

Transposition note for:

Articles 6 and 10(1)-(2) of Council Directive 93/109/EC as amended by Council Directive 2013/1/EU

Article	Objective	Transposition
6(1)	Sets out circumstances in which a citizen of the Union will be disqualified.	Regulation 3, amending section 10 of the European Parliamentary Elections Act 2002.
6(2) and 6(3) (first sentence)	Requires Member States to check whether citizens of the Union are disqualified by contacting the home Member State and notifying them of the declaration made under Article 10.	Regulation 20, inserting new rule 9A of the European Parliamentary Elections Rules (Schedule 1 to the European Parliamentary Elections Regulations 2004).
6(3) (second and third sentence)	Requires the home Member State to provide relevant information to the requesting Member State within five working days or, where possible, a shorter time limit.	Regulation 17, inserting new regulation 125 of the European Parliamentary Elections Regulations 2004.
6(3) (final sentence) and 6(4)	Requires the candidate to be admitted if the information is not received by the requesting Member State within the time limit. Where information that a candidate is disqualified is received, appropriate steps must be taken to prevent the candidate from standing or, where this is not possible, from being elected or from exercising the mandate.	Regulation 21, amending rule 13 of the European Parliamentary Elections Rules; and regulations 27-29, amending rules 59 and 60 and inserting new rule 60A of the European Parliamentary Elections Rules.
6(5)	Member States must designate a contact point for the communication of information about candidates who are citizens of the Union.	Transposition into legislation not required. The name and details of the UK's designated contact point will be separately communicated to the Commission.
10(1)	Candidates who are citizens of the Union must, in addition to the documents produced by candidates who are nationals, produce a formal declaration: (a) setting out information	Regulation 19, substituting rule 9 of the European Parliamentary Elections Rules. (Note: existing rules 4-8 of the European Parliamentary Elections Rules already require a relevant

	<p>which would enable the home Member State to establish whether the candidate has been disqualified and (b) declaring that the candidate is not disqualified.</p>	<p>citizen of the union to produce the same supporting documents as a UK national.)</p>
<p>10(2) (now deleted)</p>	<p>The candidate is no longer required to provide an attestation from the home Member State certifying that he is not disqualified.</p>	<p>Regulation 19, substituting rule 9 of the European Parliamentary Elections Rules, removes the requirement for candidates to submit a certificate together with the declaration.</p> <p>Note however that under substituted rule 9, a candidate who submits relevant information from the home Member State may avail of a later deadline for submission of the declaration.</p>