
SCOTTISH STATUTORY INSTRUMENTS

2015 No. 425

The Scottish Parliament (Elections etc.) Order 2015

PART 3

THE ELECTION CAMPAIGN

Election expenses — list of matters and general exclusions

59.—(1) Matters specified as election expenses are—

- (a) advertising of any nature (whatever the medium used), including agency fees, design costs and other costs in connection with preparing, producing, distributing or otherwise disseminating such advertising or anything incorporating such advertising and intended to be distributed for the purpose of disseminating it;
- (b) unsolicited material addressed to electors (whether addressed to them by name or intended for delivery to households within any particular area), including design costs and other costs in connection with preparing, producing or distributing such material (including the cost of postage);
- (c) transport (by any means) of persons to any place, including the costs of hiring a means of transport for a particular period;
- (d) public meetings (of any kind), including costs incurred in connection with the attendance of persons at such meetings, the hire of premises for the purposes of such meetings or the provision of goods, services or facilities at them;
- (e) the services of an election agent or any other person whose services are engaged in connection with the candidate's election; and
- (f) accommodation and administrative costs.

(2) Matters excluded from the definition of election expenses are—

- (a) the payment of any deposit required by rule 10 of the Scottish Parliamentary Election Rules;
- (b) the publication of any matter, other than an advertisement, relating to the election in—
 - (i) a newspaper or periodical;
 - (ii) a broadcast made by the British Broadcasting Corporation or by Sianel Pedwar Cymru; or
 - (iii) a programme included in any service licensed under Part 1 or 3 of the Broadcasting Act 1990⁽¹⁾ (independent television and radio services) or Part 1 or 2 of the Broadcasting Act 1996⁽²⁾ (digital terrestrial television and sound broadcasting);
- (c) the provision of any facilities provided in pursuance of any right conferred on candidates at an election by this Order other than facilities in respect of which expenses fall to be

(1) 1990 c.42.

(2) 1996 c.55.

defrayed by virtue of articles 64(4) and 65(4) (use of school rooms or meeting rooms in premises funded from public funds);

- (d) the provision by an individual of that individual's own services which the individual provides voluntarily in the individual's own time and free of charge;
- (e) accommodation which is the candidate's sole or main residence;
- (f) the provision by any other individual of accommodation which is that individual's sole or main residence if the provision is made free of charge;
- (g) transport by a means of transport which was acquired by the candidate principally for the candidate's own personal use;
- (h) transport provided free of charge by any other individual if the means of transport was acquired by that individual principally for the individual's own personal use;
- (i) computing or printing equipment which was acquired by the candidate principally for the candidate's own personal use; and
- (j) the provision by any other individual of computing or printing equipment which was acquired by the individual principally for the individual's own personal use if the provision is made free of charge.