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- (b) the date time and place for the scrutiny of the nominations, which shall be the day immediately following the last date for making nominations;
- (c) the date and hour for the withdrawal of the candidatures, which shall be the second day after the date for the scrutiny of nominations;
- (d) the date or dates on which and the hours during which a poll shall, if necessary, be taken which or the first of which shall be a date not earlier than the twentieth day after the last date for the withdrawal of the candidatures; and
- (e) the date before which the election shall be completed.

Explanation: For the purpose of clauses (a), (b) and (c), if the date or the last date is a public holiday, the next succeeding day which is not a public holiday, shall be deemed to be the date or the last date, as the case may be.

37. Public notice of election: (1) On the issue of a notification under rule 36, the returning officer shall subject to any direction of the Commission, give, in such manner as he thinks fit, public notice of the intended election in Form 4 inviting nominations of candidates for such election and specifying the place at which the nomination papers are to be delivered and also setting out a list of approved symbols which may be chosen by the candidates.

(2) The Public notice under sub-rule (1) shall be published in the Official Gazette and copies thereof shall be displayed at the office of the Commission and also of the Tribal Council, and at one or more conspicuous places within the Tribal Council area.

Explanation: For the purpose of sub-rule (1), the Commission shall, subject to rule 35, by notification in the Official Gazette, specify the symbols that may be chosen by candidates at elections in constituency and the restrictions to which their choice shall be subjected.

38. Nomination of candidate for election: Subject to the provisions of the Regulation and these rules, any person may be nominated as a candidate for election to fill a seat if he is qualified to fill that seat.

39. Presentation of nomination paper and requirements for a valid nomination: (1) On or before the date appointed under clause (a) of rule 36, each candidate shall, either in person or by his proposer, between the hours of eleven O'clock in the forenoon and three O'clock in the afternoon deliver to the returning officer at the place specified in this behalf in the notice issued under rule 37, a nomination paper completed in Form 5 clearly specifying the constituency from which he proposes to contest and signed by the candidate himself as assenting to the nomination and by an elector of the constituency as proposer:

Provided that no nomination paper shall be delivered to the returning officer on a day which is public holiday.

- (2) In a constituency where any seat is reserved for woman, a candidate shall not be deemed to be qualified to be chosen to fill that seat unless the nomination paper contains a declaration by her that she is a woman.
- (3) Any nomination paper which is not received before three O'clock in the afternoon on the last date appointed under clause (a) of rule 36 shall be rejected.
- (4) On the presentation of a nomination paper, the returning officer shall satisfy himself that the names and electoral roll numbers of the candidate and his proposer as entered in the nomination paper are the same as those entered in the electoral rolls:

Provided that no misnomer or inaccurate description or clerical, technical or printing error in regard to the name of the candidate or his proposer or any other person, or in regard to any place, mentioned in the electoral roll number of any such person in the electoral roll or the nomination paper, shall affect the full operation of the electoral roll or the nomination paper with respect to such person or place in any case where the description in regard to the name of the person or place is such as to be commonly understood, and the returning officer shall permit any such misnomer or inaccurate description or clerical, technical or printing error to be corrected and where necessary, direct that any such misnomer, inaccurate description, clerical, technical or printing error in the electoral roll or in the nomination paper shall be overlooked.