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STATUTORY INSTRUMENTS

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**2023 No. 1150**

**The Representation of the People (Franchise  
Amendment and Eligibility Review) Regulations 2023**

**PART 3**

Additional provision related to the franchise change for EU citizens

**Eligibility to vote in election to fill vacancy in office of commissioner: transitional provision**

**29.**—(1) This paragraph applies in respect of a PCC election held in a police area in Wales under section 51 of the 2011 Act (election to fill vacancy in office of commissioner)(**1**) for which notice of election pursuant to the PCC elections rules(**2**) is published on or before the end of 31st January 2025.

(2) For the purposes of that election, article 2(1) of the 2012 Order applies as if—

(a) in the definition of “register of electors”, for sub-paragraph (b)(ii) there were substituted—

“(ii) in the case of peers disqualified from voting as an elector at parliamentary elections and relevant citizens of the Union, qualifying EU citizens and EU citizens with retained rights(**3**) who will have attained the age of 18 on the date of the poll, the register of local government electors;”;

(b) after the definition of “registration officer” there were inserted—

““relevant citizen of the Union” means a citizen of a member State—

(a) who is a relevant person for the purposes of Part 2 of the Representation of the People (Franchise Amendment and Eligibility Review) Regulations 2023, and

(b) on the date on which notice of election is published, a review of eligibility under Chapter 3 of that Part has not been completed;”.

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(1) Section 51 was amended by section 8(5) of the Wales Act 2017 (c. 4) and by paragraph 6(2) of Schedule 8 to the Elections Act 2022 (c. 37).

(2) See article 12(1) of and Schedule 3 to S.I. 2012/1917.

(3) See section 102 of the Police Reform and Social Responsibility Act 2011 (c. 13) for the definitions of “qualifying EU citizen” and “EU citizen with retained rights”.