

---

*Status: Point in time view as at 08/08/2013. There are multiple versions of this provision on screen.*

*These apply to different geographical extents. This version of this provision has been superseded.*

*Changes to legislation: Representation of the People Act 1983, Section 62 is up to date with all changes known to be in force on or before 19 July 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)*

---



# Representation of the People Act 1983

## 1983 CHAPTER 2

### PART I

#### PARLIAMENTARY AND LOCAL GOVERNMENT FRANCHISE AND ITS EXERCISE

##### *Offences*

#### 62 Offences as to declarations. **E+W+S**

[<sup>F1</sup>(1) A person who—

- (a) makes a declaration of local connection or a service declaration—
  - (i) when he is not authorised to do so by section 7B(1) or section 15(1) above, or
  - (ii) except as permitted by this Act, when he knows that he is subject to a legal incapacity to vote, or
  - (iii) when he knows that it contains a statement which is false, or
- (b) attests a service declaration when he knows—
  - (i) that he is not authorised to do so, or
  - (ii) that it contains a false statement as to any particulars required by regulations under section 16 above,

shall be guilty of an offence and liable on summary conviction to a fine not exceeding level 5 on the standard scale.]

[<sup>F2</sup>(1A) A person who makes a declaration under section 9B(1)(b) above—

- (a) except as permitted by this Act, when he knows that he is subject to a legal incapacity to vote, or
- (b) when he knows that it contains a statement which is false,

shall be guilty of an offence and liable on summary conviction to a fine not exceeding level 5 on the standard scale.]

*Status: Point in time view as at 08/08/2013. There are multiple versions of this provision on screen.*

*These apply to different geographical extents. This version of this provision has been superseded.*

*Changes to legislation: Representation of the People Act 1983, Section 62 is up to date with all changes known to be in force on or before 19 July 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)*

- (2) Where the declaration is available only for local government elections [<sup>F3</sup>the references in subsections (1) and (1A) above to a legal incapacity to vote refer] to a legal incapacity to vote at local government elections.

#### Extent Information

- E1** This version of this provision extends to England and Wales and Scotland only; a separate version has been created for Northern Ireland only

#### Textual Amendments

- F1** S. 62(1) substituted (29.1.2001 for certain purposes and 16.2.2001 otherwise) by 2000 c. 2, s. 8(a), **Sch. 1 para. 17**; S.I. 2001/116, **art. 2(1)(2)** (with art. 2(4))
- F2** S. 62(1A) inserted (E.W.S.) (1.1.2007) by Electoral Administration Act 2006 (c. 22), ss. 10, 77, **Sch. 1 para. 9(2)**; S.I. 2006/3412, **art. 3**, Sch. 1 para. 1, 12(a) (subject to transitional provisions in art. 6, Sch. 2)
- F3** Words in s. 62(2) substituted (E.W.S.) (1.1.2007) by Electoral Administration Act 2006 (c. 22), ss. 10, 77, **Sch. 1 para. 9(3)**; S.I. 2006/3412, **art. 3**, Sch. 1 para. 1, 12(a) (subject to transitional provisions in art. 6, Sch. 2)

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

- C2** S. 62 extended (N.I.) (with modifications) by Elected Authorities (Northern Ireland) Act 1989 (c. 3, SIF 42), ss. 2, 13(6), **Sch. 1 Pt. I**
- C3** S. 62 applied (with modifications) (9.4.2001) by S.I. 2001/1184, reg. 9, Sch. Pt. I (as substituted (17.3.2009) by S.I. 2009/726, regs. 1(1), 2(3)(4), **Sch.**)
- C4** S. 62 applied (with modifications) (S.) (8.8.2013) by Scottish Independence Referendum (Franchise) Act 2013 (asp 13), ss. 6, 13(1), sch. 1 Pts. 1, 2 (with s. 13(2))

## 62 Offences as to declarations. **N.I.**

[<sup>F1</sup>(1) A person who—

- (a) makes a declaration of local connection or a service declaration—
- (i) when he is not authorised to do so by section 7B(1) or section 15(1) above, or
  - (ii) except as permitted by this Act, when he knows that he is subject to a legal incapacity to vote, or
  - (iii) when he knows that it contains a statement which is false, or
- (b) attests a service declaration when he knows—
- (i) that he is not authorised to do so, or
  - (ii) that it contains a false statement as to any particulars required by regulations under section 16 above,

shall be guilty of an offence and liable on summary conviction to a fine not exceeding level 5 on the standard scale.]

- (2) Where the declaration is available only for local government elections the reference in subsection (1) above to a legal incapacity to vote refers to a legal incapacity to vote at local government elections.

---

**Status:** Point in time view as at 08/08/2013. There are multiple versions of this provision on screen.

These apply to different geographical extents. This version of this provision has been superseded.

**Changes to legislation:** Representation of the People Act 1983, Section 62 is up to date with all changes known to be in force on or before 19 July 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)

---

---

#### Extent Information

- E2** This version of this provision extends to Northern Ireland only; a separate version has been created for England and Wales and Scotland only

---

#### Textual Amendments

- F1** S. 62(1) substituted (29.1.2001 for certain purposes and 16.2.2001 otherwise) by [2000 c. 2, s. 8\(a\)](#), [Sch. 1 para. 17](#); [S.I. 2001/116, art. 2\(1\)\(2\)](#) (with [art. 2\(4\)](#))

---

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

- C2** S. 62 extended (N.I.) (with modifications) by [Elected Authorities \(Northern Ireland\) Act 1989 \(c. 3, SIF 42\)](#), [ss. 2, 13\(6\)](#), [Sch. 1 Pt. I](#)
- C3** S. 62 applied (with modifications) (9.4.2001) by [S.I. 2001/1184, reg. 9, Sch. Pt. I](#) (as substituted (17.3.2009) by [S.I. 2009/726, regs. 1\(1\), 2\(3\)\(4\)](#), [Sch.](#))
- C4** S. 62 applied (with modifications) (S.) (8.8.2013) by [Scottish Independence Referendum \(Franchise\) Act 2013 \(asp 13\)](#), [ss. 6, 13\(1\)](#), [sch. 1 Pts. 1, 2](#) (with [s. 13\(2\)](#))

**Status:**

Point in time view as at 08/08/2013. There are multiple versions of this provision on screen. These apply to different geographical extents. This version of this provision has been superseded.

**Changes to legislation:**

Representation of the People Act 1983, Section 62 is up to date with all changes known to be in force on or before 19 July 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.