



Scottish Independence Referendum (Franchise) Act 2013

2013 asp 13

Franchise at independence referendum

2 Those entitled to vote in an independence referendum

- (1) A person is entitled to vote in an independence referendum if, on the date on which the poll at the referendum is held, the person is—
- (a) aged 16 or over,
 - (b) registered in either—
 - (i) the register of local government electors maintained under section 9(1)(b) of the 1983 Act for any area in Scotland, or
 - (ii) the register of young voters maintained under section 4 of this Act for any such area,
 - (c) not subject to any legal incapacity to vote (age apart), and
 - (d) a Commonwealth citizen, a citizen of the Republic of Ireland or a relevant citizen of the European Union.
- (2) For the purposes of this Act, a person is, on any date, subject to a legal incapacity to vote if the person—
- (a) would be legally incapable (whether by virtue of any enactment or any rule of law) of voting at a local government election in Scotland held on that date, or
 - (b) is legally incapable, by virtue of section 3, of voting in an independence referendum held on that date.