		Excluded						
Second Distribution	169	-800		184	446	799	1	800
Progressive Total	8,131			2,425	8,197	18,753	5	18,758

Step 3

After the second distribution, the absolute majority is now 9,377. The process in step 2 is repeated at this stage for the next candidate to be excluded, Lachmund. His votes (2,425), which include all those transferred to him during the first and second distributions, are distributed to the remaining two candidates, Kobelke and Hatton.

Count	ALP Kobelke	CDP Schofield	FFP George	GRN Lachmund	LIB Hatton	Total Valid Votes	Exhausted Votes	Total Votes
				Excluded				
Third Distribution	1,673			-2,425	744	2,417	8	2,425
Progressive Total	9,804				8,941	18,745	13	18,758

As there are only two candidates remaning, the candidate with the absolute majority is elected. The absolute majority at this stage of the count is now 9,373, with the 13 exhausted votes having the effect of reducing the absolute majority.

Result

John Kobelke (ALP) is elected as the member for Balcatta with a majority of 863 votes.



Proportional Representation Voting System – Legislative Council

Proportional Representation

This is a voting system used in multi-member electorates which is designed to ensure that the number of successful candidates from each party and independents reflects as closely as possible the total vote received as a proportion of all the valid votes cast in an election. To be successful, a candidate is required to receive enough votes to reach a quota (not an absolute majority) which is based on the number of formal votes and the number of candidates to be elected. The Legislative Council of the parliament of Western Australia is elected using a proportional representation system.

In very general terms, under the notion of proportional representation, if a party or candidate received approximately 15% of the formal vote, that party or candidate will gain 15% of the seats in the parliament. Thus if a political party received 15% of the vote in the Mining and Pastoral Region, it could expect to gain one of the 6 seats allocated to this region.

The quota required is calculated using the following formula:

For example:

Mining and Pastoral Region

$$\frac{54,409}{(6+1)} + 1 = 7,773$$

In this example for the Mining and Pastoral region, a candidate would need at least 7,773 votes to be elected.

Note: The fraction is obtained by dividing the number of formal votes (54,409) by the number of MLCs plus 1 (7) and is rounded down before the 1 is added to obtain the quota required (i.e. 7,773).

Surplus Votes

Candidates who receive a number of votes equal to or greater than the quota are elected immediately. Any votes of these elected candidates which are surplus to the quota are transferred to the remaining candidates at a reduced value known as a transfer value. The transfer value is calculated as follows:

Excluding Candidates

If at any stage there are no candidates with a surplus of votes and not all Council seats have been filled, the candidate with the fewest votes is excluded from the count.

The excluded candidate's ballot papers are distributed to the remaining candidates at the same vote value as they were received. In some counts this will mean ballot papers are transferred at the value of 1 while others will have various transfer values.

This process of distributing surplus votes from elected candidates and excluding the candidate with the fewest votes is continued until all vacancies are filled.



Western Australian, Interstate and Overseas Polling Locations for Early Votes in Person

The following section contains a list of polling places in Western Australia, Interstate and Overseas where electors could cast an early vote.

Western Australia				
Office Name	City	State	Post Code	Votes Issued
Central Law Courts	PERTH	WA	6000	364
Court House	ALBANY	WA	6330	702
Court House	ARMADALE	WA	6112	205
Court House	BROOME	WA	6725	1,377
Court House	BUNBURY	WA	6230	260
Court House	BUSSELTON	WA	6280	899
Court House	CARNARVON	WA	6701	493
Court House	COLLIE	WA	6225	412
Court House	DERBY	WA	6728	73
Court House	ESPERANCE	WA	6450	393
Court House	FREMANTLE	WA	6160	746
Court House	GERALDTON	WA	6530	1,214
Court House	JOONDALUP	WA	6027	170
Court House	KALGOORLIE	WA	6430	69
Court House	KARRATHA	WA	6714	185
Court House	KATANNING	WA	6317	58
Court House	KUNUNURRA	WA	6743	303
Court House	MANDURAH	WA	6210	2,930
Court House	MANJIMUP	WA	6258	200
Court House	MERREDIN	WA	6415	83
Court House	MIDLAND	WA	6056	274
Court House	MOORA	WA	6510	66
Court House	NARROGIN	WA	6312	117
Court House	NORTHAM	WA	6401	43
Court House	ROCKINGHAM	WA	6168	387
Court House	ROEBOURNE	WA	6718	87
Christmas Island Post Office	INDIAN OCEAN	WA	6798	22
Division of Brand	ROCKINGHAM	WA	6168	4,396
Division of Canning	ARMADALE	WA	6112	1,401
Division of Cowan	KINGSLEY	WA	6026	2,754
Division of Curtin	CLAREMONT	WA	6010	2,848
Division of Forrest	BUNBURY	WA	6230	2,351
Division of Fremantle	FREMANTLE	WA	6160	1,476
Division of Kalgoorlie	KALGOORLIE	WA	6430	1,456



Western Australia				
Office Name	City	State	Post Code	Votes Issued
Division of Karratha	KARRATHA	WA	6714	806
Division of Moore	JOONDALUP	WA	6027	3,634
Division of O'Connor	NORTHAM	WA	6401	666
Division of Pearce	MIDLAND	WA	6056	4,296
Division of Stirling	KARRINYUP	WA	6018	4,222
Division of Swan	CANNINGTON	WA	6107	4,516
Division of Tangney	BOORAGOON	WA	6154	3,911
Perth Airports (3 locations)	PERTH	WA	6105	5,497
South Hedland Justice Complex	SOUTH HEDLAND	WA	6722	391
Western Australian Electoral Commission	PERTH	WA	6000	3,832

Interstate				
Office Name	City	State	Post Code	Votes Issued
Elections ACT	CANBERRA	ACT	2600	113
NSW State Electoral Office	SYDNEY	NSW	2000	245
Northern Territory Electoral Office	DARWIN	NT	0800	450
Electoral Commission Queensland	BRISBANE	QLD	4000	178
State Electoral Office South Australia	ROSE PARK	SA	5067	130
Tasmanian Electoral Office	HOBART	TAS	7000	71
Victorian Electoral Commission	MELBOURNE	VIC	3000	378

Overseas			
Office Name	Country	Post Code	Votes Issued
WA Trade Office - Tokyo	JAPAN	100-0011	7
WA Trade Office - Dubai	UNITED ARAB EMIRATES	58007	15
WA Trade Office - Kuala Lumpur	MALAYSIA	50250	10
Chief Electoral Office - Wellington	NEW ZEALAND	6140	9
WA Trade Office - London	UNITED KINGDOM	WC2B 4LG	250



Legislative Council Re-counts Since 2005 State General Election

2007 Agricultural Region Re-count - Resignation of the Hon. Margaret-Anne Rowe MLC

On 3 July 2007, His Excellency the Governor informed the Electoral Commissioner that the Hon. Margaret-Anne Rowe MLC, Member for the Agricultural Region, had resigned from Parliament and thus the seat had become vacant. On Friday 6 July 2007 public notice of the vacancy was published in *The West Australian* and the *Geraldton Guardian* news papers in accordance with section 156C(1)(a) of the *Electoral Act 1907*.

The nomination process is prescribed in sub-sections 156C(4) and (5) of the Act (and regulation 25 of the Electoral Regulations 1996). In relation to such nominations, section 156A(1) of the Act defines 'qualified person' as a person who:

- (a) was a candidate at original election;
- (b) did not withdraw from, and was not elected at, that election;
- (c) has not become a member of the Council since that election; and
- (d) is qualified to be elected and is not disqualified from being elected as a member of the Council.

After the 2005 State general election, amendments occurred to the eligibility requirements for membership of the Legislative Council and Legislative Assembly. For election, persons must now be Australian citizens and on the electoral roll.

Nominations from qualified persons for the vacancy closed at 12 noon on Monday 16 July 2007. The Electoral Commissioner received seven nominations from consenting candidates before the close of nominations. These were the only candidates who could be declared elected at the re-count.

Immediately after the close of nominations, a full re-count commenced of all ballot papers cast in the most recent Legislative Council election, held on 26 February 2005. The count was conducted under the provisions of section 156D and Schedule 1 of the Act.

The consenting candidates, in the order that their names appeared on the 2005 ballot paper, were:

Candidates	Party
ELLIS, Brian Charles	Liberal
HOUGH, Francis Carson	New Country Party
NICHOLL, Colin Jeffrey	New Country Party
MARGETTS, Dee	Greens (WA)
DUNJEY, Lachlan Peter Charles	Christian Democratic Party WA
DUNCAN, Wendy Maxine	THE NATIONALS
DUNCANSON, Roy	Independent

Votes at the 2005 State general election were counted electronically using a software program. The re-count was conducted in the same manner, as required by section 156D(4) of the Act, having regard for the exclusion of the Hon. Margaret-Anne Rowe, and the incumbency of other elected members. A drawing of ballots resolved an exclusion between two tied non-participating candidates, as required by clause 17 of Schedule 1 (which applies Schedule 2 of the Act).

On completion of the count, the Electoral Commissioner declared Brian Charles Ellis to be elected as a member of the Legislative Council for the Agricultural Region. A summary of the count appears on the following page.



LEGISLATIVE COUNCIL – COUNT SUMMARY AGRICULTURAL REGION Re-count – 16 July 2007 1 Candidates to be Elected

															1 Ounu	- Induted to																	
			ALP			LI	В		CE	:c		NCO		FF	:P	L4	ίF	P	HS	DE	EM		ONP		GF	RN	CDP		NAT		IN	ID	
Quota = 14	4056	CHANCE, K	DALY, T	WEST, Dari	DONALDSON, Bru	FELS, Antho	ROWE, Marga	ELLIS, Bri	ROBINSON, Je	SMITH, Stu	ноидн, Fra	NICHOLL, Co	MARLEY, Fra	IRVINE, Ni	FARHI, He	THEOBALD, Pe	RICHARDSON, J	DARBY, Jo	SHANN, P	BENNELL, Antho	THACKRAH, Da	McLEAN, R	STRAHAN, Ba	FALLIS, Michael	MARGETTS, D	SCHUR, Ba	McNABB, Alist	DUNCAN, Wen	MET SON, CI	NELSON	CLYDESDALE-GEBERT, Denis	DIINCANSON, R	TOTAL Lost Fraction
First Preferences		22383	⋽ 68	ei 5	ਨੂ 5 32941	110	ret	138	243	a 3	<u>무</u> 1859	<u>=</u> 55	32	<u>6</u> 1247	<u>ā</u> . 24	ड् १ 269	2 10	21	<u>u</u> 6	303	<u>š</u>	2500	- T	12	8 3691	<u>s</u> 18	1564 2	ay dy	72	<u>ਲ</u> ੋਂ 31	ě ×	2 477	0 84331
DONALDSON, Bruce	Elected 1st	0 22383	5		1 -18885 6 14056	18836	C	31	0	0	1 1860	0 55	0 0	2	0	0	0	0 0	0	0 303	0	0 0 2500	0	0	1 3692	0	0 1564 2	0	2 74	0	0	0 477	6 0 6 84331
CHANCE, Kim	Elected 2nd	-8327 14056	8279	23		0	C	0 169	4	0	1861	1 56	1	1	0	0	0	0 0	0	0 303	0	2500 1 3 2501	0	0	3696 3696	0	0 1564 20	0	0 74	0	0	1 478	11 0 17 84331
CRIDDLE, Murray	Elected 3rd	0 14056	0	(0 0 9 14056	0	C	170	0	0	0	0 56	0	0	0	0	0	0 0 21	0	0 303	0	0 2501	0	0	1 3697	0	0 1564 20	-2064 2	054 128	2	0	0 478	6 0 23 84331
FELS, Anthony	Elected 4th	0 14056	0	(0 0 9 14056	-4890	C	4882 5052	0	0	0 1861	0 56	0	0	0 24	0	0	0 0	0	0 303	0	0 2501	0	0	0 3697	0	0 1564 2	0 0	1 129	0	0	0 478	7 0 30 84331
SMITH, Stuart	Excluded	0 14056	0	(0 0 9 14056	0	C	0 5052	1	-3	0	1 57	0 33	0	1	1 0	0	0 0	0	0 303	0	0 2501	0	0	0 3697	0	0 1564 2	0	0	0	0	0 478	0 0 30 84331
SHANN, Paul	Excluded	0 14056	0	(0 0 9 14056	0	C	0 5052	0	0	0	0 57) 1	0 1250	0	0	0	0 4	-6		0	0 2501	0	0	0 3697	0	0 0	0 0	0	0	0	0 478	0 0 30 84331
THACKRAH, David	Excluded	0 14056	0	(0 0 9 14056	0	C	0 5052	0	0	0	0	0 0	0 1250	0	0 0 269	0	0 0	0	5	-6	0 2501	0	0	3698 3698	0	0 1564 2	0	0	0	0	0 478	0 0 30 84331
RICHARDSON, Joy	Excluded	0 14056	0	(0 0 9 14056	0	C	5052	0	0	0 1861	1 58	1 1	0 1250	1 26	1 5	-10 0		0	0 309	0	2502	0	0	0 3698	0	0 1564 2	0 0	0	0	0	0 478	0 0 30 84331
FALLIS, Michael D	Excluded	14056	1	(0 0 9 14056	0	0	0 5053	0	0	0 1861	0	35	0 0 1250	0	0	0	0 0	0	0 309	0	3 2505	7	-12	0 3698	1 19	0 1564 2	0 0	0	0	0	0 478	0 0 30 84331
SCHUR, Basil	Excluded	0 14056	1	(0 0 9 14056	0	C	0 5053	0	0	0 1861	0 58	0 0	0	0 26	0	0	0 0	0	0 309	0	0 2505	0 24	0	17 3715	-19 0	0 (0 0	1	0	0	0 478	0 0 30 84331
STRAHAN, Barry	Excluded	14056	0	(0 0 9 14056	0	C	0 5053	0	0	0 1861	0 58	3 35) 1	0 26	0	0	0 0	0	310	0	22	-24	0	0 3715	0	0 (0 0	0	0	0	0 478	0 0 30 84331
DARBY, John	Excluded	14056	0	(0 0 9 14056	0	C	5055	1	0	1 1862	0 58) 1	6	0	3	0	-25	0	312	0	2529	0	0	5 3720	0	0 0	0	0	0	0	2 480	0 0 30 84331
FARHI, Heidi	Excluded	14056	0	(0 0 9 14056	0	C	5055	2	0	0 1862	1 59	38	13	-26 0		0	0 0	0	313	0	0 2529	0	0	1 3721	0	1 1565 2	2 0	1	0	0	1 481	0 0 30 84331
McNABB, Alistair	Excluded	0 14056	1 8355	79	0 0 9 14056	0 14056	C	5056	0 251	0	0 1862	0 59	38	2 3 1272	0	279	0	0 0	0	314	0	0 2529	0	0	0 3721	0	22 -2i 1587		0 !131	0 33	0 30	0 481	0 0 30 84331
CLYDESDALE-GEBERT Denise	' Excluded	0 14056	0	(0 0 9 14056	0	C	0 5056	0	0	0 1862	0 59	38	0	0	0 0 279	0	0 0	0	0 314	0	2530	0	0	0 3721	0	0 1587	0 0	11 142	18 51	-30 0	0 481	0 0 30 84331
MARLEY, Frank	Excluded	0 14056	8357	80	1 0 0 14056	0 14056	C	5057	1 252	0	7 1869	21 80	-38	1 1273	0	0 279	0	0 0	0	316	0	0 2530	0	0	0 3721	0	0 1587	0 0 0 14056 2	0 142	0 51	0	1 482	1 0 31 84331
NELSON, Chris	Excluded	0 14056	0 8357	(80	0 0 0 14056	0 14056	C	5058	0 252	0	0 1869	0 80	0	0 1273	0	0 279	0 C	0	0	1 317	0	0 2530	0	0	0 3721	0	0 1587	0 0 0 14056 2	46 188	-51 0	0	3 485	0 0 31 84331
NICHOLL, Colin	Excluded	0 14056	1 8358	80	0 0 0 14056	0 14056	C	5063	1 253	0	62 1931	-80 0	0	1277	0	0 279	0 C	0 0	0	0 317	0	2531	0	0	0 3721	0	0 1587	0 0 0 14056 2	5 193	0	0	0 485	1 0 32 84331
WEST, Darren	Excluded	0 14056	69 8427	-80		0	C) 3 5066	1 254	0	1 1932	0	0) 1) 1278	0	0 279	0	0 0	0	1 318	0	0 2531	0	0	0 3721	0	0 1587	0 0	1 194	0	0	1 486	2 0 34 84331
ROBINSON, Jean	Excluded	0 14056		(0 0 0 14056	0 14056	C	5069	-254 0	0	10 1942	0	0	1280	0	280		0 0	0	217 535) 7) 2538	0	0	1 3722	0	1 1588	0 0 0 14056 2	4 198	0	0 0	3 489	4 0 38 84331
THEOBALD, Peter	Excluded	0 14056	8431	(0 0 0 14056	0 14056	C	13 5082		0 0	2 1944	0	0 0) 3 1283	0	-280 0 0	0 C	0 0	0	7 542	0	3 2541	0 0	0	247 3969	0	0 1588	0 0 0 14056 2	200	0 0	0 0	0 489	0 0 38 84331
DUNCANSON, Roy	Excluded	0 14056	7 8438	(0 0 0 14056	0 14056	0	5084		0 0	5 1949	0	0) 3 1286	0 0	0	O C	0 0	0	7 549	0	9 2550	0	0	416 4385	0 0	10 1598	0 0 0 14056 2	29 229	0 0	0 0	-489 0	1 0 39 84331
BENNELL, Anthony	Excluded	0 14056			0 0 0 14056	0 14056	C	5085		0	7 1956	0	0 0) 1) 1287	0	0	0 C	0 0	0	-549 0	0	9 2559	0	0	295 4680	0	216 1814	0 0 0 14056 2	11 240	0 0	0	0 0	0 0 39 84331
IRVINE, Nigel	Excluded	0 14056		Ċ	0 0 0 14056	0 14056	C	20 5105	0	0 0	18 1974	0	0 0	-1287 0	0	0	0	0 0	0	0	0	18 2577	0	0	8 4688	0 0	1189 3003	0 0 0 14056 2	17 257	0 0	0 0	0 0	3 0 42 84331
HOUGH, Frank	Excluded	0 14056	8478	(0 0 0 14056	0 14056	C	54 5159	0	0 0	-1974 0	0	0 0	0	0	0	0	0 0	0	0	0	69 2646	0	0	15 4703	0 0	1747 4750		70 327	0 0	0 0	0 0	2 0 44 84331
DUNCAN, Wendy	Excluded	0 14056		(0 0 0 14056	0 14056	C	2148 7307	0	0	0	0	0 0	0	0	0	0	0 0	0	0	0	50 2696	0	0	48 4751	0	63 4813	0 0 -2 0 14056	327 0	0 0	0 0	0 0	5 0 49 84331
McLEAN, Ron	Excluded	0 14056	8524	(0 0 0 14056	0 14056	C	138 7445	0	0	0	0	0 0	0	0	0	0 C	0 0	0	0	0	-2696 0	0	0	103 4854	0	2419 7232	0 14056	0	0 0	0	0 0	3 0 52 84331
MARGETTS, Dee	Excluded	0 14056		(0 0 0 14056	0 14056	C	406 7851	0	0	0	0	0 0	0 0	0	0	0 C	0 0	0	0	0	0 0	0	0	-4854 0	0	428 7660	0 14056	0	0 0	0	0 0	4 0 56 84331
DUNJEY, Lachlan	Excluded	0 14056			0 0 0 14056	0 14056	C	7118 14969		0	0	0	0 0	0	0	0	0 C	0 0	0	0	0	0 0	0	0	0	0	-7184 476	0 14056	0	0 0	0 0	0 0	1 0 57 84331
ELLIS, Brian	Elected 5th							14969									 																



2007 East Metropolitan Region Re-count - Resignation of the Hon. Louise Clare Pratt MLC

On 6 November 2007, His Excellency the Governor informed the Electoral Commissioner that the Hon. Louise Clare Pratt MLC, Member for the East Metropolitan Region, had resigned from Parliament and thus the seat had become vacant. On Thursday 8 November 2007 public notice of the vacancy was published in *The West Australian* and *The Australian news* papers in accordance with section 156C(1) (a) of the *Electoral Act 1907*.

The nomination process is prescribed in sub-sections 156C(4) and (5) of the Act (and regulation 25 of the Electoral Regulations 1996). In relation to such nominations, section 156A(1) of the Act defines 'qualified person' as a person who:

- (a) was a candidate at original election;
- (b) did not withdraw from, and was not elected at, that election;
- (c) has not become a member of the Council since that election; and
- (d) is qualified to be elected and is not disqualified from being elected as a member of the Council.

After the 2005 State general election, amendments occurred to the eligibility requirements for membership of the Legislative Council and Legislative Assembly. For election, persons must now be Australian citizens and on the electoral roll.

Nominations from qualified persons for the vacancy closed at 12 noon on Monday 19 November 2007. The Electoral Commissioner received eight nominations from consenting candidates before the close of nominations. These were the only candidates who could be declared elected at the re-count.

Immediately after the close of nominations, a full re-count commenced of all ballot papers cast in the most recent Legislative Council election, held on 26 February 2005. The count was conducted under the provisions of section 156D and Schedule 1 of the Act.

The consenting candidates, in the order that their names appeared on the 2005 ballot paper, were:

Candidates	Party
PHAM, Batong Vu	Australian Labor Party
GOGOL, Todd	Australian Labor Party
BELL, Lee	Greens (WA)
XAMON, Alison	Greens (WA)
HOPKINSON, James	ONE NATION
MUNRO, Bill	Liberal
YARNDA MNYIRRINNA, Sylvia Morno	Independent
TUCAK, John D	Independent

Votes at the 2005 State general election were counted electronically using a software program. The recount was conducted in the same manner, as required by section 156D(4) of the Act, having regard for the exclusion of the Hon. Louise Clare Pratt, and the incumbency of other elected members.

On completion of the count, the Electoral Commissioner declared Batong Vu Pham to be elected as a member of the Legislative Council for the East Metropolitan Region. A summary of the count appears on the following page.



LEGISLATIVE COUNCIL – COUNT SUMMARY EAST METROPOLITAN REGION Re-count – 19 November 2007 1 Candidates to be Elected

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				A	ALP					GR	N	D	EM	FF	₽	NO	со	PH	s	ONP	ı	_4F	CD	P		LIB			CEC	IND	IND	'	
Quota = 40 ⁻	150	RAVLICH, Ljiljanna	GRIFFITHS, Nick	PRATT, Louise	PHAM, Batong Vu	GOGOL, Todd	SAFFIOTI, Rita	TRUMAN, Annolies	CLANCY, Emma	BELL, Lee	XAMON, Alison	DANSKI, Robyn	McCUTCHEON, Paul	McCOURT, Jim	BOLT, David	LOCKETT, Laurissa	MANIA, John	ROSS, Colin	ROSS, Avri	GORDON, Maureen	BERRY, Sarah	HART, Claire		GOIRAN, Gerard	MORTON, Helen	TAYLOR, Donna	MUNRO, Bill		STEVENS, Daniel	YARNDA MNYIRRINNA, Sylvia Morno	TUCAK, John D	Lost Fractions	TOTALS
First Preferences	Electrical Act	120925	497		0 131		214	679	22		280	1920	3 47	7 5666	59	459	10	1284	22	4783	78 181	5 48	7024	83	76741	234	332	2 134	317	59	9 1588	0	240897
RAVLICH, Ljiljanna	Elected 1st	-80775 40150	80585 81082		0 36 0 167	145	56 270	688	b 28	5 20 3 15350	7 287	192	4 7 48	5668	59	459	10	1285	0 22	4783	78 181	5 48	7025	83	76741	2 236	332	2 134	317	5	0 4 9 1592	9	240897
MORTON, Helen	Elected 2nd	0 40150	0 81082		0 1 0 168	0 145	0 270	0 688	0 28	1 3 15351	0 287	1927	0 (7 48	0 3 5668	59	0 459	0	0 1285	0 22	0 4783	0 78 181	1 (6 48	0 1 3 7026	1 84	-36591 40150	36558 36794	17 349	7 0 9 134	0 317	, (7 5	0 0 9 1592	11 20	0 240897
GRIFFITHS, Nick	Elected 3rd	0 40150	-40932 40150		0 40777 0 40945	70	40 310	4 692	2	9 15360	0 287	1929	2 (5 5670	0	1 460	0	0 1295	0	2 4785	0 78 181	0 (7028	0	0 40150	3 36797	340	0 0	0 0	7 5	0 1 9 1593	17	240897
PHAM, Batong Vu	Elected 4th	0	0		0 -795	791	0	0	0	0	0	(0 (0 0	0	0	0	0 1265	0	0	0	0 (0	0	0	0	348	0 0	0) (0 0	4	1 0
MANIA, John	Excluded	40150 0	40150 0		0 40150 0 0	1006 0	310 0	692 0	30	15360	287 0	1929	9 48	5670 0 0	59	460	-10	1285	22 0	4785 0	78 181 0	6 48 0 (7028	84 0	40150 0	36797 0	349	9 134 0 0	317) 59	9 1593 0 1	41	240897
ROSS, Avril	Excluded	40150 0	40150 0		0 40150 0 0	1006 0	310 1	692 0	30	15360	287 0	1929	9 48	5670 0 0	60	468	0	1285	22 -22	4785 0	78 181 0	6 48 0 (7028	84 0	40150 0	36797 1	349	9 134 0 0	317	59	9 1594 0 0	41 0	240897
		40150	40150		0 40150	1006	311	692	30 -30	15364	287	1930	0 48	5670	60	468	, c	1300	0	4785	78 181	6 48	7028	84	40150	36798	349	9 134	317	59	9 1594	41	240897
CLANCY, Emma	Excluded	40150	40150		0 40150	1010	316	703	-30	15365	289	193 ⁻		5670	60	468	, ,	1300	0	4785	79 181	6 48	7028	84	40150	36798	349	9 134	317	5	9 1595	45	240897
McCUTCHEON, Paul	Excluded	0 40150	0 40150		0 0 0 40150	1 1011	0 316	0 703	0	1 15366	1 290	40 197		3 2 0 5672	61	0 1 468	3 (1 1301	0 0	0 4785	0 79 181	0 (6 48	0 0 3 7028	0 84	0 40150	0 36798	349	0 0 9 134	0 317	/ (7 7 5	0 0 9 1595	1 46	0 240897
HART, Claire	Excluded	0 40150	0 40150		0 0 0 40150	0 1011	0 316	0 703	0	0 15366	0 290	197 ⁻	0 (0 0 0 5672	61) 1 1 469	0 (0 0 1301	0 0	2 4787	0 3: 79 184	3 -48 9 (3 4 7032	0 84	0 40150	5 36803	350	1 0 0 134	0 317) (7 5	0 2 9 1597	0 46	0 6 240897
YARNDA MNYIRRINNA,	Excluded	0 40150	0		0 0 0 40150	2 1013	0 316	0 703	0	5 15371	5 295	1973	2 (5673	61	0 469	0	1 1302	0	1 4788	1 80 185	2 (0 7032	1	0 40150	1 36804	350	0 3 0 137	319	-59	9 32 0 1629	0	0 0 240897
Sylvia Morno BOLT, David	Excluded	0	0		0 0	0	2	. 1	0	0	1	(0 (48	-61	1	1 0) 2	0	0	1	2 (1	0	0	2	C	0 0	0		0 0	0	0
GORDON, Maureen	Excluded	40150 0	40150 0		0 40150 0 0	1013 2	318 0	704 1	0	15371	296 1	1973	3 (1 (5721	0	470	. (1304	0	4788 66	-81 185	0 (7033	85 1	40150 0	36806 2	350	0 137 1 1	319	,	0 1629 0 0	46	240897
GOIRAN, Gerard	Excluded	40150 0	40150 0		0 40150 0 0	1015 0	318 0	705 0	0	15374	297 0	1974	2 (5722	C) 471) 0	0	1304	0	4854 1	0 185	0 0	7033	86 -86	40150 0	36808 0	351 1	1 138 1 0	319		0 1629 0 0	46 1	240897
BUTTON, John	Excluded	40150 0	40150 0		0 40150 0 0	1015 8	318 0	705 8	0	15374	297 0	1976	6 (3	5724	C	471	0	1304	0	4855 7	0 185 0	3 (0 (7111	0	40150 0	36808 15	352 26	2 138 6 -138	320 3 10) (0 1629 0 31	47 0	240897
XAMON, Alison	Excluded	40150 0	40150 0		0 40150 0 0	1023 10	318 8	713 1	0	15383 252	297 -297	1979	9 (6 (5726	C	474	, 0	1311	0	4862 2	0 185 0	3 (1 (7120	0	40150 0	36823 1	378	3 O	330	-	0 1660 0 2	47	240897 0
SAFFIOTI, Rita		40150	40150		0 40150	1033	326	714	0	15635	0	198	5 (5729	C	476	0	1314	0	4864	0 185	4 (7120	0	40150	36824	379	9 0	332	2	0 1662	50	240897
	Excluded	40150	40150		0 40150	275 1308	-326 0	724	0	15649	0	199	1 (5732	0	477		1315	0	4865	0 185	5 (7120	0	40150	36827	381	1 0	332		0 1663	58	240897
STEVENS, Daniel	Excluded	40150	0 40150		0 0 0 40150	7 1315	0	3 727	0	6 15655	0 0	1993	2 (3 (5 5737	0) 1) 478	0 3	1316	0 0	9 4874	0 0 185	2 (7 (3 7123	0 0	0 40150	1 36828	385	5 0	-332 0) (0 288 0 1951	0 58	0 3 240897
MUNRO, Bill	Excluded	0 40150	0 40150		0 0 0 40150	5 1320	0	2 729	0	2 15657	0	1994	1 (4 (5 5742	0	0 478	0	0 1316	0 0	0 4874	0 0 186	7 (4 (7127	0 0	0 40150	348 37176	-385 0	5 O	0		0 10 0 1961	1 59	0 240897
LOCKETT, Laurissa	Excluded	0 40150	0 40150		0 0 0 40150	5 1325	0	1 730	0	5 15662	0	1996	2 (0 416 0 6158	C	-478	0	1329	0	9 4883	0 0 187	7 (7131	0	0 40150	6 37182	(0 0	0		0 9 0 1970	1 60	0 240897
TRUMAN, Annolies	Excluded	0	0		0 0	26	0	-730	0	656	0	16	6 (0 2	0	0	C) 6	0	3	0	1 (1	0	0	1	(5 0	0		0 12	6	6 0
ROSS, Colin	Excluded	40150 0	0		0 40150 0 0	1351 11	0	0	0	16318	0	2012	5 (6160	0	0	0	1335	0	4886 30	0 187		7132	0	40150 0	37183 5		0 0	0	,	0 1982 0 16	66	240897
GOGOL, Todd	Excluded	40150 0	40150 0		0 40150 0 0	1362 -1362	0	0	0	16349 1124	0	2017		6173 0 45	C	0	0	0 0	0	4916 30	0 308	*	7139	0	40150 0	37188 32	(0 0	0	,	0 1998 0 27	67	240897
TUCAK, John D	Excluded	40150 0	40150 0		0 40150 0 0	0	0	0	0	17473 67	0	2074 308	4 (6218 0 1371	0	0	0	0 0	0	4946 81	0 310		7151	0	40150 0	37220 108	(0 0	0		0 2025 0 -2025	88	240897
		40150	40150		0 40150	0	0	0	0	17540	0	2382	2 (7589	C	, o	<u>, </u>	0 0	0	5027	0 314	0 (7196	0	40150			0 0	0	<u></u>) 0	95	240897
DANSKI, Robyn	Excluded	40150	40150		0 0 0 40150	0	0	0	0	1921 19461	0	-2382	0 (0 49 0 7638	0	0 0	C	0	0	295 5322	0 4 0 318	3 (23 7219	0	0 40150	37 37365	, c	0 0	0	,	0 0	14 109	240897
BERRY, Sarah	Excluded	0 40150	0 40150		0 0 0 40150	0	0	0	0	2949 22410	0	(0 (20 7658		0	0	0 0	0 0	42 5364	0 -318 0	3 (0 (45 7264	0 0	0 40150	124 37489		0 0	0		0 0	3 112	0 2 240897
HOPKINSON, James	Excluded	0 40150	0		0 0 0 40150	0	0	0	0	183 22593	0	(0 (197 7855	C	0	0	0 0	0	-5364 0	0	0 (4556 11820	0	0 40150	420 37909	(0 0	0		0 0	8 120	0
McCOURT, Jim	Excluded	0 40150	0		0 0 0 40150	0	0	0	0	240	0	(0 (7855	0	0	0	0 0	0	0	0	0 (7478	0	0 40150	133 38042	0	0 0	0) 0	4	1 0
HILL, Vivian	Excluded	0	0		0 0	0	0	0	0	102	0	(0 (0	C	0	C	0	0	0	0	0 (-7024	0	0	6922	0	3 0	0		3 0	0	0
TAYLOR, Donna	Elected 5th	40150	40150	-	0 40150	0	0	0	0	22935	0	(UI (0	C	0	-	0	0	0	0	U (12274	0	40150	44964		0	0		0	124	240897
																<u> </u>														<u> </u>		<u> </u>	



2008 Agricultural Region Re-count - Resignation of the Hon. Murray John Criddle MLC

On 15 January 2008, His Excellency the Governor informed the Electoral Commissioner that the Hon. Murray John Criddle MLC, Member for the Agricultural Region, had resigned from Parliament and thus the seat had become vacant. On Friday 18 January 2008 public notice of the vacancy was published in *The West Australian* and the *Geraldton Guardian* news papers in accordance with section 156C(1)(a) of the *Electoral Act 1907*.

The nomination process is prescribed in sub-sections 156C(4) and (5) of the Act (and regulation 25 of the Electoral Regulations 1996). In relation to such nominations, section 156A(1) of the Act defines 'qualified person' as a person who:

- (a) was a candidate at original election;
- (b) did not withdraw from, and was not elected at, that election;
- (c) has not become a member of the Council since that election; and
- (d) is qualified to be elected and is not disqualified from being elected as a member of the Council.

After the 2005 State general election, amendments occurred to the eligibility requirements for membership of the Legislative Council and Legislative Assembly. For election, persons must now be Australian citizens and on the electoral roll.

Nominations from qualified persons for the vacancy closed at 12 noon on Tuesday 29 January 2008. The Electoral Commissioner received six nominations from consenting candidates before the close of nominations. These were the only candidates who could be declared elected at the re-count.

Immediately after the close of nominations, a full re-count commenced of all ballot papers cast in the most recent Legislative Council election, held on 26 February 2005. The count was conducted under the provisions of section 156D and Schedule 1 of the Act.

The consenting candidates, in the order that their names appeared on the 2005 ballot paper, were:

Candidates	Party
HOUGH, Francis Carson	New Country Party
NICHOLL, Colin Jeffrey	New Country Party
IRVINE, Nigel Peter	FAMILY FIRST
McLEAN, Ronald James	ONE NATION
DUNJEY, Lachlan Peter Charles	Christian Democratic Party WA
DUNCAN, Wendy Maxine	THE NATIONALS

Votes at the 2005 State general election were counted electronically using a software program. The re-count was conducted in the same manner, as required by section 156D(4) of the Act, having regard for the exclusion of the Hon. Murray John Criddle and the incumbency of other elected members. A drawing of ballots resolved an exclusion between two tied non-participating candidates, as required by clause 17 of Schedule 1 (which applies Schedule 2 of the Act).

On completion of the count, the Electoral Commissioner declared Wendy Maxine Duncan to be elected as a member of the Legislative Council for the Agricultural Region. A summary of the count appears on the following page.



LEGISLATIVE COUNCIL – COUNT SUMMARY AGRICULTURAL REGION Re-count – 29 January 2009 1 Candidates to be Elected

George 1400-1400-1400-1400-1400-1400-1400-1400				ALP		I		ID		_	EC		NCO		_	ED		4E		ue I	P.	EM		ONP			DN I		. I		A: A	т	Т		
Company Comp				ALP	Ι			.ib T	1		I		NCO	I	F1	rr I		4F		пъ I	Di	I I		ONP		GI	KN	CD	P		NA	1	0	IND	
STANLAM MARIAN STANLAM	Quota = 1405	66		DALY, Tim			FELS, Anthony	ROWE, Margaret		ROBINSON, Jean	•	HOUGH, Frank	Ţ		IRVINE, Nigel	•	≥	RDS	DARBY, John	SHANN, Paul	BENNELL, Anthony	,≩	McLEAN, Ron	STRAHAN, Barry	FALLIS, Michael D	ETTS,		DUNJEY, Lachlan	McNABB, Alistair	CRIDDLE, Murray	Ř	LSON,	SDALE-GE		ns LS
Septiment of the septim	First Preferences	Electric Later	22392	67	55			_	105	242	2 2	1862	59	32	1248	24	268	10	21	7	304	. 7	2500	17	13	3697	20	1564	27	0	16107	53	36	478	0 8433
December 1	DONALDSON, Bruce	Elected 1st	22392	71	55				118	8 242	2 2	1864	59	32	1250	24	1 268	10	21	7	304	. 7	2500	17	13	1 3698	20	1564	0 27	0	16107	55 55	36	478	8 8433
EX. Ambry School	CHANCE, Kim	Elected 2nd				0 7 14056	18900	130) 118	3 3 245	B 0	1 1865	60	33	1 3 1251	24	0 4 268	10	0 0 21	0 7	0 304	0 7	2 2502	0 17	0 13	5 3703	0 20	0 1564	0 27	0	0 16107	0 55	0 36	1 479	10 (18 8433
FELL ALBORY 1500-167 1600	DUNCAN, Wendy	Elected 3rd	0 14056	0 8356	77	0 7 14056	18900	131	118	245	0 0	0 1865	60	33	0 3 1251	24	0 4 268	10	0 0	0 7	0 304	0 7	0 2502	0 17	0 13	0 3703	0 20	0 1564	0 27	0			2 38	0 479	4 22 8433
SERIAN PAIR SCHOOL SCHOOL	FELS, Anthony	Elected 4th	0	0	(0	-4844	4834	4		0	0	60) (0	(0) (0 0	0	304	0	0	0	0	0	0	0	0	0	0	0	0	0	6 (
STANN, Prof. Prof. 12	SMITH, Stuart	Excluded	0	0	(0	C	0	0) 1	-2	2 0) 1	(0) (0) (0 0	0 7	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0 (
THACKARA, DOWN CAMER 10 10 10 10 10 10 10 1	SHANN, Paul	Excluded	0	0	(0	C	0	C) 1		0) () 1	1 0	(0) (0 4	-7	1	0	0	0	0	0	0	0	0	0	0	0	0	0	0 (
SCHARLES MAIN OF CALLES MAIN OF CALL	THACKRAH, David	Excluded	0	0	(0	C	0	C) C	0	0	61) (0	24	0) (0 25	0	305 5	-7	0	17 0	13 1	1	20 0	0	27 0	0	0	0	38 0	0	0 (
FALLES MINISHAM P	RICHARDSON, Joy	Excluded	0	0	(0	C	0	1	C	0 0	0	61	34	1 0	24	1 5	10	0 25	0	310 0	0	1	17 0	14 0	0	20	0	27 0	0	0	0	38 0	0	0 (
EMPLINE BALLEY STATES AND ALTONOMY STATES AND	FALLIS, Michael D	Excluded	14056 0	8356 1	77	7 14056 0 0	14056	4965 0 0	123 0 C	247	7 O	1865	62	35	1251	2	273	3 (0 25	0	310 0	0	2503 3	17 8	14 -14	3704 0	20	1564 0	27 0	0	14056 0	2099 0	38 0	479 0	28 8433 0
STRAIAM, Barry Chicket 1 1995 388 77 1408 1409 488 12 24 0 1818 22 37	·		14056 0	8357 1	77	14056	14056	4965	123	247	7 0	1865	62	2 35	1251	2	274) (25	0	310 0	0	2506 0	25	0	3704 18	21 -21	1564 0	27 0	0	14056 0	2099 1	38 0	479 1	28 8433 0
HAMBAR STREET PROPERTY STATES AND STREET PROPERT			14056	8358	77	14056	14056	4965	123	247	7 0	1865	62	35	1251	2	274	(25	0	310	0		25	0	3722	0	1564	27	0	14056	2100	38	480	28 8433
MAREY, Juhn P. Cludsed G. G. O. T. Cluded G. M. C. Cluded G. C.			14056	8358	77	14056	14056	4965	123	247	7 0	1865	62	35	1252	2	274	. (0 25	0	312	0		0	0	3722	0	1564	27	0	14056	2100	38	480	28 8433
HARLARS, Allstaff Carclader 14008 15008			14056	8358	77	14056	14056	4966	124	249	9 0	1865	63	3	2 13 7 1265	-2:	275	5 (26	0	312	0	2528	0	0	3723	0	1 1565	1 28	0	14056	2100	38	480	28 8433
MARLEY, Frank	DARBY, John	Excluded	0 14056	0 8358	77	0 7 14056	14056	0 1 6 4967	1 125	1 5 250	0	1 1866	63	38	1 6 3 1271	(0 3 0 278	8 (0 -26 0 0	0	2 314	0	2 2530	0	0 0	5 3728	0	0 1565	1 29	0 0	0 14056	0 2100	0 38	2 482	0 28 8433
CLOYGESDALE-GEBERT, Evolucied 1	McNABB, Alistair	Excluded	0 14056	1 8359	77	0 7 14056	14056	0 6 4967	126	250		0 1866	63	38	2 3 1273	(0 1 0 279	(0	1 315	0	0 2530	0	0 0	0 3728	0		-29 0	0	0 14056	0 2100	0 38	0 482	0 28 8433
CLYDESDALE-GEBERT, Escluded C C C C C C C C C C C C C C C C C C	MARLEY, Frank	Excluded	0 14056	1 8360	78	1 0 3 14056	14056	2 3 4969	126) 1 6 251		7 1873	21 8	-38 1 (3 1 1274	. (0 279) (0	2 317	0	0 2530	0	0	0 3728	0	0 1588	0	0	0 14056	0 2100	0 38	1 483	1 29 8433
WEST, Darren Schulded	CLYDESDALE-GEBERT,	Excluded	0	0	(0	C) 1	C) (0	1873	84) (0	(0) (0	0 317	0	1	0	0	1	0	0	0	0	0	35	-38 0	0 483	0 (
NICHOLL, Colin Excluded 0 2 0 0 0 6 8 1 1 0 6 6 8 80 0 3 0 0 0 0 1 0 0 0 0 0 0 0 0 0 0 0 0	WEST, Darren	Excluded	0	67	-78	3 0	C) 4	2	2 0	0	1	1 0		0		0 0			0	1	0	0	0	0	0	0	0	0	0	0	0	0	1	1 (
ELLIS, Parlar 105 843 0 106 106 125 0 108 125 3 0 146 5 0 108 125 3 0 146 5 843 80BINSON, Jean Excluded 105 843 0 14066 14066 508 0 25 0 194 0 0 127 0 278 0 0 0 0 217 0 278 0 0 0 0 139 105 843 0 14066 14	NICHOLL, Colin	Excluded	0	2		0	C	6	1	1	0	65		5 (3		0			0	0	0	1	0	0	0	0	0	0	0	0	5	0	0	1 (
ROBINON, Jean Excluded 1 0 2 0 0 0 0 2 0 0 0 0 2 0 0 25 0 0 12 0 0 0 2 0 0 12 0 0 0 2 0 0 12 0 0 0 12 0 0 0 12 0 0 0 12 0 0 0 140 0 0 0 140 0 0 0 140 0 140 0 0 0	ELLIS, Brian	Excluded	0	5	(0	C	106	-129	9 3	3 0	4	1 () (0) (0) (0	318 1	0	0	0	0	2	0	1	0	0	0	3	0	0	4 (
THEOBALD, Peter Excluded 0 3 0 0 0 14 0 0 1 0 0 1 0 0 1 0 0 0 0 0 0	ROBINSON, Jean	Excluded	14056 0	8434 2	. (0	0	5086	2 0		5 0	12	2 () (1277	! (279	3 (0		0	7	0	0	1	0	1	0	0	14056 0	2143 3	0	484 3	2 (
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NELSON, Chris Excluded Base	_		14056	8470	(14056	14056						5 0) (0 -1286	(0	(0	0	0	-	0	0	4700	0	3005	0	0	14056	2203	0	0	40 8433
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	ROWE, Margaret	Elected 5th	14056	12016		14056	14056	14901			, 0	, 0	, (, (, 0	,	, 0			0	0		U	0	U	0	0	4/5	U	U	14056	U	U	- 0	oo 8433°



2008 North Metropolitan Region Re-count – Resignation of the Hon. Graham Giffard MLC

On 26 August 2008, His Excellency the Governor informed the Electoral Commissioner that the Hon. Graham Giffard MLC, Member for the North Metropolitan Region, had resigned from Parliament and thus the seat had become vacant. On 1 September 2008 public notice of the vacancy was published in *The West Australian* and *Wanneroo Times* news papers in accordance with section 156C(1)(a) of the *Electoral Act 1907*.

The nomination process is prescribed in sub-sections 156C(4) and (5) of the Act (and regulation 25 of the Electoral Regulations 1996). In relation to such nominations, section 156A(1) of the Act defines 'qualified person' as a person who:

- (a) was a candidate at original election;
- (b) did not withdraw from, and was not elected at, that election;
- (c) has not become a member of the Council since that election; and
- (d) is qualified to be elected and is not disqualified from being elected as a member of the Council.

After the 2005 State general election, amendments occurred to the eligibility requirements for membership of the Legislative Council and Legislative Assembly. For election, persons must now be Australian citizens and on the electoral roll.

Nominations from qualified persons for the vacancy closed at 12 noon on Tuesday 12 September 2008. The Electoral Commissioner received eight nominations from consenting candidates before the close of nominations. These were the only candidates who could be declared elected at the re-count.

Immediately after the close of nominations, a full re-count commenced of all ballot papers cast in the most recent Legislative Council election, held on 26 February 2005. The count was conducted under the provisions of section 156D and Schedule 1 of the Act.

The consenting candidates, in the order that their names appeared on the 2005 ballot paper, were:

Candidates	Party
CLYNE, David Rutley	Liberal
WEBB, Rodney Thomas	Liberal
RANDALL, Dwight Allan	Christian Democratic Party WA
MORAN, Raymond James	Christian Democratic Party WA
COWAN, Don Eugene	
BOLT, Michelle Kerri	FAMILY FIRST
OLVER, Patricia Muriel	DEMOCRATS
BURTON, Carolyn Anne	Australian Labor Party

Votes at the 2005 State general election were counted electronically using a software program. The re-count was conducted in the same manner, as required by section 156D(4) of the Act, having regard for the exclusion of the Hon. Graham Giffard MLC, and the incumbency of other elected members.

On completion of the count, the Electoral Commissioner declared Carolyn Anne Burton to be elected as a member of the Legislative Council for the North Metropolitan Region. A summary of the count appears on the following page.



LEGISLATIVE COUNCIL – COUNT SUMMARY NORTH METROPOLITAN REGION Re-count – 12 September 2008 1 Candidates to be Elected

														i Cai	luluates	s to be E	iecteu																
				LIB			С	DP	PI	HS			F	FP	DI	EM			Α	LP			L4	lF		GRN		ON	IP		IND		
Quota = 42	2732	CASH, Geo	COLLIER, Po	HALLIGAN, I	CLYNE, Da	WEBB, R	RANDALL, Dwigh	MORAN, Raymı	SQUIRES, Kan	EDMONDS, Patr	ULASOWSKI, N	COWAN, D	BOLT, Miche	HOPKINSON, Syi	OLVER,	COLETTI, Giusei	DERMER,	TRAVERS, I	GIFFARD, Grah	SMITH, Dai	BURTON, Caro	МҮСҮК, Dai	DUNKLEY, Re	WORMALD,	WATSON,	POUSTIE, Came	ROY, Brei	GAULT, Geo	PATRICK, A	MUMMERY, Maice	CLOGHAN, Ke	Lost Fraction	тота
		rge	eter	Ray	Vid.	8	7	ond	een	icia	<u>£</u>	9	e	∄. a	Pat	ope	<u>E</u>	Ken	am	niel	Уn	niel	nae	Bill	Giz	9	nda	rge	lex	<u>ğ</u>	≦: n	Snc	LS
First Preferences DERMER, Ed	Elected 1st	136977 0	308 7	203	146	264	8044	87	2031	41	206	33	6316	60	3688 3	3 42	2 143662 4 -100930	411 100813	0	0	505 37	289 22	1596 2	23	29620	168 0	298 3	3050 0	75 0	93 0	3614 1	11	341850 0
		136977	315	203	147	264	8048	87	2033	41	206	34	6316	60	3691	46	42732	101224	0	Ő	542	311	1598	23	29639	168	301	3050	75	93	3615	11	341850
CASH, George	Elected 2nd	-94245 42732	93993 94308	103 306		307 307	28 8076	8 89	2 3 2 2036	41	0 206	2 36	6320	62	4 3695	, (5 41	0 6 42732	0 101224	0	0	2 544	0 311	3 1601	23 23	5 29644	0 168	0 301	1 3051	2 77	0 93	2 3617	10 21	0 341850
TRAVERS, Ken	Elected 3rd	0 42732	0 94308	10 316) (0 3 183	1	2 8078	0	2037	0	0 206	0	6322	2 0	7 3702	(0 2 42732	-58492 42732	0	0	58381 58925	31 342	3 1604	0	27 3 29671	1 169	0 301	0 3051	0	0	1 3618	19 40	0 341850
COLLIER, Peter	Elected 4th	0	-51576	51484	44	16	8082	1	3	1	0	0	(0	1	1 C	0	0	0	0	0	2	2	0	4	0	0 301	0 3051	0	0	1	13	0
BURTON, Carolyn	Elected 5th	42732	42732 0	51800 0	2	0	0	0	2040	0	206	0	6322	0	3703 1	1 1	42732	42732 0	0	0	58925 -16193	344 16171	1606 1	23	3	169 1	1	0	0	0	3619 0	12	341850
HALLIGAN, Ray	Elected 6th	42732	42732 0	51800 -9068	9040 9269	15	8082	0	2040	42	206 0	0	6322	0	3704 0	0	42732	42732 0	0	0	42732 0	16515 0	1607 0	23) 1	170 0	302 0	3051 0	0	93	3619 0	11	341850 0
WORMALD, Bill	Excluded	42732	42732	42732) C	0	8083	90	2040	1	206 0	0	6322	0	3704 0 3704) (3 42732 0 0	42732 0	0	0	42732 0	16515 2	1607 18	-23 -23	0	170 0	302 0	3051 2 3053	0	0	3619 0 3619	0	341850 0
COWAN, Don	Excluded	42732 0 42732	42732 0 42732	42732 0 42732	4	0	8083 5 8088	90	2040 1 2041	43	206 18 224	-36	6322	0 00	3704 2 3706	2 1	3 42732 1 0 4 42732	42732 0 42732	0	0	42732 0 42732	16517 0 16517	1625 0 1625	0	29679 0 29679	170 0 170	302 0 302	3053 0 3053	0	0	3619 1 3620	76 2	341850 0 341850
EDMONDS, Patricia	Excluded	0	0	0	C	1	3	3 2	25	-43	4	0	1	1 2	1	1 (0	0	0	0	0	1	0	0	1	0	0	1	0	0	0	1 70	0
COLETTI, Giuseppe	Excluded	42732	42732	42732	1	0	8091	0	2066	C	228	0	6324	3 1	3707	54	4 42732	42732 0	0	0	42732	16518 1	1625 2	0	29680	170 0	302 3	3054	0	0	3620 0	5	341850
HOPKINSON, Symia	Excluded	42732	42732	0	2	1	8092	93	2069	C	229 3	0	6327	-65	3737	3 0	0 42732	42732 0	0	0	42732	16519 1	1627 0	C	29683	170 2	305 0	3054	0	0	3620 1	2	341850
PATRICK, Alex	Excluded	42732	42732 0	0	1	0	8092	0 05	2069	C	232	0	6374	1 0	3740 0) (42732	42732 0	0	0	42732 0	16520 0	1627 0	0	29684	172 2 174	305 3	3054 62 3116	-77	2	3621 2	2	341850 0
MUMMERY, Malcolm	Excluded	42732	42732	0	10	341	8092	95	2069	C	232	0	6375	0	3740	3 (42732	42732	0	0	42732	16520 15	1627	C	29686	3	308 4	7	0	-95		0	341850
MORAN, Raymond	Excluded	42732	42732	0	5	3	8094 71	-95			234	0	6376	0	3743	2 (0 42732	42732	0	0	42732	16535 1	1628	C	29701	177 0	312 0	3123	0	0	3654 0	3	341850
POUSTIE, Cameron	Excluded	42732 0 42732	42732 0	42732 0 42732) 3	0	8165 0 8165	0	2074 1 2075	C	237 2 239	0	6377 6379	2 0	3745 1 3746	1 (42732 0 0 0 42732	42732 0 42732	0	0	42732 0	16536 3 16539	1628 4 1632	0	29702 85 29787	177 -177	312 69 381	3124 1 3125	0	0	3654 4 3658	2	341850 0 341850
ULASOWSKI, Nikki	Excluded	42732 0 42732	42732 0 42732	0) 4	4	8168	8 0	2075 15 2090	C	-239	0	6375 639	2 0	3746 9 3755	9 (0 42732	42732 0 42732	0	0	42732 0 42732	5 16544	1632 2 1634	0	172 29959	0	381 1 382	3125 1 3126	0	0	3669	93	341850 0 341850
WEBB, Rod	Excluded	0 42732	42732 0 42732	0	294	-348	15 8183	5 0	2090 5 2095	0	0	0	6394	3 0	3755 7 3762	7 (0 42732	42732 0 42732	0	0	0 42732	6 16550	1 1635	0	29959 3 29962	0	0 382	0 3126	0	0	3672	11	0 341850
ROY, Brenda	Excluded	0 42732	42732 0 42732	0	4	0	8184	0	2095	0	0	0	6396	2 0	9 3771	9 0	0 42732	42732 0 42732	0	0	0 42732	7 16557	1635	0	339	0	-382 0	8 3134	0	0	3672 4 3676	3	341850 341850
DUNKLEY, Renae	Excluded	0 42732	0 42732	0 42732	9633	0	5189 8189	0	1452	0	0	0	6403	7 0	18 3789	3 (0 42732	0 42732	0	0	0 42732	6 16563	-1639 0	0	71 30372	0	0	12 3146	0	0	26 3702	6	0 341850
GAULT, George	Excluded	0 42732	42732 0 42732	0	53		2753 10942	0	26	C	0	0	28 643		18 3807	3 0	0 42732	0	0	0	0 42732	37 16600	0	0	50372 55 30427	0	0	-3146 0	0	0	176 3878		0 341850
SQUIRES, Kareen	Excluded	0 42732	42732 0 42732	0	38	0	27 10969	0	3574	0	0	0	6492	1 0	3294 7101	4 (0 42732	0 42732	0	0	0 42732	42 16642	0	0	67 30494	0	0	0	0	0	39 3917	6	0 341850
CLOGHAN, Kevin	Excluded	0 42732	0 42732	0	120	0	50 11019	0	0 0	0	0	0	95	5 0	136 7237	6 (0 42732	0	0	0	0 42732	84 16726	0	0	3431	0	0	0	0	0	-3917 0	1 120	0 341850
BOLT, Michelle	Excluded	0 42732	0 42732	0	125	0	6181 17200	0	0 0	0	0	0	-6587		109 7346	9 (0 42732	0 42732	0	0	0 42732	76 16802	0	0	93 34018	0	0	0	0	0	0	3 123	0 341850
OLVER, Pat	Excluded	0 42732	0 42732	0	123	0	1927 19127	0	0	0	0	0	(0 0	-7346 0	*	0 42732	0 42732	0	0	0 42732	186 16988	0 0	0	5101 39119	0	0	0	0	0 0	0	9	0 341850
CLYNE, David	Excluded	0 42732	0 42732	0	-10092		9533 28660	0	0	0	0	0	(0 0	0		0 42732	0 42732	0	0	0 42732	251 17239	0	0	289	0	0	0	0	0	0	19 151	0 341850
MYCYK, Daniel	Excluded	0 42732	0 42732	0	0	0	175 28835	0	0	0	0	0	(0 0	0		0 42732	0 42732	0	0	0 42732	-16515 724	0	0	16335 55743	0	0	0	0	0	0	5 156	0 341850
WATSON, Giz	Elected 7th	72132	7 21 J2	72132			20000					J					72132	72102	0		72102	124	J		, 55745		- 5			3	J	130	5-1030



LEGISLATIVE COUNCIL – COUNT SUMMARY NORTH METROPOLITAN REGION Re-count – 12 September 2008 1 Candidates to be Elected

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				LIB			С	DP	PI	HS			F	FP	DI	EM			Α	LP			L4	lF		GRN		ON	IP		IND		
Quota = 42	2732	CASH, Geo	COLLIER, Po	HALLIGAN, I	CLYNE, Da	WEBB, R	RANDALL, Dwigh	MORAN, Raymı	SQUIRES, Kan	EDMONDS, Patr	ULASOWSKI, N	COWAN, D	BOLT, Miche	HOPKINSON, Syi	OLVER,	COLETTI, Giusei	DERMER,	TRAVERS, I	GIFFARD, Grah	SMITH, Dai	BURTON, Caro	МҮСҮК, Dai	DUNKLEY, Re	WORMALD,	WATSON,	POUSTIE, Came	ROY, Brei	GAULT, Geo	PATRICK, A	MUMMERY, Maice	CLOGHAN, Ke	Lost Fraction	тота
		rge	eter	Ray	Vid.	8	7	ond	een	icia	<u>£</u>	9	e	∄. a	Pat	ope	<u>E</u>	Ken	am	niel	Уn	niel	nae	Bill	Giz	9	nda	rge	lex	<u>ğ</u>	≦: n	Snc	LS
First Preferences DERMER, Ed	Elected 1st	136977 0	308 7	203	146	264	8044	87	2031	41	206	33	6316	60	3688 3	3 42	2 143662 4 -100930	411 100813	0	0	505 37	289 22	1596 2	23	29620	168 0	298 3	3050 0	75 0	93 0	3614 1	11	341850 0
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CASH, George	Elected 2nd	-94245 42732	93993 94308	103 306		307 307	28 8076	8 2	2 3 2 2036	41	0 206	2 36	6320	62	4 3695	, (5 41	0 6 42732	0 101224	0	0	2 544	0 311	3 1601	23 23	5 29644	0 168	0 301	1 3051	2 77	0 93	2 3617	10 21	0 341850
TRAVERS, Ken	Elected 3rd	0 42732	0 94308	10 316) (0 3 183	1	2 8078	0	2037	0	0 206	0	6322	2 0	7 3702	(0 2 42732	-58492 42732	0	0	58381 58925	31 342	3 1604	0	27 3 29671	1 169	0 301	0 3051	0	0	1 3618	19 40	0 341850
COLLIER, Peter	Elected 4th	0	-51576	51484	44	16	8082	1	3	1	0	0	(0	1	1 C	0	0	0	0	0	2	2	0	4	0	0 301	0 3051	0	0	1	13	0
BURTON, Carolyn	Elected 5th	42732	42732 0	51800 0	2	0	0	0	2040	0	206	0	6322	0	3703 1	1 1	42732	42732 0	0	0	58925 -16193	344 16171	1606 1	23	3	169 1	1	0	0	0	3619 0	12	341850
HALLIGAN, Ray	Elected 6th	42732	42732 0	51800 -9068	9040 9269	15	8082	0	2040	42	206 0	0	6322	0	3704 0	0	42732	42732 0	0	0	42732 0	16515 0	1607 0	23) 1	170 0	302 0	3051 0	0	93	3619 0	11	341850 0
WORMALD, Bill	Excluded	42732	42732	42732) C	0	8083	90	2040	1	206 0	0	6322	0	3704 0 3704) (3 42732 0 0	42732 0	0	0	42732 0	16515 2	1607 18	-23 -23	0	170 0	302 0	3051 2 3053	0	93	3619 0 3619	0	341850 0
COWAN, Don	Excluded	42732 0 42732	42732 0 42732	42732 0 42732	4	0	8083 5 8088	90	2040 1 2041	43	206 18 224	-36	6322	0 00	3704 2 3706	2 1	3 42732 1 0 4 42732	42732 0 42732	0	0	42732 0 42732	16517 0 16517	1625 0 1625	0	29679 0 29679	170 0 170	302 0 302	3053 0 3053	0	0	3619 1 3620	76 2	341850 0 341850
EDMONDS, Patricia	Excluded	0	0	0	C	1	3	3 2	25	-43	4	0	1	1 2	1	1 (0	0	0	0	0	1	0	0	1	0	0	1	0	0	0	1 70	0
COLETTI, Giuseppe	Excluded	42732	42732	42732	1	0	8091	0	2066	C	228	0	6324	3 1	3707	54	4 42732	42732 0	0	0	42732	16518 1	1625 2	0	29680	170 0	302 3	3054	0	0	3620 0	5	341850
HOPKINSON, Symia	Excluded	42732	42732	0	2	1	8092	93	2069	C	229 3	0	6327	-65	3737	3 0	0 42732	42732 0	0	0	42732	16519 1	1627 0	C	29683	170 2	305 0	3054	0	0	3620 1	2	341850
PATRICK, Alex	Excluded	42732	42732 0	0	1	0	8092	0 05	2069	C	232	0	6374	1 0	3740 0) (42732	42732 0	0	0	42732 0	16520 0	1627 0	0	29684	172 2 174	305 3	3054 62 3116	-77	2	3621 2	2	341850 0
MUMMERY, Malcolm	Excluded	42732	42732	0	10	341	8092	95	2069	C	232	0	6375	0	3740	3 (42732	42732	0	0	42732	16520 15	1627	C	29686	3	308 4	7	0	-95		0	341850
MORAN, Raymond	Excluded	42732	42732	0	5	3	8094 71	-95			234	0	6376	0	3743	2 (0 42732	42732	0	0	42732	16535 1	1628	C	29701	177 0	312 0	3123	0	0	3654 0	3	341850
POUSTIE, Cameron	Excluded	42732 0 42732	42732 0	42732 0 42732) 3	0	8165 0 8165	0	2074 1 2075	C	237 2 239	0	6377 6379	2 0	3745 1 3746	1 (42732 0 0 0 42732	42732 0 42732	0	0	42732 0	16536 3 16539	1628 4 1632	0	29702 85 29787	177 -177	312 69 381	3124 1 3125	0	0	3654 4 3658	2	341850 0 341850
ULASOWSKI, Nikki	Excluded	42732 0 42732	42732 0 42732	0) 4	4	8168	8 0	2075 15 2090	C	-239	0	6375 639	2 0	3746 9 3755	9 (0 42732	42732 0 42732	0	0	42732 0 42732	5 16544	1632 2 1634	0	172 29959	0	381 1 382	3125 1 3126	0	0	3669	93	341850 0 341850
WEBB, Rod	Excluded	0 42732	42732 0 42732	0	294	-348	15 8183	5 0	2090 5 2095	0	0	0	6394	3 0	3755 7 3762	7 (0 42732	42732 0 42732	0	0	0 42732	6 16550	1 1635	0	29959 3 29962	0	0 382	0 3126	0	0	3672	11	0 341850
ROY, Brenda	Excluded	0 42732	42732 0 42732	0	4	0	8184	0	2095	0	0	0	6396	2 0	9 3771	9 0	0 42732	42732 0 42732	0	0	0 42732	7 16557	1635	0	339	0	-382 0	8 3134	0	0	3672 4 3676	3	341850 341850
DUNKLEY, Renae	Excluded	0 42732	0 42732	0 42732	9633	0	5189 8189	0	1452	0	0	0	6403	7 0	18 3789	3 (0 42732	0 42732	0	0	0 42732	6 16563	-1639 0	0	30372	0	0	12 3146	0	0	26 3702	6	0 341850
GAULT, George	Excluded	0 42732	42732 0 42732	0	53		2753 10942	0	26	0	0	0	28 643		18 3807	3 0	0 42732	0	0	0	0 42732	37 16600	0	0	50372 55 30427	0	0	-3146 0	0	0	176 3878		0 341850
SQUIRES, Kareen	Excluded	0 42732	42732 0 42732	0	38	0	27 10969	0	3574	0	0	0	6492	1 0	3294 7101	4 (0 42732	0 42732	0	0	0 42732	42 16642	0	0	67 30494	0	0	0	0	0	39 3917	6	0 341850
CLOGHAN, Kevin	Excluded	0 42732	0 42732	0	120	0	50 11019	0	0 0	0	0	0	95	5 0	136 7237	6 (0 42732	0	0	0	0 42732	84 16726	0	0	3431	0	0	0	0	0	-3917 0	1 120	0 341850
BOLT, Michelle	Excluded	0 42732	0 42732	0	125	0	6181 17200	0	0 0	0	0	0	-6587		109 7346	9 (0 42732	0 42732	0	0	0 42732	76 16802	0	0	93 34018	0	0	0	0	0	0	3 123	0 341850
OLVER, Pat	Excluded	0 42732	0 42732	0	123	0	1927 19127	0	0	0	0	0	(0 0	-7346 0	*	0 42732	0 42732	0	0	0 42732	186 16988	0 0	0	5101 39119	0	0	0	0	0 0	0	9	0 341850
CLYNE, David	Excluded	0 42732	0 42732	0	-10092		9533 28660	0	0	0	0	0	(0 0	0		0 42732	0 42732	0	0	0 42732	251 17239	0	0	289	0	0	0	0	0	0	19 151	0 341850
MYCYK, Daniel	Excluded	0 42732	0 42732	0	0	0	175 28835	0	0	0	0	0	(0 0	0		0 42732	0 42732	0	0	0 42732	-16515 724	0	0	16335 55743	0	0	0	0	0	0	5 156	0 341850
WATSON, Giz	Elected 7th	72132	7 21 J2	72132			20000					J					72132	72102	0		72102	124	J		, 55745		- 5			3	J	130	5-1030



2008 Mining and Pastoral Region Re-count - Resignation of the Hon. Vincent Catania MLC

On 26 August 2008, His Excellency the Governor informed the Electoral Commissioner that the Hon. Vincent Catania MLC, Member for the Mining and Pastoral Region, had resigned from Parliament and thus the seat had become vacant. On 1 September 2008 public notice of the vacancy was published in *The West Australian* and the *North West Telegraph* news papers in accordance with section 156C(1) (a) of the *Electoral Act 1907*.

The nomination process is prescribed in sub-sections 156C(4) and (5) of the Act (and regulation 25 of the Electoral Regulations 1996). In relation to such nominations, section 156A(1) of the Act defines 'qualified person' as a person who:

- (a) was a candidate at original election;
- (b) did not withdraw from, and was not elected at, that election;
- (c) has not become a member of the Council since that election; and
- (d) is qualified to be elected and is not disqualified from being elected as a member of the Council.

After the 2005 State general election, amendments occurred to the eligibility requirements for membership of the Legislative Council and Legislative Assembly. For election, persons must now be Australian citizens and on the electoral roll.

Nominations from qualified persons for the vacancy closed at 12 noon on Monday 15 September 2008. The Electoral Commissioner received four nominations from consenting candidates before the close of nominations. These were the only candidates who could be declared elected at the re-count.

Immediately after the close of nominations, a full re-count commenced of all ballot papers cast in the most recent Legislative Council election, held on 26 February 2005. The count was conducted under the provisions of section 156D and Schedule 1 of the Act.

The consenting candidates, in the order that their names appeared on the 2005 ballot paper, were:

Candidates	Party
FAWCETT, John Roger	Liberal
HODDY, Donald Kenneth	DEMOCRATS
EATON, Shelley Elizabeth	Australian Labor Party
FISCHER, John Duncombe	Independent

Votes at the 2005 State general election were counted electronically using a software program. The re-count was conducted in the same manner, as required by section 156D(4) of the Act, having regard for the exclusion of the Hon. Vincent Catania MLC, and the incumbency of other elected members.

On completion of the count, the Electoral Commissioner declared Shelley Elizabeth Eaton to be elected as a member of the Legislative Council for the Agricultural Region. A summary of the count appears on the following page.



LEGISLATIVE COUNCIL – COUNT SUMMARY MINING & PASTORAL REGION Re-count – 15 September 2008 1 Candidates to be Elected

		Pi	HS			LIB			10	NP	G	RN	L	4F	С	DP	DE	EM			A	LP				IND		CEC	↓ '	
Quota = 8351		BEAL, Henry	JENNINGS, Jim	MOORE, Norman	BASTON, Ken	NAZZARI, Brett	FAWCETT, John	SMITH, Greg	WYBORN, Irene	SMITH, Neville	CHAPPLE, Robin	MUIR, Kado	JONES, Karen	O'SHAUGHNESSY, Alexandra	LAKAY, Chris	GANS, Derk	HODDY, Don	CRAWFORD, Peter	ARCHER, Shelley	FORD, Jon	CATANIA, Vincent	EATON, Shelley	ANDERTON, Michael	DAWSON, Stephen	FISCHER, John	CAMPBELL, Graeme	McCOOKE, Valerie	LEWIS, Brian	Lost Fractions	TOTALS
First Preferences		891	33	17741	52	46	19	50	994	28	3723	77	222	5	807	7 8	310	7	21777	83	0	62	34	102	2753	190	12	78	0	50104
ARCHER, Shelley	Elected 1st	0 891	33	17741	52	0 46	19	50	994	0 28	3725	2 C	222	5	807	8	310	7	-13426 8351	13397 13480	0	73	6 40	105	2754	0 190	12	0 2 78	6	5 50104
MOORE, Norman	Elected 2nd	895	35	-9390 8351	9346 9398		23	57	995	28	3727	77	223	6	807	8	310	7	8351	0 13480	0	73	40	105	2756	192	12	2 78	11	50104
FORD, Jon	Elected 3rd	0 895	0 35	0 8351	9398	0 3 59	0 23	0 57	0 995	0 28	(3727) C) (7 223) C	0 6 807	0	0 3 310	0 7	0 8351	-5129 8351	0	5115 5188	3 43	5 110	0 2756	0 192	0 12	0 2 78	6 17	0 50104
BASTON, Ken	Elected 4th	0 895	0 35	0 8351	-1047 8351		23	0 57	0 995	0 28	3727	7 77	223	0 0	0 0 6 807	0 8	0 3 310	0	0 8351	0 8351	0	0 5188	0 43	0 110	0 2756	0 192	12	0 78	5 22	5 0 50104
O'SHAUGHNESSY, Alexandra	Excluded	0 895	0 35	0 8351	8351	0	1 24	0 57	0 995	0 28	3727) () 3	-6 6 C	6 C 0 807	0	0 310	0 7	0 8351	0351 0 8351	0	1 5189	0 43	0	0 2756	0 192	12	0 78	1 23	0 50104 50104
CRAWFORD, Peter	Excluded	0 895	0 35	0 8351	8351	0 1101	0 24	0 57	0 995	1 29	3727	77	226) C	807	0 8	6 3 316	-7 0	0 8351	0 8351	0	0 5189	0 43	0 110	0 2756	0 192	12	0 2 78	0 23	0 50104
GANS, Derk	Excluded	0 895	0 35	0 8351	8351	0 1101	0 24	0 57	1 996	1 30	3727	7 78	226 3) C) 4) 811	-8 0	0 316	0	0 8351	0 8351	0	0 5189	1 44	0 110	0 2756	0 192	0 12	0 2 78	0 23	0 50104
McCOOKE, Valerie	Excluded	0 895	0 35	0 8351	8351	0 1101	0 24	0 57	0 996	0 30	3728	78	226) C	811	0) 1) 317	0	0 8351	0 8351	0	0 5189	0 44	0 110	3 2759	7 199	-12 0	2 0 78	0 23	0
FAWCETT, John	Excluded	1 896	1 36	0 8351	8351	9	-24 0	9 66	1	0	3728) C) C) C	811	0	0 317	0	0 8351	0 8351	0	0 5189	1 45	0 110	1 2760	0 199	C	0 78	1 24	0
SMITH, Neville	Excluded	1 897	0 36	0 8351	C	1	0	68	21 1018	-30 0	3730	2	0) C	812	0	0 317	0	0 8351	0 8351	0	2 5191	0 45	0 110	0 2760	0 199	C	0 78	0 24	0
JENNINGS, Jim	Excluded	21 918	-36 0	0 8351	8351) 3 1114	0	70	1 1019	0	3733	8 80	2 1	C C) 1) 813	0	0 317	0	0 8351	0 8351	0	1 5192	0 45	0 110	0 2760	0 199	C	0 78) 1 3 25	0 50104
ANDERTON, Michael	Excluded	1 919	0	0 8351	8351	0 1114	0	72	0 1019	0	3733	8 81	227	O C	814	0	0 317	0	0 8351	0 8351	0	12 5204	-45 0	25 135	2 2762	0 199	C	0 78	1 26	0 50104
SMITH, Greg	Excluded	3 922	0	0 8351	8351	58 1172	0	-72 0	1 1020	0	3736	8 1 6 82	2 227) C) (1) 814	0	0 317	0	0 8351	0 8351	0	1 5205	0	0 135	2 2764	1 200	C	1 79	1 27	0 50104
LEWIS, Brian	Excluded	2 924	0	0 8351	8351) 1 1173	0	0	1 1021	0	3736	82	2 227		0 0 814	0) 1) 318	0	0 8351	0 8351	0	1 5206	0	2 137	1 2765	70 270	C	79 0 0	0 27	0 50104
MUIR, Kado	Excluded	4 928	0	0 8351	8351) 1 1174	0	0	0 1021	0	62 3798		2 () 2) 816	0 0	5 323	0	0 8351	0 8351	0	0 5206	0	1 138	2 2767	5 275	C	0	0 27	0 50104
DAWSON, Stephen	Excluded	1 929	0	0 8351	8351	2	0	0	0 1021	0	3800	2 0	227) 1) 817	0) 1) 324	0	0 8351	0 8351	0	113 5319	0	-138 0	7 2774	9 284	C	0	2 29	0 50104
JONES, Karen	Excluded	209 1138	0	0 8351	8351	3	0	0	1 1022	0	3806	6 0) -227) () C) 2) 819	0 0	0 324	0	0 8351	0 8351	0	3 5322	0	0	0 2774	2 286	C	0	1 30	0 50104
CAMPBELL, Graeme	Excluded	12 1150	0	0 8351	8351	9 1188	0	0	9 1031	0	10 3816) C	0 0) C) 9) 828	0 0	330	0	0 8351	0 8351	0	17 5339	0	0	214 2988	-286 0	C	0	30	0 50104
HODDY, Don	Excluded	281 1431	0	0 8351	C	8	0	0	1 1032	0	20 3836) () (0 0	828	0	-330 0	0	0 8351	0 8351	0	6 5345	0	0	14 3002	0	C	0	0 30	0 50104
LAKAY, Chris	Excluded	15 1446	0	0 8351	C	36		0	727 1759	0	3844	3 0	0 0	0 0	-828		0 0	0	0 8351	0 8351	0	13 5358	0	0	29 3031	0	C	0	0 30	0
NAZZARI, Brett	Excluded	58 1504		0 8351	C	-1232		0 0	32 1791	0	25 3869	, C	0 0	0 0		0 0	0 0	0	0 8351	0 8351	0	23 5381	=	0	1085 4116	0	C	0	9 39	50104
BEAL, Henry	Excluded	-1504 0		0 8351	8351	0	0	0	896 2687	0	528 4397	3 0	0 0	0 0	0 0	0	0	0	0 8351	0 8351	0	33 5414	0	0	42 4158	0	C	0	5 44	5 50104
WYBORN, Irene	Excluded	0	0	0 8351	8351	0	0	0	-2687 0	0	938 5335		0 0	0 0	0 0	0	0 0	0	0 8351	0 8351	0	962 6376	0	0	783 4941	0	C	0	48	0 50104
FISCHER, John	Excluded	0	0	0 8351	C	0	0	0 0	0	0	84 5419			0 0	0 0	0 0	0 0	0	0 8351	0 8351	0	2669 9045	0	0	-2753 2188	0	C	0	0 48	0 50104
EATON, Shelley	Elected 5th																													