

Supreme Court
Judgement No. S0046/2025
Date of Judgement: 19th March 2025
Type of Proceeding: Constitutionality Review
Type of Judgement: Majority Opinion
Parties Involved: The State

I. Factual Background

The Commissioner of Elections (hereafter also referred to as the CoE.) has been running Chancellor elections. It is argued that the CoE. is charged with full authority to manage election ballots by the **The Commission of Elections Act**. It has also been argued by the CoE. himself, Mr. rac (297022281878863885) that the Commissioner is an independent body. The CoE. has also run the last three Chancellor elections so the CoE. has not only power but precedent. Mr. Tfp (1051615053754925086) also arguing in defence of the Commissioner argued that it is an election and thus "It's in the name of what it is." and "Therefore the CoE manages it."

Senator HotCoals (475856060373270529) contends that the CoE. has overstepped his authority in running Chancellor elections. The Chancellor is a position created and regulated by the Senate. The CoE. running Senate elections is an overstep by the executive branch since the CoE. reports to the Ministry of the Registrar, an executive body. Furthermore **The Commission of Elections Act** requires the CoE. to report to the Minister about all actions it takes, which Senator HotCoals alleges the CoE. has not.

II. Grounds For Judgement

1. Jurisdictional Authority:

The Court agrees that the Chancellor of the Senate is a position created by and regulated by the Senate. **The Commissions of Elections Act** clearly places the Commissioner of Elections under the authority and supervision of the Ministry of the Registrar. This effectively places the election of the Chancellor under the control of the Executive Branch.

2. Separation of Powers:

This Court finds that the executive oversight of Senate elections violates the Constitutional principle of separation of powers. The CoE.'s actions exceed its statutory authority, as no provisions in **The Commission of Elections Act** explicitly empowers it to administer elections for the Senate Chancellor.

III. Judgement

1. Unless delegated by the Senate explicitly, the CoE. and any other body under the Ministry of the Registrar are **hereby barred** from conducting elections for the Chancellor of the Senate of Julia.

This ruling takes immediate effect.

Signed,
Chief Justice Maxine Maple
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