



# Representation of the People Act 1983

## 1983 CHAPTER 2

### PART III

#### LEGAL PROCEEDINGS

##### *General provisions as to prosecutions*

#### **176 Time limit for prosecutions.**

(1) A proceeding against a person in respect of [<sup>F1</sup>any offence under any provision contained in or made under this Act] shall be commenced within one year after the offence was committed, and the time so limited by this section shall, in the case of any proceedings under the <sup>M1</sup>Magistrates' Courts Act 1980 (or, in Northern Ireland, the <sup>M2</sup>Magistrates' Courts (Northern Ireland) Order 1981) for any such offence, <sup>F2</sup> . . . be substituted for any limitation of time contained in that Act or Order.

[<sup>F3</sup>(2) For the purposes of this section—

- (a) in England and Wales, the laying of an information;
- (b) in Scotland, the granting of a warrant to apprehend or cite the accused (if, in relation to an offence alleged to have been committed within the United Kingdom, such warrant is executed without [<sup>F4</sup>undue] delay); and
- (c) in Northern Ireland, the making of a complaint,

shall be deemed to be the commencement of a proceeding.]

<sup>F5</sup>(3) . . . . .

#### **Textual Amendments**

**F1** Words substituted by [Representation of the People Act 1985 \(c. 50, SIF 42\)](#), s. 24, [Sch. 4 para. 61\(a\)](#)

**F2** Words repealed by [Representation of the People Act 1985 \(c. 50, SIF 42\)](#), s. 28, [Sch. 5](#)

**F3** [S. 176\(2\)](#) substituted by [Representation of the People Act 1985 \(c. 50, SIF 42\)](#), s. 24, [Sch. 4 para. 61\(b\)](#)

*Status: Point in time view as at 30/09/1997. This version of this provision has been superseded.*

**Changes to legislation:** Representation of the People Act 1983, Section 176 is up to date with all changes known to be in force on or before 03 August 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)

- F4** Word inserted (S.) by virtue of Law Reform (Miscellaneous Provisions) (Scotland) Act 1985 (c. 73, SIF 36:1, 39:1), ss. 23, 59(1), **Sch. 2 para. 32**
- F5** S. 176(3) repealed by Representation of the People Act 1985 (c. 50, SIF 42), ss. 24, 28, **Sch. 4 para. 61(c)**, Sch. 5

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

- C1** S. 176 applied (E.W.S.) by S.I. 1986/2209, regs. 2, 3, 5(1)(6)-(8), **Sch. 1 Pt. I**  
 S. 176 applied (N.I.) by S.I. 1986/2250, regs. 2, 3, 5, **Sch. 1 Pt. I**  
 S. 176 applied (N.I.) (25.4.1998) by S.I. 1998/1126, art. 6, **Sch. 2**
- C2** S. 176 applied (with modifications) (N.I.) (4.5.1996) by S.I. 1996/1220, art. 3(1)(b)(5)-(8), **Sch. 1**  
 S. 176 applied (with modifications) (31.7.1997) by 1997 c. 61, s. 3, **Sch. 3 para. 13** Table 1  
 S. 176 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. 176 applied (with modifications) (2.4.2001) by S.I. 2001/1298, regs. 8, 10(4), **Sch. 3** Table 2 (subject to regs. 9-12, 15-17, 20, 25)  
 S. 176 applied (with modifications) (1.8.2001) by S.I. 2001/2599, art. 3(1), **Sch. 1**  
 S. 176 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. 176 applied (W.) (24.3.2004) by The Local Authorities (Conduct of Referendums) (Wales) Regulations 2004 (S.I. 2004/870), **reg. 8**, {Sch. 3 Table 2} (which S.I. was revoked (24.7.2008) by S.I. 2008/1848)  
 S. 176 applied (23.7.2004) by The Regional Assembly and Local Government Referendums Order 2004 (S.I. 2004/1962), art. 6(2), **Sch. 2 Pt. 2**

#### Marginal Citations

- M1** 1980 c. 43.  
**M2** S.I. 1981/1675 (N.I. 26).

**Status:**

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