

Decree of 19 October 1989 establishing new regulations for implementing the Elections Act  
We, Beatrix, by the grace of God, Queen of the Netherlands, Princess of Orange-Nassau,  
etc., etc., etc.

On the recommendation of the State Secretary for the Interior (Constitutional Affairs and  
Legislation Department), no. CW89/1/U9 of 29 August 1989;

Having regard to the Elections Act;

Considering the recommendations of the Electoral Council, no. 4129 of 5 April 1989; having  
heard the Council of State (advisory opinion no. W04.89.0517 of 10 October 1989);

Having seen the report to the Queen of the State Secretary for the Interior (Constitutional  
Affairs and Legislation Department), no. CW89/1/U13 of 16 October 1989;

Have approved and decreed:

## **Part I. General provisions**

### **Chapter A. The Electoral Council**

**Article A 1 [Repealed on 1 January 1998]**

**Article A 2 [Repealed on 1 January 1998]**

**Article A 3 [Repealed on 1 January 1998]**

## **Part II. The election of members of the House of Representatives of the States General and of provincial and municipal councils**

### **Chapter D. Registration of the franchise**

#### **Article D 1**

The municipal executive will use the municipal personal records database to obtain the  
information needed to ascertain whether persons who are registered as residing in that  
municipality are entitled to vote.

#### **Article D 1a**

1. With respect to persons whose actual place of residence is the municipality but who are  
not registered as residing there as referred to in article D1 and who are listed as entitled to  
vote in the municipal records, the municipal executive will record the following information:

- a. the surname;
- b. the given names or initials;
- c. the date of birth;
- d. the address;
- e. the nationality.

2. The municipal executive will cancel the registration of the franchise of any of the persons referred to in paragraph 1 if it becomes aware of circumstances on account of which the person in question should not be registered as a voter.

## **Article D 2**

1. The forms for requesting registration of the franchise that are to be submitted in accordance with section D 3, subsection 3, 4 or 6 of the Elections Act, may be obtained from the body to which the request must be submitted and from the clerk's office of every municipality.

2. The forms for requesting registration of the franchise that are to be submitted in accordance with section D 3, subsection 5 of the Elections Act may be obtained from the ministry responsible for the work of the relevant official.

3. The forms referred to in paragraphs 1 and 2 may be obtained throughout the period during which such requests may be submitted.

## **Article D 3**

1. The body to which a request under section D 3, subsection 3, 4 or 5 of the Elections Act for registration of the franchise has been submitted will verify whether it has the individual's personal details on file and, if so, whether they correspond to the details given in the request. The body will then forward the request, accompanied by a report of its findings, to the municipal executive of The Hague, taking note of the date of this dispatch.

2. In the case of a person submitting a request who established residence before, on or after 1 October 1994, the municipal executive will ascertain whether there is any personal information in the individual data cards (*persoonskaartenarchief*) or the individual data alterations register (*schakelregister*) referred to in section 139 of the Municipal Database (Personal Records) Act, or in the personal records database of the municipality where the

voter is registered, and whether this information corresponds to the information given in the request.

#### **Article D4**

1. If the request is to be granted, the municipal executive of The Hague will note this on the request and register the person submitting the request as a voter.
2. If a request cannot be granted, the municipal executive of The Hague will note the grounds for this on the request, after which the request is returned to the person who submitted it without delay.

#### **Article D5**

If one of the bodies to which a request for registration of the franchise may be submitted under section D 3, subsection 3, 4 or 5 of the Elections Act becomes aware of circumstances in which a person who has been registered as a voter pursuant to section D 3, subsection 1 of the Elections Act should not have been registered as such, this fact should be reported at once to the municipal executive of The Hague.

#### **Article D6**

The database referred to in section D 3a, subsection 1 of the Elections Act must contain the following information for every person listed: surname, initials, home address, date of birth and, if applicable, an address for correspondence, as provided by the person concerned, along with the date on which the information was entered into the database and, if applicable, the date of the last request for registration.

### **Chapter E. Electoral districts and electoral committees**

#### **Article E1**

The electoral committee consists of no fewer than three and no more than seven members.

#### **Article E2**

1. For the principal electoral committee to hold a meeting, at least three members must be present.
2. Members who are unable to attend the meeting must without delay notify the chairperson, who will ask alternate members to attend.

3. If both the chairperson and the deputy chairperson are unable to attend, the most senior member (by length of service) will act as chairperson, or, if more than one member has served for the same length of time, the eldest will act as chairperson.

4. The principal electoral committee will take its decisions by a majority of votes.

## **Chapter G. Registration of the appellation of a political grouping**

### **Article G 1**

1. The deposits referred to in sections G 1, subsection 2, G 2, subsection 2 and G 3, subsection 2, and the deposit referred to in section Q 6, subsection 3 in conjunction with section G1, subsection 2 of the Elections Act must be transferred, as appropriate, to the relevant account of either Our Minister of the Interior and Kingdom Relations, the municipality where the central electoral committee for elections to the provincial council is established, or the municipality in question, at a financial enterprise that may act as a credit institution in the Netherlands under the Financial Supervision Act, indicating *waarborgsom registratie* ('registration deposit').

2. The chairperson of the central electoral committee will inform the body to which the deposits have been paid as soon as possible after the publication of the list of candidates which deposits must be refunded pursuant to sections G 1, subsection 2, G 2, subsection 2 or G 3, subsection 2 or pursuant to section Q 6, subsection 3 in conjunction with section G 1, subsection 2 of the Elections Act. This body will then refund the deposits as soon as possible. No interest will be paid on the deposits.

## **Chapter H. Submission of lists of candidates**

### **Article H 1**

The forms for the lists of candidate referred to in section H 1, subsection 2 of the Elections Acts and for the declarations referred to in section H 3, subsection 5, section H 4, subsection 7 and section H 9, subsection 4 of the Elections Act may be obtained from the clerk's office of every municipality during the three weeks before nomination day and on the day itself.

### **Article H 2**

1. The list of candidates must include the following information about each candidate: surname, initials, date of birth and place of residence. The name by which the candidate is generally known (*roepnaam*) may be given in brackets after his initials. The list may also give the candidate's address.

2. Further designations modifying the name may be added, if abbreviated in the customary manner.
3. A person who is or was married or who is or was part of a registered partnership may appear on the list under his own surname or, provided that he is entitled to do so under article 9 of Book 1 of the Civil Code or article 9 of Book 1 of the BES Civil Code, under the surname of his spouse or registered partner, or under a hyphenated name consisting of his own surname followed or preceded by that of his spouse or registered partner.
4. After the candidate's initials or, if it is given, the name by which he is generally known, the designation '(m)' or '(f)' may be inserted to indicate the candidate's sex.
5. In the case of an election to the provincial council of Fryslân or the municipal council of a municipality in the province of Fryslân, names may appear in the Frisian language on the list of candidates.

### **Article H 3**

1. The deposits referred to sections H 12, H 13, and H 14 of the Elections Act must be received no later than the fourteenth day before nomination day in the relevant account of either Our Minister of the Interior and Kingdom Relations, the municipality where the central electoral committee for elections to the provincial council is established, or the municipality in question, at a financial enterprise that may act as a credit institution in the Netherlands under the Financial Supervision Act, indicating *waarborgsom kandidaatstelling* ('nomination deposit').
2. The chairperson of the central electoral committee will inform the body to which the deposits have been paid as soon as possible after the publication of the list of candidates which deposits must be refunded pursuant to subsection 4 or 5 of sections H 12, H 13 or H 14 of the Elections Act. This body will then refund the deposits as soon as possible. No interest will be paid on the deposits.

## **Chapter I. The examination, merging, numbering and publication of the lists of candidates**

### **Article I 1**

1. The official reports of the meetings referred to in sections I 1 and I 4 of the Elections Act will be deposited for public inspection at the clerk's office of the municipality where the

principal electoral committee is situated up to and including the day on which the lists of candidates are published.

2. The official report of the meeting referred to in section I 12 of the Elections Act will be deposited for public inspection up to and including the day on which the lists of candidates are published, at either the Ministry of the Interior and Kingdom Relations, in the case of elections to the House of Representatives, or at the clerk's office of the municipality where the central electoral committee is situated, in the case of elections to the provincial or municipal councils.

## **Article I 2**

1. The time and place of the meeting of the principal electoral committee referred to in section I 4 of the Elections Act will be published by the chairperson in good time. In the case of an election to the House of Representatives, publication will take place in one or more newspapers that are in circulation in the municipality where the principal electoral committee is situated. In the case of an election to a provincial or municipal council, the publication will take place in the manner customary in the province or municipality.

2. The time and place of the meeting of the central electoral committee referred to in section I 12 of the Elections Act will be published by the chairperson in good time. In the case of elections to the House of Representatives, publication will take place in the Government Gazette. In the case of an election to a provincial or municipal council, publication will take place in the manner customary in the province or municipality.

## **Chapter J. Voting**

### **§ 1. General provisions**

#### **Article J 1**

1. The mayor will ensure that the lists of candidates and the addresses and opening hours of the polling stations (including mobile polling stations) are sent to voters no later than four days before polling day. The mayor will also indicate which polling stations comply with section J 4, subsection 2 of the Elections Act.

2. The lists, as made known to the voters, must state the numbers of the lists and, where applicable, the appellations of the political groupings, and the numbers, for each list, of any other lists with which it forms a combined list; and the candidates must be listed in columns as they appear on the list of candidates, with their address and date of birth omitted. The lists

must be printed in the order of the numbers given. The candidates on each list must be numbered consecutively.

## **Article J 2**

1. The register referred to in the first sentence of section J 7a, subsection 1 of the Elections Act must contain the following information:

- a. the five-digit municipal code assigned by Statistics Netherlands, and the serial number of the voting pass;
- b. the voter's surname, initials, sex and date of birth;
- c. the name or other identifying information of the official who entered the information into the register;
- d. one of the following reasons for inclusion in the register:
  1. the voting pass has been replaced by a voter's pass;
  2. the voting pass has been replaced by a certificate of authorisation;
  3. a replacement voting pass has been issued pursuant to section J 8 of the Elections Act;
  4. the voting pass has been replaced by a postal vote certificate;
  5. the voting pass has been declared invalid because the holder is not entitled to vote or has died;
  6. the voting pass has been declared invalid because it has been established that it has been stolen or is otherwise unlawfully in circulation.

2. The extract from the register of invalid voting passes referred to in the second sentence of section J 7a, subsection 1 of the Elections Act must contain the information referred to in paragraph 1 (a), (b) and (d).

## **Article J 3**

The ballot box must meet the following requirements:

- a. the box can be closed with a lid that is fitted with a lock;

b. in the middle of the lid is a slot through which the ballot papers can be inserted into the box;

c. the slot can be closed in such a way that it can then only be opened after the lid is removed.

#### **Article J 4**

Each polling station must have enough polling booths to ensure that the voting proceeds satisfactorily.

#### **Article J 5**

1. A polling booth must consist of a rear wall and two side walls, each of which is at least a metre wide and two metres high. If the rear of the polling booth is placed against an opaque section of a wall of the polling station, no rear wall is required.

2. Each polling booth must have a writing desk with red writing implements.

#### **Article J 6**

Each polling station must contain a public area. The table for the electoral committee and the polling booths must be located in the non-public area.

#### **Article J 7**

The manner in which returned ballot papers must be rendered unusable is by marking both sides of the ballot paper with the word *onbruikbaar* ('invalid').

#### **Article J 8**

After the last voter who is allowed to vote has voted, the slot in the ballot box must be closed.

### **§ 2. Combined polls**

#### **Article J 9**

If, pursuant to section J 6 of the Elections Act, one or more polls are held at the same time as voting is taking place at the polling station, articles J 10 to J 12 apply.

#### **Article J 10**

1. In so far as the eligible voters for the voting pursuant to the Elections Act and for the other poll(s) are the same, the mayor may decide that the following are valid for one or more other polls:

- a. the voting pass referred to in section J 7 of the Elections Act;
  - b. the extract referred to in section J 7a, subsection 1 of the Elections Act;
  - c. the application referred to in section K 6 of the Elections Act;
  - d. the application referred to in section L 8 of the Elections Act;
  - e. the certificate of authorisation referred to in section L 14 of the Elections Act.
2. If the mayor takes a decision as referred to in paragraph 1, the following provisions apply:
- a. The text of the documents referred to in paragraph 1 is altered to the extent that this necessary with a view to the combination of the polls.
  - b. The sealed packets referred to in section N 2 of the Elections Act may be opened if necessary to assess the validity of the other poll(s) or the correctness of the determination of the results of the other poll(s). After use, the packets must be resealed.
  - c. The voters are entitled to be present for the procedures referred to in point b.

#### **Article J 11**

The members of the electoral committee may also perform procedures for the other poll(s), provided these do not impede the progress of the voting under the Elections Act.

#### **Article J 12**

1. If necessary, additional ballot boxes may be set up at the polling station.
2. The ballot papers for the other poll(s) must be of a colour such that they can be sufficiently distinguished from the ballot papers for the voting under the Elections Act.
3. If additional ballot boxes are set up at a polling station, the boxes must be opened in immediate succession.
4. After the ballot box or boxes have been opened, the ballot papers for the voting under the Elections Act must be separated from the ballot papers for the other poll(s).

**Article J 12 a [Repealed on 6 February 2008]**

**§ 3 [Repealed on 6 February 2008]**

**Article J 13 [Repealed on 6 February 2008]**

**Article J 14 [Repealed on 6 February 2008]**

**Article J 14a [Repealed on 6 February 2008]**

**Article J 14 b [Repealed on 6 February 2008]**

**Article J 15 [Repealed on 6 February 2008]**

**Article J 15a [Repealed on 6 February 2008]**

**Article J 16 [Repealed on 6 February 2008]**

**Article J 17 [Repealed on 6 February 2008]**

**Article J 18 [Repealed on 6 February 2008]**

**Article J 19 [Repealed on 6 February 2008]**

**Article J 20 [Repealed on 6 February 2008]**

**Article J 20a [Repealed on 6 February 2008]**

**Article J 21 [Repealed on 6 February 2008]**

**Article J 21a [Repealed on 6 February 2008]**

**Article J 22 [Repealed on 6 February 2008]**

**Article J 23 [Repealed on 6 February 2008]**

**Article J 23a [Repealed on 6 February 2008]**

**Article J 23b [Repealed on 6 February 2008]**

**Article J 23c [Repealed on 6 February 2008]**

**Article J 23d [Repealed on 6 February 2008]**

**Article J 23e [Repealed on 6 February 2008]**

**Article J 24 [Repealed on 6 February 2008]**

## **Article J 25 [Repealed on 6 February 2008]**

### **§ 4. Suspending a session of the electoral committee**

#### **Article J 26**

1. The suspension of a session of the electoral committee is announced by posting a notice on the door of the polling station that the session has been suspended. Where and when the session will be resumed must be announced in the same manner as soon as possible.
2. The mayor must inform the chairperson of the principal electoral committee without delay that the session of the electoral committee has been suspended, except in cases where the election is to the municipal council.

#### **Article J 27**

1. If voting has been suspended, the slot of the ballot box must immediately be locked within sight of the voters present at the polling station.
2. The ballot box must then be sealed, and the key used to lock the ballot box must be placed in an envelope, which is to be sealed.
3. The following items must then be placed in separate packets, which are to be sealed:
  - a. the unused ballot papers;
  - b. the ballot papers that have been returned and rendered unusable;
  - c. the voting passes that have been submitted;
  - d. the extract referred to in section J 7a, subsection 1 of the Elections Act, or the requests referred to in section M 4, subsection 4 of the Elections Act;
  - e. the voter's passes, certificates of authorisation and postal vote certificates that have been submitted;
  - f. the return envelopes that have been set aside pursuant to section M 11 of the Elections Act;
  - g. the return envelopes that have not yet been opened.

#### **Article J 28**

If the count is suspended before the ballot box has been opened, article J 27, subsection 2 and subsection 3, opening words and (a) to (f) will apply *mutatis mutandis*.

#### **Article J 29**

If the count is suspended after the ballot box has been opened, all ballot papers that were in the ballot box must be placed back inside, after which the box must be locked and sealed. The key used to lock the ballot box must be placed in an envelope, which is to be sealed.

#### **Article J 30**

An official report must be drawn up of the suspended session. A model official report will be established by ministerial order.

#### **Article J 31**

Immediately after the official report has been signed, it must be entrusted by the chairperson to the mayor for safekeeping, along with the ballot box, the sealed packets and the sealed envelope.

#### **Article J 32**

The mayor must make available to the electoral committee the ballot box, sealed packets and sealed envelopes entrusted to him pursuant to article J 31 in good time before the resumption of the session.

#### **Article J 33**

1. In the event of a suspension as referred to in article J 27, the electoral committee must open the sealed packets and the sealed envelope and determine the number of ballot papers anew, well before voting is resumed. Another ballot box will be used for the voting after resumption.
2. The resumed poll will continue until 21.00.
3. From then on, the provisions of section J 30 of the Elections Act apply *mutatis mutandis*.

#### **Article J 34**

In the event of a suspension as referred to in article J 28, after the session has resumed, the electoral committee must open the sealed packets and the sealed envelope and begin the count anew.

## **Article J 35**

In the event of a suspension as referred to in article J 29, after the session has resumed, the electoral committee must open the sealed envelope and the ballot box and begin the count anew.

## **§ 5. Election observers**

### **Article J 36**

1. If, to implement a treaty or international agreement, it is mandatory to admit election observers or if Our Minister of Foreign Affairs decides to admit election observers, Our Minister of Foreign Affairs must bring the election in question to the attention of the states or international organisations involved in the treaty or international agreement in good time, noting the possibility of allowing persons to act as observers at the election.

2. A notice as referred to in paragraph 1 is to contain at least the following information:

- a. the time limit referred to in article J 37 (1) for the nomination of persons, and the rest of the procedure to be followed for nominating persons as observers;
- b. the details to be supplied when nominating a person, specified in article J 37 (2);
- c. the obligation, referred to in article J 37 (3), to submit a copy of a valid passport.

### **Article J 37**

1. Any nomination by a state or an international organisation of persons to act as observers at elections in the Netherlands must be received by Our Minister of Foreign Affairs at least six weeks before the election in question.

2. The nomination must contain at least the following details about each person: surname, initials, address, age and a description of his job.

3. When making the nomination, the nominating state or organisation must submit a copy of a valid passport for each nominee.

### **Article J 38**

1. Our Minister of Foreign Affairs must decide, after consulting with the state or international organisation in question, which of the nominees will be admitted as an observer and must inform the state or international organisation in question of this decision as soon as possible.

2. Our Minister of Foreign Affairs may attach conditions to the admission of the observer.

#### **Article J 39**

While performing his duties, an observer must remain strictly neutral, must give no sign of his political opinions, must not become involved in the electoral process and must adhere to Dutch legislation.

#### **Article J 40**

Our Minister of Foreign Affairs must supply the observer with a special form of identification for international observers. An observer must wear this identification while performing his duties, in such a manner that it is visible to all.

#### **Article J 41**

Further rules may be laid down by ministerial order on the nomination procedure for observers, the maximum number of observers, the duration of the election observation and the rights and obligations of observers.

#### **Chapter K [Repealed on 6 February 2008]**

#### **Article K 1 [Repealed on 6 February 2008]**

#### **Chapter M. Voting by post**

#### **Article M 1**

The documents referred to in section M 6, subsection 1 of the Elections Act are sent to the voter by air mail, unless the address in question is in Belgium.

#### **Article M 2**

If the municipal executive of The Hague has availed itself of the power referred to in section M 9, subsection 2 of the Elections Act, articles M 3 to M 7 apply with regard to the additional sessions of the postal vote electoral committees prior to polling day.

#### **Article M 3**

At least two weeks before the first session, the municipal executive of The Hague must publish in the Government Gazette the day(s), times and locations that the postal vote electoral committees will hold their additional sessions.

#### **Article M 4**

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1. At the close of each session, the slot of the ballot box must immediately be locked within sight of the voters present at the polling station, after which the box must be sealed and the key used to lock the box placed in an envelope, which must be sealed.
2. The electoral committee must then determine:
  - a. the number of return envelopes processed by the postal vote electoral committee at the session;
  - b. the number of return envelopes set aside pursuant to section M 11 of the Elections Act.
3. The numbers referred to in paragraph 2 must be announced to the voters present by the chairperson.
4. After that the following items must be placed in separate packets, which are to be sealed:
  - a. the requests referred to in section M 4, subsection 4 of the Elections Act, the signatures on which have been compared to that on the postal vote certificate, together with a certified declaration by the electoral committee concerning the number of initials;
  - b. the postal vote certificates submitted;
  - c. the return envelopes set aside pursuant to section M 11 of the Elections Act.

#### **Article M 5**

1. An official report must be drawn up of each session.
2. Section N 10, subsection 1, second sentence, and subsections 2 and 3 of the Elections Act apply *mutatis mutandis*.

#### **Article M 6**

1. Immediately after the official report has been signed, it must be entrusted to the mayor of The Hague (or an official designated by him) for safekeeping by the chairperson of the electoral committee (or another member designated by him), together with the ballot box, the sealed packets, the sealed envelope and the requests whose signatures have not yet been compared.
2. Well before the start of each subsequent additional session, the mayor of The Hague (or an official designated by him) must make available the requests whose signatures had not

yet been compared that were entrusted to him pursuant to paragraph 1 to the chairperson of the postal vote electoral committee.

3. A different ballot box must be used for each additional session.

#### **Article M 7**

1. Well before the start of the count referred to in section N 16a, subsection 1 of the Elections Act, the mayor of The Hague (or an official designated by him) must make available the ballot boxes, sealed envelopes and requests whose signatures had not yet been compared that were entrusted to him pursuant to article M 6, paragraph 1 to the chairperson of the postal vote electoral committee.

2. Well before the start of the count, the electoral committee must open the sealed envelopes, after which it must open the ballot boxes.

#### **Chapter N. The count by the electoral committee**

##### **§ 1 [Repealed on 6 February 2008]**

**Article N 1 [Repealed on 6 February 2008]**

**Article N 2 [Repealed on 6 February 2008]**

**Article N 3 [Repealed on 6 February 2008]**

**Article N 4 [Repealed on 6 February 2008]**

**Article N 5 [Repealed on 6 February 2008]**

**Article N 6 [Repealed on 6 February 2008]**

**Article N 7 [Repealed on 6 February 2008]**

**Article N 8 [Repealed on 6 February 2008]**

##### **§ 2. Procedure for the suspension and resumption of the count**

#### **Article N 9**

If the postal vote electoral committee in The Hague begins the count on polling day, pursuant to section N 16a of the Elections Act, articles N 10 to N 13 apply to the suspension and resumption of the count.

#### **Article N 10**

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1. After the votes have been counted and section N 9, subsection 2 of the Elections Act has been applied, the chairperson of the postal vote electoral committee must suspend the count. An official report must be drawn up of the suspended count.

2. Section N 10, subsection 1, second sentence, and subsections 2 and 3 of the Elections Act apply *mutatis mutandis*.

#### **Article N 11**

Immediately after the official report has been signed, it must be entrusted to the mayor (or an official designated by him) for safekeeping by the chairperson of the electoral committee (or another member designated by him), together with the sealed packets of ballot papers.

#### **Article N 12**

Immediately following the completion of the procedures referred to in sections M 10 and M 11 of the Elections Act regarding all the return envelopes that have been received in time, the mayor must make available to the electoral committee the sealed packets and official reports of the additional sessions entrusted to him pursuant to article M 6 and the official reports of the count and the sealed packets of ballot papers entrusted to him pursuant to article N 11.

#### **Article N 13**

1. In the resumption of the count in accordance with chapter N of the Elections Act, the determination referred to in section N 15 of the Elections Act must be based in part on the official reports of the additional sessions of the postal vote electoral committees, and the determination referred to in section N 6 of the Elections Act must be based in part on the official report of the count referred to in section N 16a, subsection 1 of the Elections Act.

2. An official report must be drawn up of the resumption of the count.

3. A model official report of the resumption of the count is to be established by ministerial order.

### **Chapter P. Determination of the election result by the central electoral committee**

#### **Article P 1**

The announcement referred to in section P 20, subsection 2 of the Elections Act must be made, in the case of an election to the House of Representatives, in the Government

Gazette and, in the case of an election to a provincial or municipal council, in the manner customary in that province or municipality, respectively.

## **Article P 2**

If the central electoral committee has opened sealed packets pursuant to section P 21, subsection 2 of the Elections Act, these packets must be resealed after use.

## **Part III. Election of the members of the Senate of the States General**

### **Chapter R. Submission of lists of candidates**

#### **Article R 1**

The forms for the lists of candidate referred to in section R 1, subsection 2 of the Elections Act and for the declarations referred to in section R 7, subsection 3 and section R 8, subsection 4 of the Elections Act may be obtained from the provincial clerk's office during the three weeks before nomination day and on the day itself.

#### **Article R 2**

1. The list of candidates must include the following information about each candidate: surname, initials, date of birth and place of residence. The name by which the candidate is generally known (*roepnaam*) may be included in brackets after his initials. The list may also give the candidate's address.
2. Further designations modifying the name may be added, if abbreviated in the customary manner.
3. A person who is or was married or who is or was part of a registered partnership may appear on the list under his own surname or, provided that he is entitled to do so under article 9 of the Book 1 of the Civil Code or article 9 of Book 1 of the BES Civil Code, under the surname of his spouse or registered partner, or under a hyphenated name, consisting of his own surname followed or preceded by that of his spouse or registered partner.

After the candidate's initials or, if it is given, the name by which he is generally known, the designation '(m)' or '(f)' may be inserted to indicate the candidate's sex.

## **Part IV. The election of members of the European Parliament**

### **Chapter Y. The election of members of the European Parliament**

#### **Article Y 1**

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Unless provided otherwise in this Part, the provisions of Part II of this decree on elections to the House of Representatives apply *mutatis mutandis* to elections to the European Parliament.

#### **Article Y 1a**

The forms for the request referred to in section Y 32, subsection 1 of the Elections Act may be obtained from the clerk's office of every municipality for at least the six weeks before nomination day and on the day itself.

#### **Article Y 2**

The forms for the lists of candidates and the declarations referred to in article H 1 may be obtained among other places from the central electoral committee for elections to the European Parliament during the three weeks before nomination day and on the day itself.

#### **Article Y 3**

1. The forms for the written declaration referred to in section Y 13, subsection 1 of the Elections Act may be obtained from the central electoral committee for the election to the European Parliament during the three weeks before nomination day and on the day itself.
2. If the candidate is outside the European part of the Netherlands, the declaration need not be made on a particular form and may also be made electronically.

#### **Article Y 4**

The time and place of the session referred to in section I 4 of the Elections Act must be announced in good time in the Government Gazette by the chairperson of the central electoral committee for the election to the European Parliament.

#### **Article Y 5**

The forms for the joint declaration referred to in section Y19, subsection 1 of the Elections Act may be made obtained among other places from the central electoral committee for the election to the European Parliament during the three weeks before nomination day and on the day itself.

#### **Article Y 6 [Repealed on 6 February 2008]**

#### **Article Y 7**

Further rules may be laid down by order of Our Minister for Government Reform and Kingdom Relations regarding how and when the notification referred to in section Y 32, subsection 8 of the Elections Act is to be made.

#### **Part IVa**

**The election of members of the House of Representatives of the States General, the island councils, the Senate of the States General and the European Parliament in Bonaire, St Eustatius and Saba**

#### **Chapter Ya**

**The election of members of the House of Representatives of the States General, the island councils, the Senate of the States General and the European Parliament in Bonaire, St Eustatius and Saba**

#### **Article Ya 1**

The deposit referred to in section Ya 15 in conjunction with section G 3, subsection 2 of the Elections Act should be transferred to the account of the public body intended for that purpose at a financial enterprise that may under the BES Banking and Credit System (Supervision) Act 1994 act as a credit institution in the public bodies, indicating *waarborgsom registratie* ('registration deposit').

#### **Article Ya 2**

In the case of an election to the island councils, appellations may appear on the lists of candidates in English or Papiamentu.

#### **Article Ya 3**

The deposit referred to in section Ya 17, subsection 2 in conjunction with section H 14 of the Elections Act should be received no later than the fourteenth day before nomination day in the account of the public body intended for that purpose at a financial enterprise that may under the BES Banking and Credit System (Supervision) Act 1994 act as a credit institution in the public bodies, indicating *waarborgsom kandidaatstelling* ('nomination deposit').

## **Article Ya 4**

1. In the case of an election to the House of Representatives, copies of the official reports referred to in article I 1 of the sessions referred to in sections I 1 and I 4 of the Elections Act must be deposited for public inspection at the office of the clerk to the island executive in St Eustatius and Saba. The chairperson of the principal electoral committee of electoral district 20 (Bonaire) must ensure that the official reports are sent by electronic means to the Lieutenant Governors of St Eustatius and Saba.

2. In the case of an election to the House of Representatives, a copy of the official report referred to in article I 1, subsection 2 of the session referred to in section I 12 of the Elections Act must also be deposited for public inspection at the office of the clerk to the island executive in Bonaire, St Eustatius and Saba. The chairperson of the central electoral committee must ensure that the official report is sent by electronic means to the Lieutenant Governors of Bonaire, St Eustatius and Saba.

3. In the case of an election to the European Parliament, copies of the official reports referred to in article I 1 in conjunction with section Y 1 of the sessions referred to in sections I 1, I 4 and I 12 of the Elections Act must be deposited for public inspection at the office of the clerk to the island executive in Bonaire, St Eustatius and Saba. The chairperson of the central electoral committee must ensure that the official reports are sent by electronic means to the Lieutenant Governors of Bonaire, St Eustatius and Saba.

## **Article Ya 5**

In the case of an election to the House of Representatives, the publication referred to in article I 2, paragraph 1 will also take place in one or more newspapers that are in circulation in St Eustatius and Saba.

## **Article Ya 6**

Article Y 1a does not apply.

## **Part V. Final and transitional provisions**

### **Chapter Z. Final and transitional provisions**

#### **Article Z 1**

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The Elections Decree (Bulletin of Acts and Decrees 1951, 441) is hereby revoked.

**Article Z 2**

This Decree will enter into force on a date to be determined by Royal Decree.

**Article Z 3**

This Decree may be cited as the Elections Decree.

We order and command that this Decree and the explanatory memorandum pertaining to it be published in the Bulletin of Acts and Decrees (*Staatsblad*) and that a copy thereof be sent to the Council of State.

The Hague, 19 October 1989

Beatrix

D. IJ. W. de Graaff-Nauta  
State Secretary for the Interior

Published on 26 October 1989

F. Korthals Altes  
Minister of Justice