

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

Koror State Council

Ordinance No. K-05-82

AN ORDINANCE

To amend Koror State Ordinance No. K-04-82 to provide for a constitutional referendum on the First Provisional Constitution of the State of Koror, and to provide for the election of all elected officials of the Koror State Government, and to provide for the election of delegates to the Constitutional Convention.

BE IT ORDAINED BY THE KOROR STATE COUNCIL that:

Section 1: Date and Time of Elections:

Section 1 of Koror State Ordinance No. K-04-82 is hereby amended to read:

"(a) 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 a.m. and 7:00 p.m.

(b) There shall be a general election for all elected officials of the State of Koror, to be held December 7, 1982 between the hours of 7:00 a.m. and 7:00 p.m.

(c) Should the First Provisional Constitution be approved and ratified on December 7, 1982, there shall be an election for delegates to the Koror State Constitutional Convention, to be held on January 14, 1983 between the hours of 7:00 a.m. and 7:00 p.m."

Section 2: Nominating Petitions

Section 4 of Koror State Ordinance No. K-04-82 is hereby amended to read:

"(1) Nomination of candidates to the office of the Mayor and for Council members 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. The petition shall state which office the candidate seeks and all petitioners shall both sign and print their name and hamlet residence on the petition.

(2) 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.

(3) All nomination petitions, 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.

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(4) 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.

(5) Petitions for the office of Mayor and Council members must be presented to the Koror State Registrar no later than November 19, 1982. Petitions for delegates to the Constitutional Convention must be presented to the Koror State Registrar no later than December 14, 1982."

Section 3: Election Procedures.

Section 5 of Koror State Ordinance No. K-04-82 is hereby amended to read:

(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 and the National Election Commission promulgate Voting Instructions and Procedures.

(2) The Koror State Election Commission shall certify the result of the elections and declare the winning candidates within five days of the date of the election. The results of the elections shall be certified in accordance with law. A candidate shall in the elections provided herein be elected upon receiving a plurality of the votes. In case of a tie in the election, the winner shall be determined in a run-off election, proclaimed by the Election Commission,



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 4: Repealer.

Any other ordinances and provisions of law which conflict with this ordinance shall be deemed superceded and void to the extent of the conflict.

Section 5: Effective Date.

This Ordinance shall take effect immediately upon its approval by the President of the Republic of Palau or its becoming law without such approval.

Passed unanimously by the Koror State Council on this 5th day of November, 1982.

Certified by: /s/

Y. M. Gibbons, Mayor  
Koror State Government

APPROVED this 6<sup>th</sup> day of November 1982.

/s/

Haruo I. Remeliik  
President  
Republic of Palau