# BILL NO. 38 OF 2026

# A BILL

FOR AN ACT TO AMEND THE ELECTORAL (REGISTRATION OF VOTERS) ACT 2012

ENACTED by the Parliament of the Republic of Fiji—

*Short title and commencement*

**1.**—(1) This Act may be cited as the Electoral (Registration of Voters) (Amendment) (No. 2) Act 2026.

(2) This Act comes into force on a date or dates appointed by the Minister by notice in the Gazette.

(3) In this Act, the Electoral (Registration of Voters) Act 2012 is referred to as the "Principal Act".

*Section 3 amended*

**2.** Section 3 of the Principal Act is amended by deleting subsections (1) and (2) and substituting the following—

"(1) Every citizen who satisfies the requirements of section 55 of the Constitution has the right to be registered as a voter.".

*Section 10A amended*

**3.** Section 10A of the Principal Act is amended by deleting "and shall be liable upon conviction to a fine not exceeding $100,000 or a term of imprisonment of 10 years, or both" and substituting "which is a corrupt electoral practice".

*Section 12 amended*

**4.** Section 12(1)*(c)* of the Principal Act is amended by deleting subparagraphs (ii), (iii) and (iv) and substituting the following—

"(ii) no longer satisfies the requirements of section 55 of the Constitution; or".

*Office of the Attorney-General*
*Suvavou House*
*Suva*

*November 2026*

# ELECTORAL (REGISTRATION OF VOTERS) (AMENDMENT) (NO. 2) BILL 2026

## EXPLANATORY NOTE

*(This note is not part of the Bill and is intended only to indicate its general effect)*

### 1.0 BACKGROUND

1.1 The Electoral (Registration of Voters) (Amendment) (No. 2) Bill 2026 (**'Bill'**) seeks to amend the Electoral (Registration of Voters) Act 2012 (**'Act'**) to ensure alignment of voter eligibility criteria with the requirements laid out in the Constitution of the Republic of Fiji (**'Constitution'**).

1.2 The Bill also further categorises an electoral offence that was omitted in the Electoral (Registration of Voters) (Amendment) Act 2026.

### 2.0 CLAUSES

2.1 Clause 1 of the Bill provides for the short title and commencement. If passed by Parliament, the amending legislation will come into force on a date or dates appointed by the Minister by notice in the Gazette.

2.2 Clause 2 of the Bill amends section 3 of the Act to reference the voter eligibility criteria under section 55 of the Constitution.

2.3 Clause 3 of the Bill amends section 10A of the Act to categorise the offence as a corrupt electoral practice.

2.4 Clause 4 of the Bill amends section 12 of the Act to reference the voter eligibility criteria under section 55 of the Constitution.

### 3.0 MINISTERIAL RESPONSIBILITY

3.1 The Act comes under the responsibility of the Minister responsible for justice.

S. R. VALENITABUA
Attorney-General

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