

SECTION B: THE PANEL *(Version 9.0 including all Approved Modifications awaiting Implementation)*

ANNEX B-2: ELECTION OF INDUSTRY PANEL MEMBERS

1 GENERAL

1.2 Election timetable

- 1.2.1 BSCCo shall not later than 1st July in the election year prepare and circulate to all Trading Parties, with a copy to the Authority, an invitation to nominate candidates and a timetable for the election, setting out:
- (a) the date by which nominations of candidates are to be received, which shall not be less than 3 weeks after the timetable is circulated and shall be after the date of the Annual BSC Meeting;
 - (b) the date by which BSCCo will circulate a list of candidates and voting papers;
 - (c) the date by which voting papers are to be submitted, which shall not be less than 3 weeks after the date for circulating voting papers;
 - (d) the date by which the results of the election will be made known, which shall not be later than 15th September in the election year.
- 1.2.2 If for any reason it is not practicable to establish an election timetable in accordance with paragraph 1.2.1, or to proceed on the basis of an election timetable which has been established, BSCCo may establish a different timetable, or revise the election timetable, by notice to all Trading Parties, the Panel and the Authority, provided that such timetable or revised timetable shall provide for the election to be completed before 1st October in the election year.
- 1.2.3 A nomination or voting paper received by BSCCo later than the respective required date under the election timetable (subject to any revision under paragraph 1.2.2) will be disregarded in the election.

Add new paragraph 1.3

1.3 Publication of Election Results

- 1.3.1 Subject to paragraphs 1.3.3, 1.4 and 1.5, BSCCo shall, as soon as reasonably practicable after the date determined in accordance with paragraph 1.2.1(d), make known the following:
- (a) the total number of voting papers received by BSCCo in accordance with paragraph 3.1, but that have not been disregarded under paragraphs 1.2.3, 3.1.4 or 3.2.6;
 - (b) the total number of first, second and third preference votes allocated to each candidate in all voting papers submitted in accordance with paragraph 3.2 and prior to voting rounds;
 - (c) the total number of remaining voting papers in each voting round;
 - (d) the total number of remaining Panel Members to be elected in each voting round;

(e) the value of the qualifying total in each voting round; and

(f) the total number of qualifying preference votes allocated to each remaining candidate under all remaining voting papers in each voting round.

1.3.2 The provisions of paragraph 1.3.1 above shall also apply in the case of an election of any replacement Panel Member in accordance with paragraph 4.2.

1.3.3 Where the timetable for an election of a Panel Member is either:

(a) revised in accordance with paragraph 1.2.2; or

(b) expedited in accordance with paragraph 4.2.5;

then BSCCo shall make known the information described in paragraph 1.3.1 in accordance with such revised or expedited timetable.

Add new paragraph 1.4 as follows:

1.4 BSCCo shall make known the information described in paragraph 1.3.1 for the 2006 election year, relating to the election of Industry Panel Members to hold office with effect from 1 October 2006.

Add new paragraph 1.5 as follows:

1.5 In relation to the obligation under paragraph 1.4, BSCCo shall make known the information on the Relevant Implementation Date of the Code Modification that first made reference to the publication of the information described in paragraph 1.3.1.

3. VOTING

Amend paragraph 3.2.5 as follows:

3.2 Preference votes and voting rounds

3.2.5 BSCCo will not disclose the preference votes cast by individual Trading Parties ~~or received by candidates~~; but a Trading Party may by notice to BSCCo require that the BSC Auditor scrutinise the conduct of the election, provided that such Trading Party shall bear the costs incurred by the BSC Auditor in doing so unless the BSC Auditor recommended that the election results should be annulled.