



# Recall of MPs Act 2015

## CHAPTER 25

### RECALL OF MPS ACT 2015

#### *How an MP becomes subject to a recall petition process*

- 1 How an MP becomes subject to a recall petition process
- 2 The first and third recall conditions: further provision
- 3 The first and third recall conditions: expiry of appeal period
- 4 The first and third recall conditions: courts to notify the Speaker
- 5 Speaker's notice that first, second or third recall condition has been met

#### *Conduct of the recall petition process*

- 6 Petition officers
- 7 Where and from when the recall petition may be signed
- 8 Notice of petition to be sent to registered electors
- 9 Recall petition to be made available for signing
- 10 Persons entitled to sign a recall petition
- 11 How entitlement to sign a recall petition is to be exercised
- 12 Double signing

#### *Early termination of recall petition process*

- 13 Early termination of recall petition process

#### *Outcome of recall petition*

- 14 Determination of whether recall petition successful
- 15 Effect of successful petition

#### *Financial controls*

- 16 Expenses, donations and reporting

## 17 Loans

*Final provisions*

- 18 Power to make further provision about conduct of a recall petition etc
- 19 Performance of the Speaker's functions by others
- 20 Minor and consequential amendments
- 21 Regulations
- 22 Interpretation
- 23 Extent
- 24 Commencement
- 25 Short title

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**SCHEDULES****SCHEDULE 1 — Petition officers**

- 1 Petition officer's general duty
- 2 Performance of petition officer's functions: delegation, assistance etc
- 3 Expenditure
- 4 Taxation of petition officer's account

**SCHEDULE 2 — Alteration of registers of parliamentary electors**

- 1 Part 1 of the Representation of the People Act 1983...
- 2 In section 13 (publication of registers), in subsection (5)(b), for...
- 3 (1) Section 13A (alteration of registers) is amended as follows...
- 4 (1) Section 13AB (alteration of registers: interim publication dates) is...
- 5 (1) Section 13B (alteration of registers: pending elections), as it...
- 6 (1) Section 13BA (alteration of registers in Northern Ireland: pending...
- 7 Before section 13C, insert— Alteration of registers: recall petition (1)  
This section applies if— (a) a Speaker's notice is...
- 8 (1) Section 56 (registration appeals: England and Wales) is amended...
- 9 (1) Section 58 (registration appeals: Northern Ireland) is amended as...

**SCHEDULE 3 — Regulation of expenditure****PART 1 — INTRODUCTION**

- 1 Overview

**PART 2 — LIMITS ON EXPENDITURE**

- 2 Limit on petition expenditure: persons other than accredited campaigners
- 3 Limit on petition expenditure: accredited campaigners
- 4 Expenses incurred by persons acting in concert
- 5 Expenses incurred before the recall petition period
- 6 Notional petition expenses
- 7 Petition expenses incurred before becoming an accredited campaigner

**PART 3 — PETITION EXPENSES OF ACCREDITED CAMPAIGNERS: GENERAL CONTROLS**

- 8 Restriction on incurring petition expenses
- 9 Restriction on payments in respect of petition expenses
- 10 Restrictions on payment of claims in respect of petition expenses
- 11 Payment of claims in respect of petition expenses: application for leave to pay late claims
- 12 Disputed claims

PART 4 — MEANING OF “PETITION EXPENSE”

- 13 Meaning of “petition expense”
- 14 List of matters
- 15 General exclusions
- 16 Guidance

PART 5 — ACCREDITED CAMPAIGNERS AND RESPONSIBLE PERSONS

- 17 Meaning of “accredited campaigner”
- 18 Eligibility to be an accredited campaigner
- 19 Accreditation notice
- 20 Notice of alteration
- 21 The responsible person
- 22 Duty of petition officer to publish information about accredited campaigners

PART 6 — FINAL PROVISIONS

- 23 Power to alter meaning of “petition expense”
- 24 Power to alter certain financial limits
- 25 Corrupt and illegal practices
- 26 Application of defined terms in PPERA 2000

SCHEDULE 4 — Control of donations to accredited campaigners

PART 1 — INTRODUCTION AND INTERPRETATION

- 1 Operation of Schedule and meaning of “accredited campaigner” and “relevant donation” etc
- 2 Donations: general rules
- 3 Sponsorship
- 4 Payments etc not to be regarded as donations
- 5 Value of donations
- 6 Meaning of “permissible donor”
- 7 Return of donations
- 8 Power to alter certain financial limits

PART 2 — CONTROL OF DONATIONS

- 9 Prohibition on accepting donations from impermissible or unidentifiable donors
- 10 Donations treated as received or not received from permissible donors
- 11 Meaning of “exempt trust donation” in paragraph 10
- 12 Donations made on behalf of other persons
- 13 Duty to verify identity of donor
- 14 Duty to return donations from impermissible donors
- 15 Duty to return donations from unidentifiable donors
- 16 Circumstances in which donations treated as accepted or received
- 17 Forfeiture of donations made by impermissible or unidentifiable donors
- 18 Appeal against order under paragraph 17
- 19 Supplementary provision about orders under paragraph 17 or 18
- 20 Evasion of restrictions on donations
- 21 Further provision about offences under this Schedule
- 22 Application of defined terms in PPERA 2000

SCHEDULE 5 — Recall petition returns

- 1 Recall petition returns
- 2 Statements and accompanying documents relating to petition expenses
- 3 Statement and accompanying documents relating to relevant donations accepted

*Status: This is the original version (as it was originally enacted).*

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- 4 Statement relating to relevant donations received from impermissible or unidentifiable donors
- 5 Declaration of responsible person as to return
- 6 Delivery of return etc to petition officer and supplementary returns
- 7 Offences relating to return
- 8 Onward delivery of returns to Electoral Commission
- 9 Inspection of returns and accompanying documents
- 10 Application of certain provisions of Schedule 3

SCHEDULE 6 — Minor and consequential amendments

- 1 Representation of the People Act 1983 (c. 2)
- 2 Political Parties, Elections and Referendums Act 2000 (c. 41)
- 3 (1) Part 1 (the Electoral Commission) is amended as follows....
- 4 (1) Part 2 (registration of political parties) is amended as...
- 5 (1) Part 5 (control of campaign expenditure) is amended as...
- 6 (1) Part 6 (controls relating to third party national election...
- 7 (1) Part 9 (reports of gifts received by unincorporated associations)...