



Political Parties, Elections and Referendums Act 2000

2000 CHAPTER 41

PART VI

CONTROLS RELATING TO THIRD PARTY NATIONAL ELECTION CAMPAIGNS

CHAPTER II

FINANCIAL CONTROLS

[^{F1}Financial limits on targeted controlled expenditure

[^{F1}94E Unauthorised expenditure in excess of targeted expenditure limit

- (1) This section applies if—
 - (a) controlled expenditure which is targeted at a particular registered party (“the registered party”) is incurred by or on behalf of a recognised third party (“the third party”),
 - (b) the expenditure exceeds a targeted expenditure limit (to any extent), and
 - (c) at the time the expenditure is incurred—
 - (i) the third party is not authorised by the registered party to incur expenditure targeted at it, or
 - (ii) the third party is so authorised, but the expenditure exceeds a cap specified in the authorisation (to any extent).
- (2) If the third party is not an individual—
 - (a) the responsible person is guilty of an offence if the person authorised the expenditure to be incurred by or on behalf of the third party and the person knew or ought reasonably to have known that the expenditure would be incurred in excess of the targeted expenditure limit, and

Status: Point in time view as at 30/01/2014.

Changes to legislation: Political Parties, Elections and Referendums Act 2000, Section 94E is up to date with all changes known to be in force on or before 13 July 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

- (b) the third party is also guilty of an offence.
- (3) If the third party is an individual, the third party is guilty of an offence if the third party knew or ought reasonably to have known that the expenditure would be incurred in excess of the targeted expenditure limit.
- (4) It is a defence for a third party charged with an offence under subsection (2) or (3) to show—
 - (a) that any code of practice for the time being issued under paragraph 3 of Schedule 8A was complied with in determining whether any expenditure is controlled expenditure for the purposes of this Part, and
 - (b) that the offence would not have been committed on the basis of the controlled expenditure as determined in accordance with the code.]

Textual Amendments

- F1** Ss. 94C-94H and cross-heading inserted (30.1.2014) by [Transparency of Lobbying, Non-Party Campaigning and Trade Union Administration Act 2014 \(c. 4\)](#), ss. **30(8)**, 45(3)(b) (with s. 46(1)(2))

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