



# Representation of the People Act 1983

## 1983 CHAPTER 2

### PART III

#### LEGAL PROCEEDINGS

##### *Procedure on all election petitions*

#### **141 Duty to answer relevant questions.**

- (1) A person called as a witness respecting an election before any election court shall not be excused from answering any question relating to any offence at or connected with the election—
- (a) on the ground that the answer to it may incriminate or tend to incriminate—
    - (i) that person or that person's [<sup>F1</sup>spouse or civil partner,] , or
    - (ii) in Scotland, that person; or
  - (b) on the ground of privilege.
- (2) An answer by a person to a question put by or before any election court shall not, except in the case of any criminal proceeding for perjury in respect of the evidence, be in any proceeding, civil or criminal, admissible in evidence against—
- (a) that person or that person's [<sup>F1</sup>spouse or civil partner,] ; or
  - (b) in Scotland, that person.

<sup>F2</sup>(3) .....

#### **Textual Amendments**

- F1** Words in s. 141(1)(a)(i)(2)(a) substituted (5.12.2005) by [Civil Partnership Act 2004 \(c. 33\)](#), ss. 261(1), 263, [Sch. 27 para. 84](#); S.I. 2005/3175, [art. 2](#), [Sch.](#)
- F2** S. 141(3)(4) repealed by [Representation of the People Act 1985 \(c. 50, SIF 42\)](#), ss. 24, 28, [Sch. 4 para. 50](#), [Sch. 5](#)

*Status: Point in time view as at 25/07/2012. This version of this provision has been superseded.*

**Changes to legislation:** Representation of the People Act 1983, Section 141 is up to date with all changes known to be in force on or before 03 June 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

#### **Modifications etc. (not altering text)**

- C1** S. 141 applied (E.W.S.) by S.I. 1986/2209, regs. 2, 3, 5(1)(6)-(8), **Sch. 1 Pt. I**  
S. 141 applied (N.I.) by S.I. 1986/2250, regs. 2, 3, 5, **Sch. 1 Pt. I**
- C2** S. 141 applied (E.) (28.7.2007) by **The Local Authorities (Conduct of Referendums) (England) Regulations 2007 (S.I. 2007/2089)**, reg. 15, **Sch. 6**
- C3** S. 141 applied (with modifications) (N.I.) (4.5.1996) by S.I. 1996/1220, art. 3(1)(b)(5)-(8), **Sch. 1**  
S. 141 applied (with modifications) (11.3.1999) by S.I. 1999/787, art. 85(1)-(3), **Sch. 6 Pts. I, II** (which S.I. was revoked (21.11.2002 except for specified purposes) by S.I. 2002/2779, **arts. 1, 2** (which S.I. was revoked (15.3.2007) by S.I. 2007/937, **art. 2(a)**))  
S. 141 applied (with modifications) (2.4.2001) by S.I. 2001/1298, reg. 19(8), **Sch. 6**  
S. 141 applied (with modifications) (21.11.2002 except for specified purposes) by **The Scottish Parliament (Elections etc.) Order 2002 (S.I. 2002/2779)**, arts. 1, 81, **Sch. 6 Pts. I, II** (which S.I. was revoked (15.3.2007) by S.I. 2007/937, art. 2(a))  
S. 141 applied (W.) (24.3.2004) by **The Local Authorities (Conduct of Referendums) (Wales) Regulations 2004 (S.I. 2004/870)**, reg. 15(8), **Sch. 5** (which S.I. was revoked (24.7.2008) by S.I. 2008/1848)
- C4** S. 141 applied (with modifications) (15.3.2007 except for specified purposes) by **The Scottish Parliament (Elections etc.) Order 2007 (S.I. 2007/937)**, arts. 1, 83, **Sch. 6 Pts. I, II**
- C5** S. 141 applied (W.) (24.7.2008) by **The Local Authorities (Conduct of Referendums) (Wales) Regulations 2008 (S.I. 2008/1848)**, reg. 11, **Sch. 5**
- C6** S. 141 applied (with modifications) (1.8.2001) by S.I. 2001/2599, art. 3, **Sch. 1** (as substituted (10.2.2009) by S.I. 2009/256, arts. 1(2), 3, **Sch. 1**)
- C7** S. 141 applied (with modifications) (30.12.2010 except for specified purposes) by **The Scottish Parliament (Elections etc.) Order 2010 (S.I. 2010/2999)**, arts. 1(1), 84(2)(3), **Sch. 6 Pt. 2** (with art. 1(2)(3))
- C8** S. 141 applied (with modifications) (30.12.2010 except for specified purposes) by **The Scottish Parliament (Elections etc.) Order 2010 (S.I. 2010/2999)**, arts. 1(1), 84(1)(3), **Sch. 6 Pt. 1** (with art. 1(2)(3))
- C9** S. 141 applied (with modifications) (E.W.) (9.2.2012) by **The Local Authorities (Conduct of Referendums)(England) Regulations 2012 (S.I. 2012/323)**, reg. 1, **Sch. 6**
- C10** S. 141 applied (with modifications) (18.2.2012) by **The Local Authorities (Conduct of Referendums) (Council Tax Increases) (England) Regulations 2012 (S.I. 2012/444)**, reg. 1, **Sch. 6** (with reg. 27)
- C11** S. 141 applied (with modifications) (25.7.2012) by **The Police and Crime Commissioner Elections Order 2012 (S.I. 2012/1917)**, arts. 1(2), 50(6), **Sch. 9 para. 1(5)**

**Status:**

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