



# THE MALAWI GOVERNMENT GAZETTE

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## CONTENTS

PAGE

In the Matter of the Parliamentary and Presidential Elections Act—Notice	17-18
--------------------------------------------------------------------------	-------

GENERAL NOTICE No. 10

### THE MALAWI ELECTORAL COMMISSION

#### IN THE MATTER OF THE PARLIAMENTARY AND PRESIDENTIAL ELECTIONS ACT

and

In the Matter of Constitutional Reference Case No. 1 of 2019

WHEREAS, the High Court sitting as a Constitutional Court made an order declaring that PROF. ARTHUR PETER MUTHARIKA, 1st Respondent in the matter Constitutional Reference Case No. 1 of 2019 (the order), was not duly elected as President of the Republic of Malawi; and

WHEREAS, pursuant to section 100 (3) (b) of the Parliamentary and Presidential Elections Act (the Act), the Electoral Commission (the Commission) has received notice of the court's order to that effect from the Registrar of the High Court.

Now, the Commission hereby gives notice that the effect of the order is that—

- (1) the 21st May, 2019 elections have been nullified;
- (2) a fresh election for the seat of the President of the Republic of Malawi shall be held in accordance with the Act; and
- (3) the fresh election shall be held within one hundred and fifty days, (150) days including Sundays, Saturdays and public holidays from 3rd February 2020

Dated this 14th day of February, 2020.

DR. JANE MAYEMU ANSAH, SC., JA.  
Chairperson