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*Status: Point in time view as at 21/03/2022.*

*Changes to legislation: The Representation of the People (England and Wales) Regulations 2001, Cross Heading: Supply on request and specific restrictions is up to date with all changes known to be in force on or before 14 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)*

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## STATUTORY INSTRUMENTS

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# 2001 No. 341

## The Representation of the People (England and Wales) Regulations 2001

### [<sup>F1</sup>PART VI

#### SUPPLY OF REGISTER ETC

*[<sup>F1</sup>Supply on request and specific restrictions*

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#### Textual Amendments

**F1** Pt. 6 inserted (16.10.2002) by [The Representation of the People \(England and Wales\) \(Amendment\) Regulations 2002 \(S.I. 2002/1871\)](#), regs. 2(2), 15 (with reg. 2(3))

#### Supply of full register etc under regulations 103 to [<sup>F2</sup>109]: general provisions

**102.**—(1) The persons or organisations falling within regulations 103 to 109 below may request the registration officer to supply free of charge the relevant part (within the meaning of those regulations) of any of the following—

- (a) a revised version of the register published under section 13(1) or (3) of the 1983 Act;
- (b) any notice setting out an alteration to the register published under section 13A(2) [<sup>F3</sup>,13AB(2)] or 13B(3) [<sup>F4</sup>, (3B) or (3D)] of that Act;
- (c) a list of overseas electors.

(2) Such a request shall be made in writing and shall—

- (a) specify the documents requested;
- (b) subject to paragraph (5) below, state whether the request is made only in respect of the current documents or whether it includes a request for the supply of any subsequent document on publication for as long as the person making the request falls within the category of person entitled to receive such copies; and
- (c) state whether a printed copy of any of the documents is requested instead of the version in data form.

(3) Unless a request has been made in advance of supply under paragraph (2)(c) above, the copy of a document supplied under this regulation shall be in data form.

(4) The registration officer shall supply the relevant part of the documents referred to in paragraph (1) above in accordance with a request that has been duly made.

(5) A person falling within regulation 108 below may not make the request for the supply of any subsequent document on publication.

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(6) A person who obtains a copy of any document under paragraph (4) above may use it for any purpose for which that person would be entitled to obtain that document under these Regulations and any restrictions which apply under whichever of [F5 regulations 103 to 108 or 109 ] entitles that person to obtain that document for that purpose shall apply to such use.

**Textual Amendments**

- F2** Word in reg. 102 heading substituted (23.3.2006) by **The Representation of the People (England and Wales) (Amendment) Regulations 2006 (S.I. 2006/752), regs. 1(1), 18(1)**
- F3** Word in reg. 102(1)(b) inserted (6.4.2014) by **The Representation of the People (England and Wales) (Description of Electoral Registers and Amendment) Regulations 2013 (S.I. 2013/3198), regs. 1(4), 42; S.I. 2014/414, art. 3(b)**
- F4** Words in reg. 102 inserted (1.1.2007) by **The Representation of the People (England and Wales) (Amendment) (No. 2) Regulations 2006 (S.I. 2006/2910), regs. 1(1), 28 (with reg. 1(2)(3)(a))**
- F5** Words in reg. 102(6) substituted (24.12.2008) by **Counter-Terrorism Act 2008 (c. 28), s. 100(5), Sch. 1 para. 2(3) (with s. 101(5)); S.I. 2008/3296, art. 2**

**Supply of full register etc to elected representatives for electoral purposes and restrictions on use**

**103.—(1)** This regulation applies to—

- (a) the Member of Parliament for any constituency wholly or partly within the registration area;
- <sup>F6</sup>(b) .....
- (c) each Member of the National Assembly for Wales for any constituency or region wholly or partly within the registration area;
- (d) each councillor for an electoral area falling within the registration area;
- (e) the Mayor of London and the London members of the London Assembly, where the registration area falls wholly or partly within Greater London;
- (f) the constituency members of the London Assembly, where the registration area falls wholly or partly within an Assembly constituency (within the meaning of the Greater London Authority Act 1999); and
- (g) an elected mayor within the meaning of section 39(1) of the Local Government Act 2000 where the registration area falls wholly or partly within the area of the local authority for which the mayor is elected.

(2) For the purposes of regulation 102(1) above the relevant part of the documents listed in that provision—

- (a) in the case of a Member of Parliament or of the National Assembly for Wales, is so much of them as relates to the whole or any part of the constituency or region which he represents as falls within the registration area;
- <sup>F7</sup>(b) .....
- (c) in the case of a councillor for an electoral area, is so much of them as relates to that area;
- (d) in the case of the Mayor of London and a London member of the London Assembly, is so much of them as relates to the Greater London area;
- (e) in the case of a constituency member of the London Assembly, is so much of them as relates to any part of the Assembly constituency which he represents as falls within the registration area;

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(f) in the case of a mayor falling within paragraph (1)(g) above, is so much of them as relates to any part of the area of the local authority for which he is elected as falls within the registration area.

(3) No person to whom this regulation applies who has been supplied with a copy of the register may—

- (a) supply a copy of the full register to any person,
- (b) disclose any information contained in it that is not contained in the edited register, or
- (c) make use of any such information,

otherwise than for purposes in connection with the office by virtue of which he is entitled to the full register or for electoral purposes.

#### Textual Amendments

- F6** Reg. 103(1)(b) revoked (31.12.2020) by [The European Parliamentary Elections Etc. \(Repeal, Revocation, Amendment and Saving Provisions\) \(United Kingdom and Gibraltar\) \(EU Exit\) Regulations 2018 \(S.I. 2018/1310\)](#), reg. 1, **Sch. 1 Pt. 2** Table 1 (as amended by [S.I. 2019/1389](#), regs. 1, 2(2))
- F7** Reg. 103(2)(b) revoked (31.12.2020) by [The European Parliamentary Elections Etc. \(Repeal, Revocation, Amendment and Saving Provisions\) \(United Kingdom and Gibraltar\) \(EU Exit\) Regulations 2018 \(S.I. 2018/1310\)](#), reg. 1, **Sch. 1 Pt. 2** Table 1 (as amended by [S.I. 2019/1389](#), regs. 1, 2(2))

#### Supply of full register to holders of relevant elective offices and candidates

**104.**—(1) This regulation applies to—

- (a) the holder of a relevant elective office within the meaning of paragraph 1(8) of Schedule 7 to the Political Parties, Elections and Referendums Act 2000;
- (b) a candidate for election at a Parliamentary, local government or Authority election.

(2) For the purposes of regulation 102(1) above, the relevant part of the documents listed in that provision is the whole of them.

(3) No person to whom this regulation applies who has been supplied with a copy of the register may—

- (a) supply a copy of the full register to any person,
- (b) disclose any information contained in it that is not contained in the edited register, or
- (c) make use of any such information,

otherwise than for the purpose set out in paragraph (4) below.

(4) That purpose is the purpose of complying with the controls on donations contained in Schedule 7 to, the Political Parties, Elections and Referendums Act 2000 or Schedule 2A of the Representation of the People Act 1983, as the case may be.

#### Supply of full register etc to local constituency parties and restrictions on use

**105.**—(1) This regulation applies to any person nominated to act for the purposes of this regulation for a particular constituency by the registered nominating officer, (within the meaning of section 24 of the Political Parties, Elections Referendums Act 2000) of a registered political party.

(2) Not more than one person for the same constituency may be nominated under paragraph (1) above in respect of the same registered political party and registration area.

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(3) In the case of a person to whom this regulation applies, the relevant part of the documents listed in regulation 102(1) above is so much of them as relates to the whole or any part of the constituency in question as falls within the registration area.

(4) No person to whom this regulation applies who has been supplied with a copy of the register may—

- (a) supply a copy of the full register to any person,
- (b) disclose any information contained in it (that is not contained in the edited register), or
- (c) make use of any such information,

otherwise than for electoral purposes or the purposes of electoral registration.

### **Supply of full register etc to registered political parties etc and restrictions on use**

**106.**—(1) This regulation applies to—

- (a) a registered political party other than a minor party, within the meaning of section 160(1) of the Political Parties, Elections and Referendums Act 2000;
- (b) a recognised third party within the meaning of section 85(5) of that Act, other than a registered political party; and
- (c) a permitted participant within the meaning of section 105(1) of that Act, other than a registered political party.

(2) In the case of the parties and participants to whom this regulation applies, the relevant part of the documents listed in regulation 102(1) above is the whole of them.

(3) No person employed by, or assisting (whether or not for reward) a party or participant to which this regulation applies and to which a copy of the register has been supplied may—

- (a) supply a copy of the full register to any person,
- (b) disclose any information contained in it (that is not contained in the edited register), or
- (c) make use of any such information,

otherwise than for the purposes set out in paragraph (4) below.

(4) Those purposes are—

- (a) in the case of a party falling within paragraph (1)(a) or (b),
  - (i) electoral purposes, and
  - (ii) the purpose of complying with the controls on donations under Part IV of or, as the case may be, Schedule 11 to, the Political Parties, Elections and Referendums Act 2000; and
- (b) in the case of a permitted participant within the meaning of section 105(1) of that Act,
  - (i) purposes in connection with the campaign in respect of the referendum identified in the declaration made by the participant under section 106 of that Act, and
  - (ii) the purposes of complying with the controls on donations in Schedule 15 to that Act.

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

**C1** Reg. 106 applied (with modifications) (23.7.2004) by [The Regional Assembly and Local Government Referendums Order 2004 \(S.I. 2004/1962\)](#), arts. 1(1), 6(1), **Sch. 2 Pt. 3**

## Supply of full register etc to certain councils and restrictions on use

107.—<sup>F8</sup>(1) Paragraphs (2) to (5) of this regulation apply to—

- (a) the local authority by which the registration officer was appointed, and
- (b) a local authority whose area falls wholly or partly within the registration area of that local authority, other than a parish council or community council (within the meaning of paragraph (6)).]

(2) For the purposes of regulation 102(1) above, the relevant part of the documents listed in that provision is <sup>F9</sup>so much of them as relates to the area of the local authority concerned.]

(3) Subject to paragraph (4) below, no councillor or employee of the <sup>F10</sup>local authority] may—

- (a) supply a copy of the full register to any person other than to another councillor of or employee of the same <sup>F10</sup>local authority];
- (b) disclose any information contained in it that is not included in the edited register; or
- (c) make use of any such information.

(4) A councillor or employee of the <sup>F11</sup>local authority] may supply a copy of the register, or disclose or make use of information contained in it that is not contained in the edited register—

- (a) where necessary for the discharge of a statutory function of the <sup>F11</sup>local authority] or any other local authority relating to security, law enforcement and crime prevention, or

[ for the purposes of a poll under section 116 (local polls) of the Local Government Act <sup>F12</sup>(aa) 2003, or]

- (b) for statistical purposes, in which case no information shall be disclosed which includes the name and address of any elector (whether that name or address appears in the edited register or only in the full register).

(5) In this regulation, “local authority” has the meaning given by <sup>F13</sup>section 116 of the Local Government Act 2003].

(6) Paragraphs (7) and (8) of this regulation apply to parish councils, as established by sections 9(4) of the Local Government Act 1972 and community councils as referred to in section 27(2) of that Act.

(7) For the purposes of regulation 102(1) above, the relevant part of the documents listed is so much of them as relates to the parish or community concerned.

(8) No parish or community councillor, person employed by or otherwise assisting (whether or not for reward) a parish or community council and to which a copy of the register has been supplied may—

- (a) supply a copy of the full register to any person,
- (b) disclose any information contained in it that is not included in the edited register, or
- (c) make use of any such information,

otherwise than for the purpose of establishing whether any person is entitled to attend and participate in a meeting of, or take any action on behalf of, the parish or community, as the case may be <sup>F14</sup>or for the purposes of a poll under section 116 (local polls) of the Local Government Act 2003].

### Textual Amendments

- F8** Reg. 107(1) substituted (23.3.2006) by [The Representation of the People \(England and Wales\) \(Amendment\) Regulations 2006 \(S.I. 2006/752\)](#), regs. 1(1), **19(2)**

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- F9** Words in reg. 107(2) substituted (23.3.2006) by The Representation of the People (England and Wales) (Amendment) Regulations 2006 (S.I. 2006/752), regs. 1(1), **19(3)**
- F10** Words in reg. 107(3) substituted (23.3.2006) by The Representation of the People (England and Wales) (Amendment) Regulations 2006 (S.I. 2006/752), regs. 1(1), **19(4)**
- F11** Words in reg. 107(4) substituted (23.3.2006) by The Representation of the People (England and Wales) (Amendment) Regulations 2006 (S.I. 2006/752), regs. 1(1), **19(5)(a)**
- F12** Reg. 107(4)(aa) inserted (23.3.2006) by The Representation of the People (England and Wales) (Amendment) Regulations 2006 (S.I. 2006/752), regs. 1(1), **19(5)(b)**
- F13** Words in reg. 107(5) substituted (23.3.2006) by The Representation of the People (England and Wales) (Amendment) Regulations 2006 (S.I. 2006/752), regs. 1(1), **19(6)**
- F14** Words in reg. 107(8) inserted (23.3.2006) by The Representation of the People (England and Wales) (Amendment) Regulations 2006 (S.I. 2006/752), regs. 1(1), **19(7)**

### Supply of full register etc to certain candidates and restrictions on use

**108.**—(1) This regulation applies to a candidate at—

- (a) a Parliamentary <sup>F15</sup>... election,
- (b) an election to the National Assembly of Wales,
- (c) a local government election, and
- (d) an election of a mayor under Part II of the Local Government Act 2000,

where any part of the area in respect of which the candidate stands for election includes the whole or part of a registration area.

(2) In this regulation “candidate” includes—

- (a) a candidate at an election of a mayor under Part II of the Local Government Act 2000; and
- (b) an individual candidate at <sup>F16</sup>... an election in an electoral region for the National Assembly for Wales.

(3) In the case of a registered political party which submits a list of candidates at <sup>F17</sup>... an election of the London members of the London Assembly or an election in an electoral region for the National Assembly for Wales, the entitlement otherwise conferred by this regulation on a candidate is conferred on the election agent of that party.

(4) For the purposes of regulation 102(1) above, the relevant part of the documents listed in that provision is so much of them as relate to the area for which the candidate is standing.

(5) No candidate or election agent to whom a copy of the register has been supplied by virtue of this regulation may—

- (a) supply a copy of the full register to any person,
- (b) disclose any information contained in it (that is not contained in the edited register), or
- (c) make use of any such information,

other than for electoral purposes.

#### Textual Amendments

- F15** Words in reg. 108(1)(a) revoked (31.12.2020) by The European Parliamentary Elections Etc. (Repeal, Revocation, Amendment and Saving Provisions) (United Kingdom and Gibraltar) (EU Exit) Regulations 2018 (S.I. 2018/1310), reg. 1, **Sch. 1 Pt. 2** Table 1 (as amended by S.I. 2019/1389, regs. 1, 2(2))
- F16** Words in reg. 108(2)(b) revoked (31.12.2020) by The European Parliamentary Elections Etc. (Repeal, Revocation, Amendment and Saving Provisions) (United Kingdom and Gibraltar) (EU Exit)

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Regulations 2018 (S.I. 2018/1310), reg. 1, Sch. 1 Pt. 2 Table 1 (as amended by S.I. 2019/1389, regs. 1, 2(2))

**F17** Words in reg. 108(3) revoked (31.12.2020) by The European Parliamentary Elections Etc. (Repeal, Revocation, Amendment and Saving Provisions) (United Kingdom and Gibraltar) (EU Exit) Regulations 2018 (S.I. 2018/1310), reg. 1, Sch. 1 Pt. 2 Table 1 (as amended by S.I. 2019/1389, regs. 1, 2(2))

**[<sup>F18</sup>Supply of full register etc to the security services**

**108A.**—(1) This regulation applies to—

- (a) the Security Service;
- (b) the Government Communications Headquarters;
- (c) the Secret Intelligence Service.

(2) For the purposes of regulation 102(1) above the relevant part of the documents listed in that provision is the whole of them.]

**Textual Amendments**

**F18** Reg. 108A inserted (24.12.2008) by Counter-Terrorism Act 2008 (c. 28), s. 100(5), Sch. 1 para. 2(4) (with s. 101(5)); S.I. 2008/3296, art. 2

**Supply of full register etc to police forces [<sup>F19</sup>and other agencies,] and restrictions on use**

**109.**—(1) This regulation applies to—

- (a) any police force in Great Britain;
- (b) the Police Service of Northern Ireland and the Police Service of Northern Ireland (Reserve);
- <sup>F20</sup>(c) the Serious Organised Crime Agency;]
- (d) the National Crime Squad;
- (e) the Police Information Technology Organisation; <sup>F21</sup>...
- (f) any body of constables established under an Act of Parliament.
- <sup>F22</sup>(g) .....
- <sup>F22</sup>(h) .....
- <sup>F22</sup>(i) .....

(2) For the purposes of regulation 102(1) above the relevant part of the documents listed in that provision is the whole of them.

(3) No person serving whether as a constable, officer or employee in any of the forces and organisations to which this regulation applies may—

- (a) supply a copy of the full register to any person,
- (b) disclose any information contained in it (that is not contained in the edited register), or
- (c) make use of any such information,

otherwise than for the [<sup>F23</sup>purposes specified in paragraph (4)].

[  
<sup>F24</sup>(4) The purposes referred to in paragraph (3) are—

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- (a) <sup>F25</sup> ...
  - (i) the prevention and detection of crime and the enforcement of the criminal law (whether in England and Wales or elsewhere);
  - (ii) the vetting of a relevant person for the purpose of safeguarding national security;<sup>F26</sup> ...
- <sup>F26</sup>(b) .....
- (5) In this Regulation “relevant person” means—
  - (a) a constable or officer or prospective constable or officer of the force or organisation; or
  - (b) an employee of, or applicant for employment by, the force or organisation.]

**Textual Amendments**

- F19** Words in reg. 109 heading inserted (23.3.2006) by [The Representation of the People \(England and Wales\) \(Amendment\) Regulations 2006 \(S.I. 2006/752\)](#), regs. 1(1), **20(2)**
- F20** [Reg. 109\(1\)\(c\)](#) substituted for [reg. 109\(1\)\(c\)\(d\) \(1.4.2006\)](#) by [The Serious Organised Crime and Police Act 2005 \(Consequential and Supplementary Amendments to Secondary Legislation\) Order 2006 \(S.I. 2006/594\)](#), art. 1, **Sch. para. 24**
- F21** Word in [reg. 109\(1\)\(e\)](#) omitted (23.3.2006) by virtue of [The Representation of the People \(England and Wales\) \(Amendment\) Regulations 2006 \(S.I. 2006/752\)](#), regs. 1(1), **20(3)(a)**
- F22** [Reg. 109\(1\)\(g\)-\(i\)](#) revoked (24.12.2008) by [Counter-Terrorism Act 2008 \(c. 28\)](#), s. 100(5), Sch. 1 para. 2(5)(a), **Sch. 9 Pt. 2** (with s. 101(5)); S.I. 2008/3296, art. 2
- F23** Words in [reg. 109\(3\)](#) substituted (23.3.2006) by [The Representation of the People \(England and Wales\) \(Amendment\) Regulations 2006 \(S.I. 2006/752\)](#), regs. 1(1), **20(4)**
- F24** [Reg. 109\(4\)-\(5\)](#) inserted (23.3.2006) by [The Representation of the People \(England and Wales\) \(Amendment\) Regulations 2006 \(S.I. 2006/752\)](#), regs. 1(1), **20(5)**
- F25** Words in [reg. 109\(4\)\(a\)](#) revoked (24.12.2008) by [Counter-Terrorism Act 2008 \(c. 28\)](#), s. 100(5), Sch. 1 para. 2(5)(b), **Sch. 9 Pt. 2** (with s. 101(5)); S.I. 2008/3296, art. 2
- F26** [Reg. 109\(4\)\(b\)](#) and word revoked (24.12.2008) by [Counter-Terrorism Act 2008 \(c. 28\)](#), s. 100(5), Sch. 1 para. 2(5)(c), **Sch. 9 Pt. 2** (with s. 101(5)); S.I. 2008/3296, art. 2

**[<sup>F27</sup>Supply of full register to public libraries and local authority archives service, and restrictions on use**

**109A.**—(1) A public library or a local authority archives service may request the registration officer to supply free of charge the relevant part (within the meaning of paragraph (2)) of any of the following—

- (a) a revised version of the register published under section 13(1) or (3) of the 1983 Act;
- (b) any notice setting out an alteration to the register published under section 13A(2) [<sup>F28</sup>, 13AB(2)] or 13B(3) [<sup>F29</sup>, (3B) or (3D)] of that Act;
- (c) a list of overseas electors.

(2) For the purposes of paragraph (1) the relevant part of the documents listed in that provision is so much of them as a public library or local authority archives service has been given responsibility for keeping by a library authority or local authority respectively.

- (3) Such a request shall be made in writing and shall—
  - (a) specify the documents requested;
  - (b) state whether the request is made only in respect of the current documents or whether it includes a request for the supply of any subsequent document on publication; and



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- (c) state whether a printed copy of any of the documents is requested instead of the version in data form.
- (4) Unless a request has been made in advance of supply under paragraph (3)(c), the copy of a document supplied under this regulation shall be in data form.
- (5) The registration officer shall supply the relevant part of the documents referred to in paragraph (1) in accordance with a request that has been duly made.
- (6) Subject to paragraph (9), no person employed by the public library or the local authority archives service may—
- (a) supply a copy of the full register other than to another such person or to a person using the library or the archives service to inspect it under supervision;
  - (b) disclose any information contained in it (that is not contained in the edited register) otherwise than by allowing a person using the library or the archives service to inspect it under supervision; or
  - (c) make use of any such information.
- (7) Where a copy of the full register is made available for inspection in accordance with paragraph (6)(a) or (b) by providing the register on a computer screen or otherwise in data form, the library or the archives service shall ensure that the manner in, and equipment on, which that copy is provided do not permit any person consulting that copy to—
- (a) search it by electronic means by reference to the name of any person; or
  - (b) copy or transmit any part of that copy by electronic means.
- (8) A person who inspects a copy of the full register, whether a printed copy or in data form, may not—
- (a) make copies of any part of it, or
  - (b) record any particulars in it,
- otherwise than by means of hand-written notes.
- (9) The public library or local authority archives service is not prohibited from supplying a copy of, or disclosing information contained in, a version of the full register where—
- (a) more than ten years have expired since that version of the register was first published in accordance with regulation 43; and
  - (b) the supply or disclosure is for [F30 Article 89 GDPR purposes in accordance with the relevant requirement].
- (10) No person who obtains a copy of the full register or to whom information contained in it that is not contained in the edited register is disclosed under the circumstances described in paragraph (9) may—
- (a) supply a copy of it,
  - (b) disclose such information, or
  - (c) make use of any such information,
- otherwise than for [F30 Article 89 GDPR purposes in accordance with the relevant requirement].
- (11) In this regulation—
- “library authority” has the same meaning as in section 206 of the Local Government Act 1972 and section 4 of the Public Libraries and Museums Act 1964;
- “local authority archives service” means an archives service established by—
- (a) a county council,
  - (b) a county borough council,

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- (c) a district council,
  - (d) a London Borough council,
  - (e) the Common Council of the City of London, or
  - (f) the Council of the Isles of Scilly,
- in exercise of its functions under the Local Government (Records) Act 1962;  
 “public library” means a library maintained by a library authority.]]

#### Textual Amendments

- F27** Reg. 109A inserted (23.3.2006) by The Representation of the People (England and Wales) (Amendment) Regulations 2006 (S.I. 2006/752), regs. 1(1), **21**
- F28** Word in reg. 109A(1)(b) inserted (6.4.2014) by The Representation of the People (England and Wales) (Description of Electoral Registers and Amendment) Regulations 2013 (S.I. 2013/3198), regs. 1(4), **42**; S.I. 2014/414, art. 3(b)
- F29** Words in reg. 109A inserted (1.1.2007) by The Representation of the People (England and Wales) (Amendment) (No. 2) Regulations 2006 (S.I. 2006/2910), regs. 1(1), **28** (with reg. 1(2)(3)(a))
- F30** Words in reg. 109A(9)(10) substituted (25.5.2018) by Data Protection Act 2018 (c. 12), s. 212(1), **Sch. 19 para. 263** (with ss. 117, 209, 210); S.I. 2018/625, reg. 2(1)(g)

**Status:**

Point in time view as at 21/03/2022.

**Changes to legislation:**

The Representation of the People (England and Wales) Regulations 2001, Cross Heading: Supply on request and specific restrictions is up to date with all changes known to be in force on or before 14 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.