

SCHEDULE 2
BILL OF FUNDAMENTAL VOTERS' RIGHTS AND DUTIES
(Sections 1(3)(b), 49(2) and 95(b))

1. The Commission and any other person must respect, protect and uphold the rights and duties contained in this Schedule.
2. Every Namibian voter has the right to –
 - 2.1 a free, fair and credible voting process and to have non-discriminatory and equal access to the electoral system.
 - 2.2 receive and cast a ballot paper that –
 - (a) is valid and written or displayed (considering the use of electronic voting machines) in a form and manner that allows the clear identification of candidates, political parties or organisations (some people may choose to cast their votes in either the presidential or national assembly elections); and
 - (b) accurately records the voter's preference in the selection of candidates, political parties and organisations or a referendum question.
 - 2.3 have questions concerning voting procedures explained (including consideration of blind and deaf voters), and to have an explanation of the procedures written and posted in a clearly visible place at the polling station.
 - 2.4 vote without being intimidated, threatened, coerced or unduly influenced by election officials or any other third party.
 - 2.5 vote on election day and if the voter is waiting in line at a polling station, to vote, as far as possible, (before the designated closing time) of the polling station, provided that the voter has not already cast a vote in the election.
 - 2.6 return a spoiled ballot paper and to receive another ballot paper in its stead.
 - 2.7 request for and receive assistance of an individual of his or her choice, who is a Namibian citizen eligible to vote and a registered voter, in voting, if necessary.
 - 2.8 a polling booth constructed in a manner possible for physically disabled voters to cast a vote.
 - 2.9 in the case of ballot papers, a sample ballot paper, which is accurate and informative, and in the case of electronic voting, to explanation on the use of the equipment for voting during election training.
 - 2.10 lodge, subject to this Act, in accordance with relevant procedures, complaints and challenges about the general conduct of elections and the election process and to have the complaints and challenges, so lodged, resolved by a relevant authority, a competent court or tribunal fairly, efficiently and timeously.
3. Every Namibian voter has the duty to –
 - 3.1 respect the political will and decision of other voters and refrain from coercing or offering any monetary or other kinds of inducements to other voters so as to influence their vote in whatever manner.
 - 3.2 not to interfere unjustifiably or in bad faith with the functions of election officials.
 - 3.3 refrain from dressing in any political party colours and regalia within five hundred meters of polling stations or other electoral centres.
 - 3.4 refrain from the abuse of alcohol and not to attend to voting whilst under the influence of alcohol or other stupefying drugs, which may impair the ability to act with a sense of responsibility and dignity.
 - 3.5 ensure that peace and order prevail at all times during elections and to refrain from instigating, participating and involving in any conduct which may result in causing any infringement upon any other voter's right to participate in elections without fear.
4. These rights and duties apply with the necessary changes to referenda.