

Appendices

State General Election Dates – Legislative Assembly

| Parliament | 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 February 1993 | 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

- 1832 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.
- 1894 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 | Date of Election | Total Seats |
|------------------|-------------|------------------|-------------|
| 16 July 1894 | 21 | 4 May 1946 | 30 |
| 27 July 1896 | 21 | 8 May 1948 | 30 |
| 9 May 1898 | 24 | 6 May 1950 | 30 |
| 14 May 1900 | 24 | 3 May 1952 | 30 |
| 12 May 1902 | 30 | 8 May 1954 | 30 |
| 30 May 1904 | 30 | 7 April 1956 | 30 |
| 13 May 1908 | 30 | 10 May 1958 | 30 |
| 13 May 1910 | 30 | 30 April 1960 | 30 |
| 14 May 1912 | 30 | 12 May 1962 | 30 |
| 16 May 1914 | 30 | 20 February 1965 | 30 |
| 13 May 1916 | 30 | 23 March 1968 | 30 |
| 11 May 1918 | 30 | 20 February 1971 | 30 |
| 8 May 1920 | 30 | 30 March 1974 | 30 |
| 13 May 1922 | 30 | 19 February 1977 | 32 |
| 10 May 1924 | 30 | 23 February 1980 | 32 |
| 8 May 1926 | 30 | 19 February 1983 | 34 |
| 12 May 1928 | 30 | 8 February 1986 | 34 |
| 10 May 1930 | 30 | 4 February 1989 | 34 |
| 7 May 1932 | 30 | 6 February 1993 | 34 |
| 12 May 1934 | 30 | 14 December 1996 | 34 |
| 9 May 1936 | 30 | 10 February 2001 | 34 |
| 7 May 1938 | 30 | 26 February 2005 | 34 |
| 11 May 1940 | 30 | 6 September 2008 | 36 |
| 29 April 1944 | 30 | | |

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 candidates. 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 remaining, 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:

$$\frac{\text{Number of formal votes per region}}{(\text{Number of MLCs to be elected per region} + 1)} + 1 = \text{quota required}$$

For example:

$$\begin{array}{l} \text{Mining and Pastoral Region} \\ \hline \frac{54,409}{(6 + 1)} + 1 = 7,773 \end{array}$$

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:

$$\frac{\text{Candidate's number of surplus votes}}{\text{Total number of ballot papers the candidate received}} = \text{transfer value}$$

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

| | ALP | | | LIB | | | CEC | | NCO | | | FFP | | L4F | | PHS | | DEM | | ONP | | | GRN | | CDP | | | NAT | | | IND | Lost Fractions | TOTALS | | |
|---------------------------|-------------|-----------|--------------|------------------|---------------|----------------|--------------|----------------|---------------|--------------|----------------|---------------|---------------|--------------|-----------------|-----------------|-------------|-------------|------------------|-----------------|-------------|----------------|-------------------|---------------|--------------|-----------------|------------------|-----------------|---------------|---------------|---------------------------|----------------|--------|----------------|-------|
| | CHANCE, Kim | DALY, Tim | WEST, Darren | DONALDSON, Bruce | FELS, Anthony | ROWE, Margaret | ELLIS, Brian | ROBINSON, Jean | SMITH, Stuart | HOUGH, Frank | NICHOLL, Colin | MARLEY, Frank | IRVINE, Nigel | FARHI, Heidi | THEOBALD, Peter | RICHARDSON, Joy | DARBY, John | SHANN, Paul | BENNELL, Anthony | THACKRAH, David | McLEAN, Ron | STRAHAN, Barry | FALLIS, Michael D | MARGETTS, Dee | SCHUR, Basil | DUNJEY, Lachlan | McNABB, Alistair | CRIDDLE, Murray | DUNCAN, Wendy | NELSON, Chris | CLYDESDALE-GEBERT, Denise | | | DUNCANSON, Roy | |
| Quota = 14056 | 22383 | 68 | 55 | 32941 | 110 | 0 | 138 | 243 | 3 | 1859 | 55 | 32 | 1247 | 24 | 269 | 10 | 21 | 6 | 303 | 6 | 2500 | 17 | 12 | 3691 | 18 | 1564 | 26 | 16120 | 72 | 31 | 30 | 477 | 0 | 84331 | |
| First Preferences | 0 | 5 | 1 | -18885 | 18836 | 0 | 31 | 0 | 0 | 1 | 0 | 0 | 2 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 2 | 0 | 0 | 0 | 6 | 0 | |
| DONALDSON, Bruce | Elected 1st | 22383 | 73 | 14056 | 18946 | 0 | 169 | 243 | 3 | 1860 | 55 | 32 | 1249 | 24 | 269 | 10 | 21 | 6 | 303 | 6 | 2500 | 17 | 12 | 3692 | 18 | 1564 | 26 | 16120 | 74 | 31 | 30 | 477 | 6 | 84331 | |
| CHANCE, Kim | Elected 2nd | 14056 | 8352 | 79 | 14056 | 18946 | 0 | 169 | 247 | 3 | 1861 | 56 | 33 | 1250 | 24 | 269 | 10 | 21 | 6 | 303 | 6 | 2501 | 17 | 12 | 3696 | 18 | 1564 | 26 | 16120 | 74 | 31 | 30 | 478 | 17 | 84331 |
| CRIDDLE, Murray | Elected 3rd | 14056 | 8352 | 79 | 14056 | 18946 | 0 | 170 | 247 | 3 | 1861 | 56 | 33 | 1250 | 24 | 269 | 10 | 21 | 6 | 303 | 6 | 2501 | 17 | 12 | 3697 | 18 | 1564 | 26 | 14056 | 2128 | 33 | 30 | 478 | 23 | 84331 |
| FELS, Anthony | Elected 4th | 14056 | 8352 | 79 | 14056 | 14056 | 0 | 5052 | 247 | 3 | 1861 | 56 | 33 | 1250 | 24 | 269 | 10 | 21 | 6 | 303 | 6 | 2501 | 17 | 12 | 3697 | 18 | 1564 | 26 | 14056 | 2129 | 33 | 30 | 478 | 30 | 84331 |
| SMITH, Stuart | Excluded | 14056 | 8352 | 79 | 14056 | 14056 | 0 | 5052 | 248 | 0 | 1861 | 57 | 33 | 1250 | 25 | 269 | 10 | 21 | 6 | 303 | 6 | 2501 | 17 | 12 | 3697 | 18 | 1564 | 26 | 14056 | 2129 | 33 | 30 | 478 | 30 | 84331 |
| SHANN, Paul | Excluded | 14056 | 8352 | 79 | 14056 | 14056 | 0 | 5052 | 248 | 0 | 1861 | 57 | 34 | 1250 | 25 | 269 | 10 | 25 | 0 | 304 | 6 | 2501 | 17 | 12 | 3697 | 18 | 1564 | 26 | 14056 | 2129 | 33 | 30 | 478 | 30 | 84331 |
| THACKRAH, David | Excluded | 14056 | 8352 | 79 | 14056 | 14056 | 0 | 5052 | 248 | 0 | 1861 | 57 | 34 | 1250 | 25 | 269 | 10 | 25 | 0 | 309 | 6 | 2501 | 17 | 12 | 3698 | 18 | 1564 | 26 | 14056 | 2129 | 33 | 30 | 478 | 30 | 84331 |
| RICHARDSON, Joy | Excluded | 14056 | 8352 | 79 | 14056 | 14056 | 0 | 5053 | 248 | 0 | 1861 | 58 | 35 | 1250 | 26 | 274 | 0 | 25 | 0 | 309 | 6 | 2502 | 17 | 12 | 3698 | 18 | 1564 | 26 | 14056 | 2129 | 33 | 30 | 478 | 30 | 84331 |
| FALLIS, Michael D | Excluded | 14056 | 8353 | 79 | 14056 | 14056 | 0 | 5053 | 248 | 0 | 1861 | 58 | 35 | 1250 | 26 | 274 | 0 | 25 | 0 | 309 | 6 | 2505 | 24 | 0 | 3698 | 19 | 1564 | 26 | 14056 | 2129 | 33 | 30 | 478 | 30 | 84331 |
| SCHUR, Basil | Excluded | 14056 | 8354 | 79 | 14056 | 14056 | 0 | 5053 | 248 | 0 | 1861 | 58 | 35 | 1250 | 26 | 274 | 0 | 25 | 0 | 309 | 6 | 2505 | 24 | 0 | 3715 | 0 | 1564 | 26 | 14056 | 2130 | 33 | 30 | 478 | 30 | 84331 |
| STRAHAN, Barry | Excluded | 14056 | 8354 | 79 | 14056 | 14056 | 0 | 5053 | 248 | 0 | 1861 | 58 | 35 | 1251 | 26 | 274 | 0 | 25 | 0 | 310 | 6 | 2527 | 0 | 0 | 3715 | 0 | 1564 | 26 | 14056 | 2130 | 33 | 30 | 478 | 30 | 84331 |
| DARBY, John | Excluded | 14056 | 8354 | 79 | 14056 | 14056 | 0 | 5055 | 249 | 0 | 1862 | 58 | 36 | 1257 | 26 | 277 | 0 | 0 | 2 | 312 | 6 | 2529 | 0 | 0 | 3720 | 0 | 1564 | 26 | 14056 | 2130 | 33 | 30 | 480 | 30 | 84331 |
| FARHI, Heidi | Excluded | 14056 | 8354 | 79 | 14056 | 14056 | 0 | 5055 | 251 | 0 | 1862 | 59 | 38 | 1270 | 0 | 278 | 0 | 0 | 313 | 6 | 2529 | 0 | 0 | 3721 | 0 | 1565 | 28 | 14056 | 2131 | 33 | 30 | 481 | 30 | 84331 | |
| McNABB, Alistair | Excluded | 14056 | 8355 | 79 | 14056 | 14056 | 0 | 5056 | 251 | 0 | 1862 | 59 | 38 | 1272 | 0 | 279 | 0 | 0 | 314 | 6 | 2529 | 0 | 0 | 3721 | 0 | 1587 | 0 | 14056 | 2131 | 33 | 30 | 481 | 30 | 84331 | |
| CLYDESDALE-GEBERT, Denise | Excluded | 14056 | 8355 | 79 | 14056 | 14056 | 0 | 5056 | 251 | 0 | 1862 | 59 | 38 | 1272 | 0 | 279 | 0 | 0 | 314 | 6 | 2530 | 0 | 0 | 3721 | 0 | 1587 | 0 | 14056 | 2142 | 51 | 0 | 481 | 30 | 84331 | |
| MARLEY, Frank | Excluded | 14056 | 8357 | 80 | 14056 | 14056 | 0 | 5057 | 252 | 0 | 1869 | 80 | 0 | 1273 | 0 | 279 | 0 | 0 | 316 | 6 | 2530 | 0 | 0 | 3721 | 0 | 1587 | 0 | 14056 | 2142 | 51 | 0 | 482 | 31 | 84331 | |
| NELSON, Chris | Excluded | 14056 | 8357 | 80 | 14056 | 14056 | 0 | 5058 | 252 | 0 | 1869 | 80 | 0 | 1273 | 0 | 279 | 0 | 0 | 317 | 6 | 2530 | 0 | 0 | 3721 | 0 | 1587 | 0 | 14056 | 2188 | 0 | 0 | 485 | 31 | 84331 | |
| NICHOLL, Colin | Excluded | 14056 | 8358 | 80 | 14056 | 14056 | 0 | 5063 | 253 | 0 | 1931 | 0 | 0 | 1277 | 0 | 279 | 0 | 0 | 317 | 6 | 2531 | 0 | 0 | 3721 | 0 | 1587 | 0 | 14056 | 2193 | 0 | 0 | 485 | 32 | 84331 | |
| WEST, Darren | Excluded | 14056 | 8427 | 0 | 14056 | 14056 | 0 | 5066 | 254 | 0 | 1932 | 0 | 0 | 1278 | 0 | 279 | 0 | 0 | 318 | 6 | 2531 | 0 | 0 | 3721 | 0 | 1587 | 0 | 14056 | 2194 | 0 | 0 | 486 | 34 | 84331 | |
| ROBINSON, Jean | Excluded | 14056 | 8428 | 0 | 14056 | 14056 | 0 | 5069 | 0 | 0 | 1942 | 0 | 0 | 1280 | 0 | 280 | 0 | 0 | 535 | 6 | 2538 | 0 | 0 | 3722 | 0 | 1588 | 0 | 14056 | 2198 | 0 | 0 | 489 | 38 | 84331 | |
| THEOBALD, Peter | Excluded | 14056 | 8431 | 0 | 14056 | 14056 | 0 | 5082 | 0 | 0 | 1944 | 0 | 0 | 1283 | 0 | 0 | 0 | 0 | 542 | 6 | 2541 | 0 | 0 | 3969 | 0 | 1588 | 0 | 14056 | 2200 | 0 | 0 | 489 | 38 | 84331 | |
| DUNCANSON, Roy | Excluded | 14056 | 8438 | 0 | 14056 | 14056 | 0 | 5084 | 0 | 0 | 1949 | 0 | 0 | 1286 | 0 | 0 | 0 | 0 | 549 | 6 | 2550 | 0 | 0 | 4385 | 0 | 1598 | 0 | 14056 | 2229 | 0 | 0 | 489 | 39 | 84331 | |
| BENNELL, Anthony | Excluded | 14056 | 8447 | 0 | 14056 | 14056 | 0 | 5085 | 0 | 0 | 1956 | 0 | 0 | 1287 | 0 | 0 | 0 | 0 | 549 | 6 | 2559 | 0 | 0 | 4680 | 0 | 1814 | 0 | 14056 | 2240 | 0 | 0 | 489 | 39 | 84331 | |
| IRVINE, Nigel | Excluded | 14056 | 8461 | 0 | 14056 | 14056 | 0 | 5105 | 0 | 0 | 1974 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 549 | 6 | 2577 | 0 | 0 | 4688 | 0 | 3003 | 0 | 14056 | 2257 | 0 | 0 | 489 | 42 | 84331 | |
| HOUGH, Frank | Excluded | 14056 | 8478 | 0 | 14056 | 14056 | 0 | 5159 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 549 | 6 | 2646 | 0 | 0 | 4703 | 0 | 4750 | 0 | 14056 | 2327 | 0 | 0 | 44 | 84331 | | |
| DUNCAN, Wendy | Excluded | 14056 | 8491 | 0 | 14056 | 14056 | 0 | 7307 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 549 | 6 | 2696 | 0 | 0 | 4751 | 0 | 4813 | 0 | 14056 | 0 | 0 | 0 | 49 | 84331 | | |
| McLEAN, Ron | Excluded | 14056 | 8524 | 0 | 14056 | 14056 | 0 | 7445 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 549 | 6 | 2696 | 0 | 0 | 4751 | 0 | 4813 | 0 | 14056 | 0 | 0 | 0 | 52 | 84331 | | |
| MARGETTS, Dee | Excluded | 14056 | 12540 | 0 | 14056 | 14056 | 0 | 7851 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 549 | 6 | 2696 | 0 | 0 | 4751 | 0 | 4813 | 0 | 14056 | 0 | 0 | 0 | 56 | 84331 | | |
| DUNJEY, Lachlan | Excluded | 14056 | 12605 | 0 | 14056 | 14056 | 0 | 14969 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 549 | 6 | 2696 | 0 | 0 | 4751 | 0 | 476 | 0 | 14056 | 0 | 0 | 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 |
| YARANDA MNYIRRINNA, Sylvia Morno | Independent |
| TUCAK, John D | 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. 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

| | | ALP | | | | | | | GRN | | DEM | | FFP | | NCO | | PHS | | ONP | | L4F | | CDP | | LIB | | | CEC | IND | IND | Lost Fractions | TOTALS | | | | | | | |
|---------------------------------|-------------|--------------------|-----------------|---------------|-----------------|-------------|----------------|------------------|--------------|-----------|---------------|---------------|------------------|--------------|-------------|-------------------|-------------|-------------|-------------|------------------|-----------------|--------------|--------------|--------------|----------------|---------------|---------------|-------------|--------------|-----------------|---------------------------------|---------------|-------|--------|--------|--------|--------|--------|--------|
| Quota = 40150 | | RAVLICH, Lijijanna | 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, Avril | HOPKINSON, James | GORDON, Maureen | BERRY, Sarah | HART, Claire | HILL, Vivian | GOIRAN, Gerard | MORTON, Helen | TAYLOR, Donna | MUNRO, Bill | BUTTON, John | STEVENS, Daniel | YARANDA MNYIRINNA, Sylvia Morno | TUCAK, John D | | | | | | | |
| First Preferences | | 120925 | 497 | 0 | 131 | 113 | 214 | 679 | 22 | 15330 | 280 | 1923 | 47 | 5666 | 59 | 459 | 10 | 1284 | 22 | 4783 | 78 | 1815 | 48 | 7024 | 83 | 76741 | 234 | 332 | 134 | 317 | 59 | 1588 | 0 | 240897 | | | | | |
| RAVLICH, Lijijanna | Elected 1st | -80775 | 80585 | 0 | 36 | 32 | 56 | 9 | 6 | 20 | 7 | 4 | 1 | 2 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 2 | 0 | 0 | 0 | 0 | 4 | 9 | 0 | 240897 | | | | |
| MORTON, Helen | Elected 2nd | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 1 | 1 | 1 | 1 | -36591 | 36558 | 17 | 0 | 0 | 0 | 0 | 11 | 0 | 240897 | | | | |
| GRIFFITHS, Nick | Elected 3rd | 0 | -40932 | 0 | 40777 | 70 | 40 | 4 | 2 | 9 | 0 | 2 | 0 | 2 | 0 | 1 | 0 | 0 | 0 | 2 | 0 | 0 | 0 | 2 | 0 | 0 | 3 | 0 | 0 | 0 | 0 | 0 | 1 | 17 | 0 | 240897 | | | |
| PHAM, Batong Vu | Elected 4th | 0 | 0 | 0 | -795 | 791 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 4 | 0 | 240897 | | | |
| MANIA, John | Excluded | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 1 | 8 | -10 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 240897 | | | |
| ROSS, Avril | Excluded | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 4 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 15 | -22 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 240897 | | |
| CLANCY, Emma | Excluded | 0 | 0 | 0 | 0 | 4 | 5 | 11 | -30 | 1 | 2 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 1 | 4 | 0 | 0 | 240897 | | |
| McCUTCHEON, Paul | Excluded | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 1 | 1 | 40 | -48 | 2 | 1 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 240897 | |
| HART, Claire | Excluded | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 2 | 0 | 33 | -48 | 4 | 0 | 0 | 5 | 1 | 0 | 0 | 0 | 2 | 0 | 0 | 0 | 0 | 240897 | | |
| YARANDA MNYIRINNA, Sylvia Morno | Excluded | 0 | 0 | 0 | 0 | 2 | 0 | 0 | 0 | 5 | 5 | 2 | 0 | 1 | 0 | 0 | 0 | 1 | 0 | 1 | 1 | 2 | 0 | 0 | 1 | 0 | 1 | 0 | 3 | 2 | -59 | 32 | 0 | 0 | 0 | 240897 | | | |
| BOLT, David | Excluded | 0 | 0 | 0 | 0 | 0 | 2 | 1 | 0 | 0 | 1 | 0 | 0 | 48 | -61 | 1 | 0 | 2 | 0 | 0 | 1 | 2 | 0 | 1 | 0 | 0 | 2 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 240897 | |
| GORDON, Maureen | Excluded | 0 | 0 | 0 | 0 | 2 | 0 | 1 | 0 | 3 | 1 | 1 | 0 | 1 | 0 | 1 | 0 | 0 | 0 | 66 | -81 | 0 | 0 | 0 | 0 | 1 | 0 | 2 | 1 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 240897 | |
| GOIRAN, Gerard | Excluded | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 2 | 0 | 2 | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 78 | -86 | 0 | 0 | 1 | 0 | 1 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 240897 | |
| BUTTON, John | Excluded | 0 | 0 | 0 | 0 | 8 | 0 | 8 | 0 | 9 | 0 | 3 | 0 | 2 | 0 | 3 | 0 | 7 | 0 | 7 | 0 | 0 | 0 | 9 | 0 | 0 | 15 | 26 | -138 | 10 | 0 | 31 | 0 | 0 | 0 | 0 | 240897 | | |
| XAMON, Alison | Excluded | 0 | 0 | 0 | 0 | 10 | 8 | 1 | 0 | 252 | -297 | 6 | 0 | 3 | 0 | 2 | 0 | 3 | 0 | 2 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 1 | 1 | 0 | 2 | 0 | 2 | 3 | 0 | 0 | 240897 | | |
| SAFFIOTI, Rita | Excluded | 0 | 0 | 0 | 0 | 275 | -326 | 10 | 0 | 14 | 0 | 6 | 0 | 3 | 0 | 1 | 0 | 1 | 0 | 1 | 0 | 1 | 0 | 0 | 0 | 0 | 3 | 2 | 0 | 0 | 0 | 0 | 1 | 8 | 0 | 0 | 240897 | | |
| STEVENS, Daniel | Excluded | 0 | 0 | 0 | 0 | 7 | 0 | 3 | 0 | 6 | 0 | 2 | 0 | 5 | 0 | 1 | 0 | 1 | 0 | 9 | 0 | 2 | 0 | 3 | 0 | 0 | 1 | 4 | 0 | -332 | 0 | 288 | 0 | 0 | 0 | 0 | 240897 | | |
| MUNRO, Bill | Excluded | 0 | 0 | 0 | 0 | 5 | 0 | 2 | 0 | 2 | 0 | 1 | 0 | 5 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 7 | 0 | 4 | 0 | 0 | 348 | -385 | 0 | 0 | 0 | 10 | 1 | 0 | 0 | 0 | 240897 | | |
| LOCKETT, Laurissa | Excluded | 0 | 0 | 0 | 0 | 5 | 0 | 1 | 0 | 5 | 0 | 2 | 0 | 416 | 0 | -478 | 0 | 13 | 0 | 9 | 0 | 7 | 0 | 4 | 0 | 0 | 6 | 0 | 0 | 0 | 0 | 0 | 9 | 1 | 0 | 0 | 0 | 240897 | |
| TRUMAN, Annolies | Excluded | 0 | 0 | 0 | 0 | 26 | 0 | -730 | 0 | 656 | 0 | 16 | 0 | 2 | 0 | 0 | 0 | 6 | 0 | 3 | 0 | 1 | 0 | 1 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 12 | 6 | 0 | 0 | 240897 | |
| ROSS, Colin | Excluded | 0 | 0 | 0 | 0 | 11 | 0 | 0 | 0 | 31 | 0 | 5 | 0 | 13 | 0 | 0 | 0 | -1335 | 0 | 30 | 0 | 1216 | 0 | 7 | 0 | 0 | 5 | 0 | 0 | 0 | 0 | 0 | 16 | 1 | 0 | 0 | 0 | 240897 | |
| GOGOL, Todd | Excluded | 0 | 0 | 0 | 0 | -1362 | 0 | 0 | 0 | 1124 | 0 | 57 | 0 | 45 | 0 | 0 | 0 | 0 | 0 | 30 | 0 | 14 | 0 | 12 | 0 | 0 | 32 | 0 | 0 | 0 | 0 | 0 | 27 | 21 | 0 | 0 | 240897 | | |
| TUCAK, John D | Excluded | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 67 | 0 | 308 | 0 | 1371 | 0 | 0 | 0 | 0 | 0 | 81 | 0 | 38 | 0 | 45 | 0 | 0 | 108 | 0 | 0 | 0 | 0 | 0 | -2025 | 7 | 0 | 0 | 0 | 240897 | |
| DANSKI, Robyn | Excluded | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 1921 | 0 | -2382 | 0 | 49 | 0 | 0 | 0 | 0 | 0 | 295 | 0 | 43 | 0 | 23 | 0 | 0 | 37 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 14 | 0 | 0 | 0 | 240897 |
| BERRY, Sarah | Excluded | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 19461 | 0 | 0 | 0 | 20 | 0 | 0 | 0 | 0 | 0 | 5322 | 0 | 3183 | 0 | 7219 | 0 | 0 | 40150 | 37365 | 0 | 0 | 0 | 0 | 0 | 0 | 109 | 0 | 0 | 240897 | |
| HOPKINSON, James | Excluded | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 183 | 0 | 0 | 0 | 197 | 0 | 0 | 0 | 0 | 0 | -5364 | 0 | 0 | 0 | 4556 | 0 | 0 | 420 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 8 | 0 | 0 | 0 | 240897 |
| McCOURT, Jim | Excluded | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 22593 | 0 | 0 | 0 | 7855 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 11820 | 0 | 0 | 0 | 40150 | 37909 | 0 | 0 | 0 | 0 | 0 | 120 | 0 | 0 | 0 | 240897 | |
| HILL, Vivian | Excluded | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 240 | 0 | 0 | 0 | -7855 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 7478 | 0 | 0 | 0 | 133 | 0 | 0 | 0 | 0 | 0 | 0 | 4 | 0 | 0 | 0 | 240897 | |
| TAYLOR, Donna | Elected 5th | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 102 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | -7024 | 0 | 0 | 0 | 6922 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 240897 |
| | | 40150 | 40150 | 0 | 40150 | 0 | 0 | 0 | 0 | 22935 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 12274 | 0 | 40150 | 44964 | 0 | 0 | 0 | 0 | 0 | 0 | 124 | 0 | 0 | 240897 | | |

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.

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 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| Quota = 42732 | LIB | | | | | CDP | | PHS | | FFP | | DEM | | ALP | | | | | L4F | | GRN | | ONP | | IND | Lost Fractions | TOTALS | | | | | |
| | CASH, George | COLLIER, Peter | HALLIGAN, Ray | CLYNE, David | WEBB, Rod | RANDALL, Dwight | MORAN, Raymond | SQUIRES, Kareen | EDMONDS, Patricia | ULASOWSKI, Nikki | COWAN, Don | BOLT, Michelle | HOPKINSON, Symia | OLVER, Pat | COLETTI, Giuseppe | DERMER, Ed | TRAYVERS, Ken | GIFFARD, Graham | SMITH, Daniel | BURTON, Carolyn | MYCYK, Daniel | DUNKLEY, Renae | WORMALD, Bill | WATSON, Giz | POUSTIE, Cameron | | | ROY, Brenda | GAULT, George | PATRICK, Alex | MUMMERY, Malcolm | CLOGHAN, Kevin |
| First Preferences | 136977 | 308 | 203 | 146 | 264 | 8044 | 87 | 2031 | 41 | 206 | 33 | 6316 | 60 | 3688 | 42 | 143662 | 411 | 0 | 0 | 505 | 289 | 1596 | 23 | 29620 | 168 | 298 | 3050 | 75 | 93 | 3614 | 0 | 341850 |
| DERMER, Ed | Elected 1st | 0 | 7 | 0 | 1 | 0 | 4 | 0 | 2 | 0 | 0 | 1 | 0 | 3 | 4 | -100930 | 100813 | 0 | 0 | 37 | 22 | 2 | 0 | 19 | 0 | 3 | 0 | 0 | 0 | 1 | 11 | 0 |
| CASH, George | Elected 2nd | -94245 | 93993 | 103 | 36 | 43 | 28 | 2 | 3 | 0 | 0 | 4 | 2 | 4 | 0 | 0 | 0 | 0 | 0 | 2 | 0 | 3 | 0 | 5 | 0 | 0 | 1 | 2 | 0 | 2 | 10 | 0 |
| TRAYVERS, Ken | Elected 3rd | 0 | 0 | 10 | 0 | 1 | 2 | 0 | 1 | 0 | 0 | 2 | 0 | 7 | 6 | -58492 | 0 | 0 | 58381 | 31 | 3 | 0 | 27 | 0 | 1 | 0 | 0 | 0 | 1 | 19 | 0 | |
| COLLIER, Peter | Elected 4th | 0 | -51576 | 51484 | 44 | 16 | 4 | 1 | 3 | 1 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 2 | 2 | 0 | 4 | 0 | 0 | 0 | 0 | 0 | 1 | 13 | 0 | |
| BURTON, Carolyn | Elected 5th | 0 | 0 | 0 | 2 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 1 | 1 | 0 | 0 | 0 | -16193 | 16171 | 1 | 0 | 3 | 1 | 1 | 0 | 0 | 0 | 0 | 12 | 0 | |
| HALLIGAN, Ray | Elected 6th | 0 | 0 | -9068 | 9040 | 15 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 11 | 0 | |
| WORMALD, Bill | Excluded | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 2 | 18 | -23 | 0 | 0 | 0 | 0 | 2 | 0 | 0 | 0 | 0 | 0 |
| COWAN, Don | Excluded | 0 | 0 | 0 | 4 | 0 | 5 | 1 | 1 | 18 | -36 | 1 | 0 | 2 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 1 | 2 | 0 |
| EDMONDS, Patricia | Excluded | 0 | 0 | 0 | 0 | 1 | 3 | 2 | 25 | -43 | 4 | 0 | 1 | 2 | 1 | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 1 | 0 | 0 | 0 | 1 | 0 | 0 | 1 | 0 |
| COLETTI, Giuseppe | Excluded | 0 | 0 | 0 | 1 | 0 | 1 | 0 | 3 | 0 | 1 | 0 | 3 | 0 | -54 | 0 | 0 | 0 | 0 | 0 | 1 | 2 | 0 | 3 | 0 | 3 | 0 | 0 | 0 | 5 | 0 | |
| HOPKINSON, Symia | Excluded | 0 | 0 | 0 | 2 | 1 | 0 | 2 | 0 | 3 | 0 | 47 | -65 | 3 | 0 | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 1 | 2 | 0 | 0 | 0 | 0 | 1 | 2 | 0 |
| PATRICK, Alex | Excluded | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 2 | 2 | 3 | 62 | -77 | 2 | 2 | 0 | |
| MUMMERY, Malcolm | Excluded | 0 | 0 | 0 | 10 | 0 | 2 | 0 | 1 | 0 | 2 | 0 | 1 | 0 | 3 | 0 | 0 | 0 | 0 | 0 | 15 | 1 | 0 | 15 | 3 | 4 | 7 | 0 | -95 | 31 | 0 | 0 |
| MORAN, Raymond | Excluded | 0 | 0 | 0 | 5 | 3 | 71 | -95 | 4 | 0 | 3 | 0 | 1 | 0 | 2 | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 3 | 0 |
| POUSTIE, Cameron | Excluded | 0 | 0 | 0 | 3 | 0 | 0 | 0 | 1 | 0 | 2 | 0 | 2 | 0 | 1 | 0 | 0 | 0 | 0 | 3 | 4 | 0 | 85 | -177 | 69 | 1 | 0 | 0 | 4 | 2 | 0 | |
| ULASOWSKI, Nikki | Excluded | 0 | 0 | 0 | 4 | 4 | 3 | 0 | 15 | -239 | 0 | 12 | 0 | 9 | 0 | 0 | 0 | 0 | 0 | 5 | 2 | 0 | 172 | 0 | 1 | 1 | 0 | 0 | 11 | 0 | 0 | |
| WEBB, Rod | Excluded | 0 | 0 | 0 | 294 | -348 | 15 | 0 | 5 | 0 | 0 | 3 | 0 | 7 | 0 | 0 | 0 | 0 | 0 | 6 | 1 | 0 | 3 | 0 | 0 | 0 | 0 | 0 | 3 | 11 | 0 | |
| ROY, Brenda | Excluded | 0 | 0 | 0 | 4 | 0 | 1 | 0 | 1 | 0 | 0 | 2 | 0 | 9 | 0 | 0 | 0 | 0 | 0 | 7 | 4 | 0 | 339 | 0 | -382 | 8 | 0 | 0 | 4 | 3 | 0 | |
| DUNKLEY, Renae | Excluded | 0 | 0 | 0 | 36 | 0 | 5 | 0 | 1452 | 0 | 0 | 7 | 0 | 18 | 0 | 0 | 0 | 0 | 0 | 6 | -1639 | 0 | 71 | 0 | 0 | 0 | 12 | 0 | 0 | 26 | 6 | 0 |
| GAULT, George | Excluded | 0 | 0 | 0 | 53 | 0 | 2753 | 0 | 26 | 0 | 0 | 28 | 0 | 18 | 0 | 0 | 0 | 0 | 0 | 37 | 0 | 0 | 55 | 0 | 0 | 0 | -3146 | 0 | 0 | 176 | 0 | 0 |
| SQUIRES, Kareen | Excluded | 0 | 0 | 0 | 38 | 0 | 27 | 0 | -3574 | 0 | 0 | 61 | 0 | 3294 | 0 | 0 | 0 | 0 | 0 | 42 | 0 | 0 | 67 | 0 | 0 | 0 | 0 | 0 | 0 | 39 | 6 | 0 |
| CLOGHAN, Kevin | Excluded | 0 | 0 | 0 | 120 | 0 | 50 | 0 | 0 | 0 | 0 | 95 | 0 | 136 | 0 | 0 | 0 | 0 | 0 | 84 | 0 | 0 | 3431 | 0 | 0 | 0 | 0 | 0 | 0 | -3917 | 1 | 0 |
| BOLT, Michelle | Excluded | 0 | 0 | 0 | 125 | 0 | 6181 | 0 | 0 | 0 | 0 | -6587 | 0 | 109 | 0 | 0 | 0 | 0 | 0 | 76 | 0 | 0 | 93 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 3 | 0 |
| OLVER, Pat | Excluded | 0 | 0 | 0 | 123 | 0 | 1927 | 0 | 0 | 0 | 0 | 0 | 0 | -7346 | 0 | 0 | 0 | 0 | 0 | 186 | 0 | 0 | 5101 | 0 | 0 | 0 | 0 | 0 | 0 | 9 | 0 | 0 |
| CLYNE, David | Excluded | 0 | 0 | 0 | -10092 | 0 | 9533 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 251 | 0 | 0 | 289 | 0 | 0 | 0 | 0 | 0 | 0 | 19 | 0 | 0 |
| MYCYK, Daniel | Excluded | 0 | 0 | 0 | 0 | 0 | 175 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | -16515 | 0 | 0 | 16335 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 5 | 0 |
| WATSON, Giz | Elected 7th | 42732 | 42732 | 42732 | 0 | 0 | 28835 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 42732 | 42732 | 0 | 0 | 42732 | 724 | 0 | 0 | 55743 | 0 | 0 | 0 | 0 | 0 | 156 | 341850 | |

| LEGISLATIVE COUNCIL – COUNT SUMMARY | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
|-------------------------------------|-------------------|--------------|----------------|---------------|--------------|-----------|-----------------|----------------|-----------------|------------------|------------|----------------|------------------|------------|-------------------|------------|---------------|-------------------|-----------------|---------------|----------------|---------------|-------------|------------------|-------------|---------------|---------------|------------------|----------------|----------------|--------|-----------------|---------------|
| NORTH METROPOLITAN REGION | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| Re-count – 12 September 2008 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 1 Candidates to be Elected | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| Quota = 42732 | | LIB | | | | CDP | | PHS | | ULASOWSKI, Nikki | COWAN, Don | BOLT, Michelle | HOPKINSON, Symia | OLVER, Pat | COLETTI, Giuseppe | DERMER, Ed | TRAYVERS, Ken | ALP | | | DUNKLEY, Renae | WORMALD, Bill | WATSON, Giz | POUSTIE, Cameron | ROY, Brenda | GAULT, George | PATRICK, Alex | MUMMERY, Malcolm | CLOGHAN, Kevin | Lost Fractions | TOTALS | | |
| | | CASH, George | COLLIER, Peter | HALLIGAN, Ray | CLYNE, David | WEBB, Rod | RANDALL, Dwight | MORAN, Raymond | SQUIRES, Kareen | | | | | | | | | EDMONDS, Patricia | GIFFARD, Graham | SMITH, Daniel | | | | | | | | | | | | BURTON, Carolyn | MYCYK, Daniel |
| | First Preferences | 136977 | 308 | 203 | 146 | 264 | 8044 | 87 | 2031 | 41 | 206 | 33 | 6316 | 60 | 3688 | 42 | 143662 | 411 | 0 | 0 | 505 | 289 | 1596 | 23 | 29620 | 168 | 298 | 3050 | 75 | 93 | 3614 | 0 | 341850 |
| | DERMER, Ed | Elected 1st | 0 | 7 | 0 | 1 | 0 | 4 | 0 | 2 | 0 | 0 | 1 | 0 | 3 | 4 | -100930 | 100813 | 0 | 0 | 37 | 22 | 2 | 0 | 19 | 0 | 3 | 0 | 0 | 0 | 1 | 11 | 0 |
| | CASH, George | Elected 2nd | -94245 | 93993 | 103 | 36 | 43 | 28 | 2 | 3 | 0 | 0 | 4 | 2 | 4 | 0 | 0 | 0 | 0 | 0 | 2 | 0 | 3 | 0 | 5 | 0 | 0 | 1 | 2 | 0 | 2 | 10 | 0 |
| | TRAYVERS, Ken | Elected 3rd | 0 | 0 | 10 | 0 | 1 | 2 | 0 | 1 | 0 | 0 | 2 | 0 | 7 | 6 | -58492 | 0 | 0 | 58381 | 31 | 3 | 0 | 27 | 1 | 0 | 0 | 0 | 0 | 1 | 19 | 0 | |
| | COLLIER, Peter | Elected 4th | 0 | -51576 | 51484 | 44 | 16 | 4 | 1 | 3 | 1 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 2 | 2 | 0 | 4 | 0 | 0 | 0 | 0 | 0 | 1 | 13 | 0 | |
| | BURTON, Carolyn | Elected 5th | 0 | 0 | 0 | 2 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 1 | 1 | 0 | 0 | 0 | -16193 | 16171 | 1 | 0 | 3 | 1 | 1 | 0 | 0 | 0 | 0 | 12 | 0 | |
| | HALLIGAN, Ray | Elected 6th | 0 | 0 | -9068 | 9040 | 15 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 11 | 0 | |
| | WORMALD, Bill | Excluded | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 2 | 18 | -23 | 0 | 0 | 0 | 0 | 2 | 0 | 0 | 0 | 0 | 0 |
| | COWAN, Don | Excluded | 0 | 0 | 0 | 4 | 0 | 5 | 1 | 1 | 18 | -36 | 1 | 0 | 2 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 1 | 2 | 0 |
| | EDMONDS, Patricia | Excluded | 0 | 0 | 0 | 0 | 1 | 3 | 2 | 25 | -43 | 4 | 0 | 1 | 2 | 1 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 1 | 0 | 1 | 0 | 0 | 1 | 0 | 0 | 1 | 0 |
| | COLETTI, Giuseppe | Excluded | 0 | 0 | 0 | 1 | 0 | 1 | 0 | 3 | 0 | 1 | 0 | 3 | 1 | 30 | -54 | 0 | 0 | 0 | 0 | 0 | 2 | 0 | 3 | 0 | 3 | 0 | 0 | 0 | 5 | 0 | |
| | HOPKINSON, Symia | Excluded | 0 | 0 | 0 | 2 | 1 | 0 | 2 | 0 | 3 | 0 | 47 | -65 | 3 | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 1 | 2 | 0 | 0 | 0 | 0 | 1 | 2 | 0 | |
| | PATRICK, Alex | Excluded | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 2 | 2 | 3 | 62 | -77 | 2 | 2 | 2 | 0 | |
| | MUMMERY, Malcolm | Excluded | 0 | 0 | 0 | 10 | 0 | 2 | 0 | 1 | 0 | 2 | 0 | 1 | 0 | 3 | 0 | 0 | 0 | 0 | 15 | 1 | 0 | 15 | 3 | 4 | 7 | 0 | -95 | 31 | 0 | 0 | |
| | MORAN, Raymond | Excluded | 0 | 0 | 0 | 5 | 3 | 71 | -95 | 4 | 0 | 3 | 0 | 1 | 0 | 2 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 3 | 0 | |
| | POUSTIE, Cameron | Excluded | 0 | 0 | 0 | 3 | 0 | 0 | 0 | 1 | 0 | 2 | 0 | 2 | 0 | 1 | 0 | 0 | 0 | 0 | 3 | 4 | 0 | 85 | -177 | 69 | 1 | 0 | 0 | 4 | 2 | 0 | |
| | ULASOWSKI, Nikki | Excluded | 0 | 0 | 0 | 4 | 4 | 3 | 0 | 15 | -239 | 0 | 12 | 0 | 9 | 0 | 0 | 0 | 0 | 0 | 5 | 2 | 0 | 172 | 0 | 1 | 1 | 0 | 0 | 11 | 0 | 0 | |
| | WEBB, Rod | Excluded | 0 | 0 | 0 | 294 | -348 | 15 | 0 | 5 | 0 | 0 | 3 | 0 | 7 | 0 | 0 | 0 | 0 | 0 | 6 | 1 | 0 | 3 | 0 | 0 | 0 | 0 | 0 | 3 | 11 | 0 | |
| | ROY, Brenda | Excluded | 0 | 0 | 0 | 4 | 0 | 1 | 0 | 1 | 0 | 0 | 2 | 0 | 9 | 0 | 0 | 0 | 0 | 7 | 4 | 0 | 339 | 0 | -382 | 8 | 0 | 0 | 4 | 3 | 0 | | |
| | DUNKLEY, Renae | Excluded | 0 | 0 | 0 | 36 | 0 | 5 | 0 | 1452 | 0 | 0 | 7 | 0 | 18 | 0 | 0 | 0 | 0 | 6 | -1639 | 0 | 71 | 0 | 0 | 12 | 0 | 0 | 26 | 6 | 0 | 0 | |
| | GAULT, George | Excluded | 0 | 0 | 0 | 53 | 0 | 2753 | 0 | 26 | 0 | 0 | 28 | 0 | 18 | 0 | 0 | 0 | 0 | 37 | 0 | 0 | 55 | 0 | 0 | 0 | -3146 | 0 | 0 | 176 | 0 | 0 | |
| | SQUIRES, Kareen | Excluded | 0 | 0 | 0 | 38 | 0 | 27 | 0 | -3574 | 0 | 0 | 61 | 0 | 3294 | 0 | 0 | 0 | 0 | 42 | 0 | 0 | 67 | 0 | 0 | 0 | 0 | 0 | 0 | 39 | 6 | 0 | |
| | CLOGHAN, Kevin | Excluded | 0 | 0 | 0 | 120 | 0 | 50 | 0 | 0 | 0 | 0 | 95 | 0 | 136 | 0 | 0 | 0 | 0 | 84 | 0 | 0 | 3431 | 0 | 0 | 0 | 0 | 0 | 0 | -3917 | 1 | 0 | |
| | BOLT, Michelle | Excluded | 0 | 0 | 0 | 125 | 0 | 6181 | 0 | 0 | 0 | 0 | -6587 | 0 | 109 | 0 | 0 | 0 | 0 | 76 | 0 | 0 | 93 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 3 | 0 | |
| | OLVER, Pat | Excluded | 0 | 0 | 0 | 123 | 0 | 1927 | 0 | 0 | 0 | 0 | 0 | 0 | -7346 | 0 | 0 | 0 | 0 | 186 | 0 | 0 | 5101 | 0 | 0 | 0 | 0 | 0 | 0 | 9 | 0 | 0 | |
| | CLYNE, David | Excluded | 0 | 0 | 0 | -10092 | 0 | 9533 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 251 | 0 | 0 | 289 | 0 | 0 | 0 | 0 | 0 | 0 | 19 | 0 | 0 | |
| | MYCYK, Daniel | Excluded | 0 | 0 | 0 | 0 | 175 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | -16515 | 0 | 0 | 16335 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 5 | 0 | |
| | WATSON, Giz | Elected 7th | 42732 | 42732 | 42732 | 0 | 28835 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 42732 | 42732 | 0 | 0 | 724 | 0 | 0 | 55743 | 0 | 0 | 0 | 0 | 0 | 156 | 341850 | | |

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

| Quota = 8351 | | PHS | | LIB | | | | ONP | | GRN | | L4F | | CDP | | DEM | | ALP | | | | | IND | | CEC | Lost Fractions | TOTALS | | | | |
|--------------|--------------------------|-------------|---------------|---------------|-------------|----------------|---------------|-------------|---------------|----------------|----------------|------------|--------------|--------------------------|--------------|------------|------------|-----------------|-----------------|-----------|------------------|----------------|-------------------|-----------------|---------------|----------------|--------|------------------|------------------|--------------|-------|
| | | 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 | |
| | First Preferences | 891 | 33 | 17741 | 52 | 46 | 19 | 50 | 994 | 28 | 3723 | 77 | 222 | 5 | 807 | 8 | 310 | 7 | 21777 | 83 | 0 | 62 | 34 | 102 | 2753 | 190 | 12 | 78 | 0 | 50104 | |
| | ARCHER, Shelley | Elected 1st | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 2 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | -13426 | 13397 | 0 | 11 | 6 | 3 | 1 | 0 | 0 | 0 | 6 | 0 | |
| | MOORE, Norman | Elected 2nd | 891 | 33 | 17741 | 52 | 46 | 19 | 50 | 994 | 28 | 3723 | 77 | 222 | 5 | 807 | 8 | 310 | 7 | 8351 | 13480 | 0 | 73 | 40 | 105 | 2754 | 190 | 12 | 78 | 6 | 50104 |
| | FORD, Jon | Elected 3rd | 895 | 35 | 8351 | 9346 | 13 | 4 | 7 | 1 | 0 | 2 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 2 | 2 | 0 | 0 | 5 | 0 | |
| | BASTON, Ken | Elected 4th | 895 | 35 | 8351 | 9398 | 59 | 23 | 57 | 995 | 28 | 3727 | 77 | 223 | 6 | 807 | 8 | 310 | 7 | 8351 | 13480 | 0 | 73 | 40 | 105 | 2756 | 192 | 12 | 78 | 11 | 50104 |
| | O'SHAUGHNESSY, Alexandra | Excluded | 895 | 35 | 8351 | 8351 | 1101 | 23 | 57 | 995 | 28 | 3727 | 77 | 223 | 6 | 807 | 8 | 310 | 7 | 8351 | 8351 | 0 | 5188 | 43 | 110 | 2756 | 192 | 12 | 78 | 22 | 50104 |
| | CRAWFORD, Peter | Excluded | 895 | 35 | 8351 | 8351 | 1101 | 24 | 57 | 995 | 28 | 3727 | 77 | 226 | 0 | 807 | 8 | 310 | 7 | 8351 | 8351 | 0 | 5189 | 43 | 110 | 2756 | 192 | 12 | 78 | 23 | 50104 |
| | GANS, Derk | Excluded | 895 | 35 | 8351 | 8351 | 1101 | 24 | 57 | 996 | 30 | 3727 | 78 | 226 | 0 | 811 | 0 | 316 | 0 | 8351 | 8351 | 0 | 5189 | 44 | 110 | 2756 | 192 | 12 | 78 | 23 | 50104 |
| | McCOOKE, Valerie | Excluded | 895 | 35 | 8351 | 8351 | 1101 | 24 | 57 | 996 | 30 | 3728 | 78 | 226 | 0 | 811 | 0 | 317 | 0 | 8351 | 8351 | 0 | 5189 | 44 | 110 | 2759 | 199 | 0 | 78 | 23 | 50104 |
| | FAWCETT, John | Excluded | 896 | 36 | 8351 | 8351 | 1110 | 0 | 66 | 997 | 30 | 3728 | 78 | 226 | 0 | 811 | 0 | 317 | 0 | 8351 | 8351 | 0 | 5189 | 45 | 110 | 2760 | 199 | 0 | 78 | 24 | 50104 |
| | SMITH, Neville | Excluded | 897 | 36 | 8351 | 8351 | 1111 | 0 | 68 | 1018 | 0 | 3730 | 78 | 226 | 0 | 812 | 0 | 317 | 0 | 8351 | 8351 | 0 | 5191 | 45 | 110 | 2760 | 199 | 0 | 78 | 24 | 50104 |
| | JENNINGS, Jim | Excluded | 918 | 0 | 8351 | 8351 | 1114 | 0 | 70 | 1019 | 0 | 3733 | 80 | 227 | 0 | 813 | 0 | 317 | 0 | 8351 | 8351 | 0 | 5192 | 45 | 110 | 2760 | 199 | 0 | 78 | 25 | 50104 |
| | ANDERTON, Michael | Excluded | 919 | 0 | 8351 | 8351 | 1114 | 0 | 72 | 1019 | 0 | 3733 | 81 | 227 | 0 | 814 | 0 | 317 | 0 | 8351 | 8351 | 0 | 5204 | 0 | 135 | 2762 | 199 | 0 | 78 | 26 | 50104 |
| | SMITH, Greg | Excluded | 922 | 0 | 8351 | 8351 | 1172 | 0 | 1020 | 0 | 3736 | 82 | 227 | 0 | 814 | 0 | 317 | 0 | 8351 | 8351 | 0 | 5205 | 0 | 135 | 2764 | 200 | 0 | 79 | 27 | 50104 | |
| | LEWIS, Brian | Excluded | 924 | 0 | 8351 | 8351 | 1173 | 0 | 1021 | 0 | 3736 | 82 | 227 | 0 | 814 | 0 | 318 | 0 | 8351 | 8351 | 0 | 5206 | 0 | 137 | 2765 | 270 | 0 | 0 | 27 | 50104 | |
| | MUIR, Kado | Excluded | 928 | 0 | 8351 | 8351 | 1174 | 0 | 1021 | 0 | 3798 | 0 | 227 | 0 | 816 | 0 | 323 | 0 | 8351 | 8351 | 0 | 5206 | 0 | 138 | 2767 | 275 | 0 | 0 | 27 | 50104 | |
| | DAWSON, Stephen | Excluded | 929 | 0 | 8351 | 8351 | 1176 | 0 | 1021 | 0 | 3800 | 0 | 227 | 0 | 817 | 0 | 324 | 0 | 8351 | 8351 | 0 | 5319 | 0 | 0 | 2774 | 284 | 0 | 0 | 29 | 50104 | |
| | JONES, Karen | Excluded | 1138 | 0 | 8351 | 8351 | 1179 | 0 | 1022 | 0 | 3806 | 0 | 0 | 0 | 819 | 0 | 324 | 0 | 8351 | 8351 | 0 | 5322 | 0 | 0 | 2774 | 286 | 0 | 0 | 30 | 50104 | |
| | CAMPBELL, Graeme | Excluded | 1150 | 0 | 8351 | 8351 | 1188 | 0 | 1031 | 0 | 3816 | 0 | 0 | 0 | 828 | 0 | 330 | 0 | 8351 | 8351 | 0 | 5339 | 0 | 0 | 2988 | 0 | 0 | 0 | 30 | 50104 | |
| | HODDY, Don | Excluded | 1431 | 0 | 8351 | 8351 | 1196 | 0 | 1032 | 0 | 3836 | 0 | 0 | 0 | 828 | 0 | 324 | 0 | 8351 | 8351 | 0 | 5345 | 0 | 0 | 3002 | 0 | 0 | 0 | 30 | 50104 | |
| | LAKAY, Chris | Excluded | 1446 | 0 | 8351 | 8351 | 1232 | 0 | 1759 | 0 | 3844 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 8351 | 8351 | 0 | 5358 | 0 | 0 | 3031 | 0 | 0 | 0 | 30 | 50104 | |
| | NAZZARI, Brett | Excluded | 1504 | 0 | 8351 | 8351 | 0 | 0 | 1791 | 0 | 3869 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 8351 | 8351 | 0 | 5381 | 0 | 0 | 4116 | 0 | 0 | 0 | 39 | 50104 | |
| | BEAL, Henry | Excluded | -1504 | 0 | 8351 | 8351 | 0 | 0 | 2687 | 0 | 4397 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 8351 | 8351 | 0 | 5414 | 0 | 0 | 4158 | 0 | 0 | 0 | 44 | 50104 | |
| | WYBORN, Irene | Excluded | 0 | 0 | 8351 | 8351 | 0 | 0 | -2687 | 0 | 938 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 8351 | 8351 | 0 | 6376 | 0 | 0 | 4941 | 0 | 0 | 0 | 48 | 50104 | |
| | FISCHER, John | Excluded | 0 | 0 | 8351 | 8351 | 0 | 0 | 0 | 0 | 84 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 8351 | 8351 | 0 | 2669 | 0 | 0 | -2753 | 0 | 0 | 0 | 0 | 0 | |
| | EATON, Shelley | Elected 5th | 0 | 0 | 8351 | 8351 | 0 | 0 | 0 | 0 | 5419 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 8351 | 8351 | 0 | 9045 | 0 | 0 | 2188 | 0 | 0 | 0 | 48 | 50104 | |