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**Changes to legislation:** Elections Act 2022, Paragraph 3 is up to date with all changes known to be in force on or before 04 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) View outstanding changes

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## SCHEDULES

### SCHEDULE 8

#### VOTING AND CANDIDACY RIGHTS OF EU CITIZENS

##### PART 2

##### AMENDMENTS IN RELATION TO CERTAIN LOCAL ELECTIONS IN ENGLAND AND WALES

###### *Local Government Act 1972*

- 3 In section 79 of the Local Government Act 1972 (qualifications for election and holding office as member of local authority), as it extends to England and Wales and applies in relation to England—
- (a) in subsection (1), for “a relevant citizen of the Union” substitute “, in the case of a local authority in England, a qualifying EU citizen or an EU citizen with retained rights”;
  - (b) for subsection (2A) substitute—
- “(2A) In this section “qualifying EU citizen” and “EU citizen with retained rights” have the same meaning as in the Representation of the People Act 1983 (see sections [203A](#) and [203B](#) of that Act).”

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###### **Modifications etc. (not altering text)**

- C1** Savings for the amendments by Sch. 8 paras. 3-5 (7.5.2024) by [The Representation of the People \(Overseas Electors etc.\) \(Amendment\) Regulations 2023](#) (S.I. 2023/1406), regs. 1(2), [17](#), [18](#)
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###### **Commencement Information**

- I1** Sch. 8 para. 3 not in force at Royal Assent, see [s. 67\(1\)](#)
- I2** [Sch. 8 para. 3](#) in force at 1.11.2023 for specified purposes by [S.I. 2023/1145](#), [reg. 3\(i\)\(iii\)](#)
- I3** [Sch. 8 para. 3](#) in force at 7.5.2024 in so far as not already in force by [S.I. 2023/1145](#), [reg. 5\(b\)](#)

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**Changes and effects yet to be applied to the whole Act associated Parts and Chapters:**

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- Sch. 9 para. 35(ea) inserted by [2023 c. 47 s. 3\(3\)](#)