

SCHEDULE 1

SCOTTISH LOCAL GOVERNMENT ELECTIONS RULES RULES FOR CONDUCT OF A SCOTTISH LOCAL GOVERNMENT ELECTION WHERE THE POLL IS NOT TAKEN TOGETHER WITH THE POLL AT ANOTHER ELECTION

PART III

CONTESTED ELECTIONS

The poll

Questions to be put to voters

30.—(1) At the time of the application for a ballot paper (but not afterwards), the questions specified in paragraph (3) shall be put by the presiding officer to the applicant if a candidate or a candidate’s election or polling agent requires the question to be put.

(2) At the time of the application for a ballot paper (but not afterwards), the questions specified in paragraphs (3) and (4) may be put by the presiding officer to the applicant.

(3) The questions referred to in paragraphs (1) and (2) are—

<i>Person applying for ballot paper</i>	<i>Questions</i>
1. A person applying as an elector	(a) (a) “Are you the person registered in the register of local government electors for this election as follows?” (<i>read the whole entry from the register</i>). (b) “Have you already voted at this election [<i>adding, in the case of an election for more than one electoral ward, in this or any other electoral ward</i>] otherwise than as proxy for some other person?”
2. A person applying as proxy	(a) (a) “Are you the person whose name appears as A.B. in the list of proxies for this election as entitled to vote as proxy on behalf of C.D.?” (b) “Have you already voted at this election [<i>adding, in the case of an election for more than one electoral ward, in this or any other electoral ward</i>] as proxy on behalf of C.D.?” (c) “Are you the spouse, civil partner, parent, grandparent, brother/sister, child or grandchild of C.D.?”
3. A person applying as proxy for an elector with an anonymous entry (instead of the questions at entry 2 above)	(a) (a) “Are you the person entitled to vote as proxy on behalf of the elector whose number on the register of local government electors is (<i>read out the number from the register</i>)?”

Status: This is the original version (as it was originally made).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

<i>Person applying for ballot paper</i>	<i>Questions</i>
	(b) “Have you already voted here or elsewhere as proxy on behalf of the elector whose number on the register of local government electors is (<i>read out the number from the register</i>)?”
	(c) “Are you the spouse, civil partner, parent, grandparent, brother/sister, child or grandchild of the person whose number on the register of local government electors is (<i>read out the number from the register</i>)?”
4. Person applying as proxy if the question at entry 2(c) or 3(c) is not answered in the affirmative	“Have you already voted at this election [<i>adding, in the case of an election for more than one electoral ward, in this or any other electoral ward</i>] on behalf of two persons of whom you are not the spouse, civil partner, parent, grandparent, brother/sister, child or grandchild?”

(4) The questions referred to in paragraph (2) are–

<i>Person applying for ballot paper</i>	<i>Questions</i>
1. A person applying as an elector in relation to whom there is an entry in the postal voters list	(a) (a) “Did you apply to vote by post?” (b) “Why have you not voted by post?”
2. A person applying as proxy who is named in the proxy postal voters list	(a) (a) “Did you apply to vote by post as proxy?” (b) “Why have you not voted by post as proxy?”

(5) In the case of an elector in respect of whom a notice has been issued under section 13B(3B) or (3D) of the 1983 Act, the references in the questions at entries 1(a) and (b) to reading from the register must be taken as references to reading from the notice issued under section 13B(3B) or (3D).

(6) A ballot paper shall not be delivered to any person required to answer the above questions or any of them unless such person has answered the questions or question satisfactorily.

(7) Except as authorised by this rule, no inquiry shall be permitted as to the right of any person to vote.