
DRAFT STATUTORY INSTRUMENTS

2015 No. XXXX

REPRESENTATION OF THE PEOPLE

The Recall of MPs Act 2015 (Recall Petition) Regulations 2015

Made - - - -

Coming into force in accordance with regulation 1

**THE RECALL OF MPS ACT 2015
(RECALL PETITION) REGULATIONS 2015**

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SCHEDULE 4 — LEGAL PROCEEDINGS: APPLICATION TO RECALL PETITIONS OF EXISTING PROVISIONS

PART 1 — REPRESENTATION OF THE PEOPLE ACT 1983, PART 3

1. (1) Part 3 of the 1983 Act (legal proceedings) applies...
2. General modifications
3. Questioning of a recall petition
4. In section 121 (presentation and service of a recall petition)...
5. In section 122 (time for presentation or amendment of a...)
6. In section 123 (constitution of the election court and place)...
7. Omit sections 127 to 135A (questioning of a local election)...
8. Procedure on recall petition complaints
9. In section 138 (list of petitions)— (a) in subsection (1),...
10. In section 139 (trial of petition)— (a) in subsection (1),...
11. In section 140 (witnesses), in subsection (1), omit the words...
12. In section 143 (expenses of witnesses), in subsection (2), omit...
13. In section 144 (conclusion of trial of recall petition complaint)...
14. Omit sections 145 (conclusion of trial of local election petition)...
15. In section 146 (special case for determination of High Court)...
16. In section 147 (withdrawal of complaint)— (a) in subsection (1),...
17. In section 155 (neglect or refusal to pay costs), in...
18. In section 157 (appeals and jurisdiction)— (a) in subsection (1),...
19. Consequences of finding by petition court of corrupt or illegal practice
20. In section 159 (MP reported guilty of corrupt or illegal)...
21. In section 160 (persons reported personally guilty of corrupt or)...
22. Further provision as to avoidance of recall petitions and striking off signatures
23. Omit section 165 (avoidance of election for employing corrupt agent)...
24. In section 166 (signatures to be struck off for corrupt)...

25. Power to except innocent act from being illegal practice, payment, employment or hiring
26. Prosecutions for corrupt or illegal practices
27. In section 169 (prosecutions for illegal practices), for England and...
28. In section 173 (incapacities on conviction of corrupt or illegal...
29. Illegal payments, employments or hirings
30. General provisions as to prosecutions
31. Omit section 177 (local election offences punishable summarily).
32. In section 178 (prosecution of offences committed outside the United...
33. In section 179 (offences by associations)— (a) for “section 100...
34. In section 180 (evidence by certificate of holding of recall...
35. In section 181 (Director of Public Prosecutions), in subsection (1),...
36. Supplemental
37. In section 183 (costs), for “Part 2 or this Part...
38. In section 184 (service of notices)— (a) in subsection (1),...
39. In section 185 (interpretation of Part 3)—
PART 2 — THE ELECTION PETITION RULES 1960
40. (1) The Election Petition Rules 1960 apply for the purposes...
41. In rule 2 (definitions)— (a) omit the definitions of “local...
42. In rule 4 (form of petition), in paragraph (1)—
43. In rule 6 (notice to be given to respondent and...
44. In rule 9 (display etc of notice of time and...
45. In rule 10 (duty to specify matters in issue in...
46. Omit rules 14 (petition abated in the event of a...
47. In rule 19 (computation of time)— (a) in paragraph (1),...
48. In the Schedule (form of recall petition complaint), for the...

Explanatory Note