

Koror State Council
Koror State Government
P. O. Box 116
Koror, Republic of Palau 96940

Koror State Council

Ordinance No. K-04-82

AN ORDINANCE

To provide for a constitutional referendum on the First Provisional Constitution of the State of Koror, and to provide for election of delegates to the Constitutional Convention.

BE IT ORDAINED BY THE KOROR STATE COUNCIL that:

Section 1: Date and Time of Elections:

There shall be a constitutional referendum on the First Provisional Constitution of the State of Koror, to be held December 7, 1982 between the hours of 7:00 am and 7:00 pm. The election for delegates to the Koror State Constitutional Convention, should the First Provisional Constitution of the State of Koror be approved, shall be held concurrently.

Section 2: Polling Places:

A polling place shall be established at each hamlet by the Koror State Election Commission.

Section 3: Qualifications of Delegates to the Constitutional Convention:

A person shall be eligible to be an elected delegate to the Constitutional Convention if he:

- a. s a citizen of Palau.
- b. Is a registered voter in Koror.
- c. Is at least eighteen (18) years of age.

- d. Has not been convicted of a felony, nor is under probation by a court at the time of election, provided that conviction of a felony shall be no bar if the person has been pardoned.

Section 4: Nominating Petitions:

- (1) Nomination of candidates to the Constitutional

Convention may be made by petition initiated by the candidate and signed by any five qualified registered voters of the voting jurisdiction of the seat sought. Such petition shall specify whether the candidate will represent a specific hamlet or run at-large within Koror State. Petitioners shall both sign and print their name on the petition.

(2) The petition, duly signed, shall be presented to the Koror State Registrar, who shall verify the signatures of the petitioners. Upon verification, he shall certify the petition to the Koror State Election Commission.

(3) Nothing contained in this Section shall prohibit a person from seeking office as a write-in-candidate, except a name written upon a ballot in a run-off election shall not be counted as a vote.

(4) Petitions must be presented to the Koror State Registrar no later than November 16, 1982.

Section 5: Election Procedures:

(1) Pursuant to Title 43 of the Trust Territory Code, Palau District Code, and the Koror State Charter and existing Ordinances, the Koror State Election Commission shall in conjunction with the Koror State Government promulgate Voting Instructions and Procedures.

(2) The Koror State Election Commission shall certify the results of the Constitutional Referendum and election and declare the winning candidates for Delegates to the Koror State Constitutional Convention within five days of the date of the election. The results of the Constitutional Referendum and election of delegates shall be certified in accordance with law. A candidate shall receive a plurality of the votes in his jurisdiction to be elected as Delegate. In case of a tie in the election, the winner shall be determined in a run-off election, proclaimed by the Election Commissioner, between the candidates so tied.

A run-off election shall occur no later than seven (7) days after the results of the election have been certified. The Koror State Election Commission shall certify the results of a run-off election within five (5) days of the date of the run-off election, and any run-off election shall be certified in accordance with law.

Section 6: Effective Date:

This Ordinance shall take effect immediately upon its approval by the President of the Republic of Palau.

Passed unanimously by the Koror State Council on this 28th day of October, 1982.

Certified by: /s/

Y M. Gibbons, Mayor
Koror State Government

APPROVED this 3rd day of November 1982.

/s/

Haruo I. Remeliik
President
Republic of Palau