

---

STATUTORY INSTRUMENTS

---

**2009 No. 725**

**The Representation of the People  
(Amendment) Regulations 2009**

**Registration of European Parliamentary overseas electors in Scotland**

**11.**—(1) Part I of Schedule 4 (application with modifications of provisions of the 1983 Act for registration of European Parliamentary overseas electors) is amended as follows.

(2) In the entry in column 2 relating to section 9 (register of electors) insert in the appropriate place “In subsection (2) omit “Subject to section 9B(3) below.””.

(3) After the entry in column 1 relating to section 9 (register of electors) insert “Section 10A (maintenance of registers: registration of electors), subsections (1)(a), (3), (3A), (4) and (9)”.

(4) In the entry in column 2 relating to section 10A (maintenance of registers: registration of electors) insert—

“In subsection (3) after “register in question” insert “or by a person entitled to vote as an elector at an election to the European Parliament by virtue of section 8 of the European Parliamentary Elections Act 2002”.

In subsection (4) for “Subsections (1) and (3) above” substitute “Subsections (1)(a) and (3) above”.

In subsection (4) omit paragraph (b).

In subsection (9) omit the definition of “resident”.

(5) In the entry in column 2 relating to section 13A (alteration of registers) insert—

“In subsection (1)(b) for “by virtue of any provision of this Part of this Act” substitute “by virtue of any provision of the Representation of the People Act 1985”.

In subsection (1)(c) omit “or 58”.

In subsection (2)(b) for “sections 13B(1) and 13BA(1)” substitute “section 13B(1)”.

For subsection (3) substitute:

“(3) Subsection (2) above does not require a registration officer to issue a notice under that subsection in a case where (apart from this subsection) that subsection would require the notice to be issued—

(a) at the beginning of the month containing the date on which revised versions of the registers of parliamentary and local government electors are next due to be published in accordance with section 13(1) or (3) as it has effect for the purposes of such registers, or

(b) at the beginning of either of the two months preceding that containing the date on which revised versions of the registers of parliamentary and local government electors are next due to be published in accordance with section 13(1)(a) as it has effect for the purposes of such registers,

and in such a case the alteration in question shall be made in those revised versions of the registers.”.

In subsection (4) omit “or 13BA(3), (6) or (9)”.

---

*Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.*

---

In subsection (5) omit “or 13BA”.

In subsection (6) omit from “; and section 119 below shall apply” to the end.”.

(6) In the entry in column 2 relating to section 13B (alteration of registers: pending elections) insert in the appropriate place “Omit subsection (6).”.

(7) For the entry in column 2 relating to section 56 as applied by section 57 (registration appeals: Scotland) substitute—

“In subsection (1) for paragraph (aa) substitute:

“(aa) from any decision under section 2(2)(aa) of the Representation of the People Act 1985 of the registration officer that a person registered in a register of parliamentary electors in pursuance of a European Parliamentary overseas elector’s declaration was not entitled to be registered.”.

In subsection (1) omit paragraphs (ab) and (b).”.