

*Status: Point in time view as at 01/05/1999.*

*Changes to legislation: There are currently no known outstanding effects for the European Parliamentary Elections Act 1999 (repealed). (See end of Document for details)*

## SCHEDULES

### SCHEDULE 1

Section 2.

#### NEW SCHEDULE 2 TO THE EUROPEAN PARLIAMENTARY ELECTIONS ACT 1978

##### Commencement Information

**II** Sch. 1 in force at 1.5.1999 by S.I. 1999/717, art. 2(1) (subject to art. 2(3) of the commencing S.I.)

#### “SCHEDULE 2

##### ELECTORAL REGIONS IN ENGLAND

###### *Electoral regions*

- 1 The electoral regions for England shall be those listed in the Table below.
- 2 (1) Subject to sub-paragraph (2), a reference in the Table to a local government or administrative area is a reference to that area as it is for the time being.  
(2) Where an area specified in column (2) of the Table is altered, the alteration shall not have effect for the purposes of this Act until the first general election of MEPs at which the poll in the United Kingdom takes place after the alteration comes into force for all other purposes.

###### *Number of MEPs elected for each region*

- 3 The number of MEPs elected for each electoral region in England shall be the number specified in column (3) of the Table.
- 4 (1) As soon as possible after 16th February in each pre-election year the Secretary of State shall—
  - (a) consider whether the ratio of registered electors to MEPs is as nearly as possible the same for every electoral region in England, and
  - (b) make by order such amendments of column (3) of the Table as he considers necessary to ensure that result.
- (2) An order under sub-paragraph (1) shall not alter the total number of MEPs elected for electoral regions in England.
- (3) For the purposes of sub-paragraph (1) the Secretary of State shall consider the number of registered electors as at 16th February of the pre-election year.
- (4) For the purposes of sub-paragraph (1) a registered elector for an electoral region is a person whose name appears in a relevant register, or part of a relevant register, which relates to the region, other than a person who is—
  - (a) a relevant citizen of the Union within the meaning of section 202(1) of the Representation of the <sup>M1</sup>People Act 1983 (interpretation), and

*Status: Point in time view as at 01/05/1999.*

*Changes to legislation: There are currently no known outstanding effects for the European Parliamentary Elections Act 1999 (repealed). (See end of Document for details)*

- (b) registered only for the purposes of local government elections.
- (5) The relevant registers are—
- (a) registers of parliamentary electors;
  - (b) registers of local government electors;
  - (c) registers of peers maintained under section 3(2) to (9) of the Representation of the <sup>M2</sup>People Act 1985 (peers resident outside the United Kingdom);
  - (d) registers maintained under regulation 9 of the European Parliamentary Elections (Changes to the <sup>M3</sup>Franchise and Qualification of Representatives) Regulations 1994 (relevant citizens of the European Union).
- (6) In this paragraph “pre-election year” means any year after 2002 which immediately precedes a year in which general elections would be held in accordance with Article 10(2).
- (7) A statutory instrument made under sub-paragraph (1) shall be subject to annulment in pursuance of a resolution of either House of Parliament.

TABLE

(1) Name of region	(2) Counties, &c. included	(3) Number of MEPs
East Midlands	County of Derbyshire County of Derby County of Leicester County of Leicestershire County of Lincolnshire County of Northamptonshire County of Nottinghamshire County of Nottingham County of Rutland	6
Eastern	County of Bedfordshire County of Cambridgeshire County of Essex County of Hertfordshire County of Luton County of Norfolk County of Peterborough County of Southend-on-Sea County of Suffolk County of Thurrock	8
London	The administrative area of Greater London	10
North East	County of Darlington County of Durham County of Hartlepool County of Middlesbrough County of Northumberland County of Redcar and Cleveland County of Stockton-on-Tees	4

---

*Status: Point in time view as at 01/05/1999.*

*Changes to legislation: There are currently no known outstanding effects for the European Parliamentary Elections Act 1999 (repealed). (See end of Document for details)*

---

	County of Tyne and Wear	
North West	County of Blackburn with Darwen	10
	County of Blackpool	
	County of Cheshire	
	County of Cumbria	
	County of Greater Manchester	
	County of Halton	
	County of Lancashire	
	County of Merseyside	
	County of Warrington	
South East	County of Berkshire	11
	County of Brighton and Hove	
	County of Buckinghamshire	
	County of East Sussex	
	County of Hampshire	
	County of Isle of Wight	
	County of Kent	
	County of the Medway Towns	
	County of Milton Keynes	
	County of Oxfordshire	
	County of Portsmouth	
	County of Southampton	
	County of Surrey	
	County of West Sussex	
South West	County of Bath and North East Somerset	7
	County of Bournemouth	
	County of the City of Bristol	
	County of Cornwall	
	County of Devon	
	County of Dorset	
	County of Gloucestershire	
	County of North Somerset	
	County of Plymouth	
	County of Poole	
	County of Somerset	
	County of South Gloucestershire	
	County of Swindon	
	County of Torbay	
	County of Wiltshire	
	Isles of Scilly	
West Midlands	County of Herefordshire	8
	County of Shropshire	
	County of Staffordshire	
	County of Stoke-on-Trent	
	County of Telford and Wrekin	
	County of Warwickshire	
	County of West Midlands	
	County of Worcestershire	

*Status: Point in time view as at 01/05/1999.*

*Changes to legislation: There are currently no known outstanding effects for the*  
*European Parliamentary Elections Act 1999 (repealed). (See end of Document for details)*

Yorkshire & The Humber	County of the City of Kingston upon Hull County of the East Riding of Yorkshire County of North East Lincolnshire County of North Lincolnshire County of North Yorkshire County of South Yorkshire County of West Yorkshire County of York	7”
------------------------	--	----

**Marginal Citations**

- M1** 1983 c. 2.  
**M2** 1985 c. 50.  
**M3** S.I. 1994/342.

SCHEDULE 2

Section 3(1).

MINOR AND CONSEQUENTIAL AMENDMENTS OF SCHEDULE 1  
 TO THE EUROPEAN PARLIAMENTARY ELECTIONS ACT 1978

- 1 Schedule 1 to the <sup>M4</sup>European Parliamentary Elections Act 1978 (simple majority system for Great Britain and single transferable vote system for Northern Ireland) shall be amended as follows.

**Commencement Information**

- I2** Sch. 2 para. 1 in force at 1.5.1999 by S.I. 1999/717, art. 2(1) (subject to art. 2(3) of the commencing S.I.)

**Marginal Citations**

- M4** 1978 c. 10.

- 2 For the title substitute “ System of Election, &c. ”.

**Commencement Information**

- I3** Sch. 2 para. 2 in force at 1.5.1999 by S.I. 1999/717, art. 2(1) (subject to art. 2(3) of the commencing S.I.)

- 3 Omit paragraph 1.

*Status: Point in time view as at 01/05/1999.*

*Changes to legislation: There are currently no known outstanding effects for the  
European Parliamentary Elections Act 1999 (repealed). (See end of Document for details)*

**Commencement Information**

**I4** Sch. 2 para. 3 in force at 1.5.1999 by S.I. 1999/717, art. 2(1) (subject to art. 2(3) of the commencing S.I.)

4 Omit paragraph 2(1) and (2).

**Commencement Information**

**I5** Sch. 2 para. 4 in force at 1.5.1999 by S.I. 1999/717, art. 2(1) (subject to art. 2(3) of the commencing S.I.)

5 In paragraph 2(3)(a), omit “(including the registration of electors and the limitation of candidates’ election expenses)”.

**Commencement Information**

**I6** Sch. 2 para. 5 in force at 1.5.1999 by S.I. 1999/717, art. 2(1) (subject to art. 2(3) of the commencing S.I.)

6 After paragraph 2(3) insert—

“(3A) Regulations under this paragraph may make provision (including the creation of criminal offences)—

- (a) about the limitation of election expenses (including expenses incurred in relation to a general election as a whole);
- (b) for the allocation of seats in the case of an equality of votes;
- (c) for securing that no person stands for election more than once at a general election.

For the purposes of this sub-paragraph a person stands for election if he is nominated as a candidate or is included in a party’s list of candidates.

(3B) Regulations under this paragraph shall, in relation to an election in an electoral region in Great Britain, make provision for the nomination of registered parties, including provision requiring a nomination to be accompanied by a list of candidates numbering no more than the MEPs to be elected for that region.”.

**Commencement Information**

**I7** Sch. 2 para. 6 in force at 1.5.1999; Sch. 2 para. 6 not in force at Royal Assent see s. 5; Sch. 2 para. 6 in force for certain purposes at 16.3.1999 by S.I. 1999/717, art. 2(2); Sch. 2 para. 6 in force at 1.5.1999 in so far as not already in force by S.I. 1999/717, art. 2(1) (subject to art. 2(3) of the commencing S.I.)

7 In paragraph 2(4), omit paragraph (c).

*Status: Point in time view as at 01/05/1999.*

*Changes to legislation: There are currently no known outstanding effects for the*  
*European Parliamentary Elections Act 1999 (repealed). (See end of Document for details)*

#### Commencement Information

**18** Sch. 2 para. 7 in force at 1.5.1999 by S.I. 1999/717, art. 2(1) (subject to art. 2(3) of the commencing S.I.)

8 For paragraph 3 substitute—

#### Filling of vacancies

- “3 (1) Regulations under paragraph 2 shall include provision prescribing the procedure to be followed when a seat is or becomes vacant.
- (2) The regulations may—
- (a) include provision requiring a by-election to be held in specified circumstances (and provision modifying section 3 in its application to by-elections);
  - (b) require a seat last filled from a party’s list of candidates to be filled, in specified circumstances, from such a list (without a by-election).
- (3) Where regulations provide for a by-election to be held—
- (a) the poll shall take place on a day, appointed by order of the Secretary of State, within such period as may be specified in the regulations, but
  - (b) the regulations may enable the Secretary of State to decline to appoint a day in certain circumstances.
- (4) A statutory instrument containing an order made by virtue of sub-paragraph (3) shall be laid before Parliament after being made.”.

#### Commencement Information

**19** Sch. 2 para. 8 in force at 1.5.1999; Sch. 2 para. 8 not in force at Royal Assent see s. 5; Sch. 2 para. 8 in force for certain purposes at 16.3.1999 by S.I. 1999/717, art. 2(2); Sch. 2 para. 8 in force at 1.5.1999 in so far as not already in force by S.I. 1999/717, art. 2(1) (subject to art. 2(3) of the commencing S.I.)

9 For paragraph 4 substitute—

#### Returning officers

- “4 (1) There shall be a returning officer for each electoral region who shall be—
- (a) in the case of a region in England and in the case of Wales, a person who—
    - (i) is an acting returning officer by virtue of section 28(1) of the Representation of the <sup>M5</sup>People Act 1983, and
    - (ii) is designated for the purposes of this sub-paragraph by order of the Secretary of State;
  - (b) in the case of Scotland, a person who—
    - (i) is a returning officer by virtue of section 25 of that Act, and

*Status: Point in time view as at 01/05/1999.*

*Changes to legislation: There are currently no known outstanding effects for the  
European Parliamentary Elections Act 1999 (repealed). (See end of Document for details)*

- (ii) is designated for the purposes of this sub-paragraph by order of the Secretary of State;
  - (c) in the case of Northern Ireland, the Chief Electoral Officer.
- (2) Regulations under paragraph 2 may confer functions on the returning officers for electoral regions and on persons who are, in relation to parliamentary elections—
- (a) in the case of England and Wales, acting returning officers, or
  - (b) in the case of Scotland, returning officers.
- (3) The council of a relevant area which is wholly or partly within an electoral region shall place the services of their officers at the disposal of any person on whom functions in relation to that region are conferred in accordance with sub-paragraph (2), for the purpose of assisting him in the discharge of those functions.
- (4) In sub-paragraph (3), “relevant area” means—
- (a) a district or London borough in England,
  - (b) a county or county borough in Wales, and
  - (c) a local government area in Scotland.”.

#### Commencement Information

**I10** Sch. 2 para. 9 in force at 1.5.1999; Sch. 2 para. 9 not in force at Royal Assent see s. 5; Sch. 2 para. 9 in force for certain purposes at 16.3.1999 by S.I. 1999/717, art. 2(2); Sch. 2 para. 9 in force at 1.5.1999 in so far as not already in force by S.I. 1999/717, art. 2(1) (subject to art. 2(3) of the commencing S.I.)

#### Marginal Citations

**M5** 1983 c. 2.

- 10 In paragraph 5—
- (a) for “representative to”, in each place, substitute “ Member of ”,
  - (b) for “constituency”, in each place where it occurs in relation to a European Parliamentary constituency, substitute “ electoral region ”,
  - (c) for sub-paragraph (4) substitute—
    - “(4) If a person who is disqualified under this paragraph for the office of MEP is returned as an MEP under—
      - (a) section 3, or
      - (b) regulations made in accordance with paragraph 3(1),his return shall be void and his seat vacant.
    - (4A) If a person who is disqualified under this paragraph for the office of MEP for a particular electoral region is returned as an MEP for that region under—
      - (a) section 3, or
      - (b) regulations made in accordance with paragraph 3(1),his return shall be void and his seat vacant.”, and
  - (d) in sub-paragraph (5), for “elected” substitute “ returned ”.

*Status: Point in time view as at 01/05/1999.*

*Changes to legislation: There are currently no known outstanding effects for the*  
*European Parliamentary Elections Act 1999 (repealed). (See end of Document for details)*

#### Commencement Information

**I11** Sch. 2 para. 10 in force at 1.5.1999; Sch. 2 para. 10 not in force at Royal Assent see s. 5; Sch. 2 para. 10 in force for certain purposes at 16.3.1999 by S.I. 1999/717, art. 2(2); Sch. 2 para. 10 in force at 1.5.1999 in so far as not already in force by S.I. 1999/717, art. 2(1) (subject to art. 2(3) of the commencing S.I.)

11 (1) Paragraph 6 shall be amended as follows.

(2) For sub-paragraph (1) substitute—

“6 (1) Any person may apply to the court for a declaration or, as the case may be, a declarator that a person who purports to be an MEP—

- (a) is disqualified, or
- (b) was disqualified at the time when, or at some time since, he was returned as an MEP under section 3 or under regulations made in accordance with paragraph 3(1).

(1A) The decision of the court on an application under this paragraph shall be final.”.

(3) In sub-paragraph (2), for “£200” substitute “ £5,000 ”.

(4) In sub-paragraph (5)—

- (a) for “constituency”, in each place, substitute “ electoral region ”, and
- (b) for “representative to” substitute “ Member of ”.

(5) At the end insert—

“(6) The Secretary of State may by order substitute another figure for the figure in sub-paragraph (2).

(7) A statutory instrument made under sub-paragraph (6) shall be subject to annulment in pursuance of a resolution of either House of Parliament.”.

#### Commencement Information

**I12** Sch. 2 para. 11 in force at 1.5.1999; Sch. 2 para. 11 not in force at Royal Assent see s. 5; Sch. 2 para. 11 in force for certain purposes at 16.3.1999 by S.I. 1999/717, art. 2(2); Sch. 2 para. 11 in force at 1.5.1999 in so far as not already in force by S.I. 1999/717, art. 2(1) (subject to art. 2(3) of the commencing S.I.)



*Status: Point in time view as at 01/05/1999.*

*Changes to legislation: There are currently no known outstanding effects for the European Parliamentary Elections Act 1999 (repealed). (See end of Document for details)*

## SCHEDULE 3

Section 3(2).

### MINOR AND CONSEQUENTIAL AMENDMENTS

#### *The European Parliamentary Elections Act 1978 (c. 10)*

- 1 In section 4(1) of the European Parliamentary Elections Act 1978 (double voting) for “representatives to the European Parliament” substitute “MEPs”.

#### **Commencement Information**

**I13** Sch. 3 para. 1 in force at 1.5.1999 by S.I. 1999/717, art. 2(1) (subject to art. 2(3) of the commencing S.I.)

#### *The European Parliament (Pay and Pensions) Act 1979 (c. 50)*

- 2 In the following provisions of the European Parliament (Pay and Pensions) Act 1979 for “constituency” and “a constituency”, in each place, substitute “electoral region” and “an electoral region”
- (a) section 3(1) (resettlement grants);
  - (b) section 7(2) (expenses: Northern Ireland);
  - (c) section 8(1) (interpretation).

#### **Commencement Information**

**I14** Sch. 3 para. 2 in force at 1.5.1999 by S.I. 1999/717, art. 2(1) (subject to art. 2(3) of the commencing S.I.)

#### *The Representation of the People Act 1985 (c. 50)*

- 3 (1) Section 3 of the Representation of the People Act 1985 (extension of franchise for European Parliamentary elections) shall be amended as follows.
- (2) Omit subsection (1).
- (3) In subsections (2) to (4A) for “constituency”, in each place, substitute “electoral region”.
- (4) In subsection (8) for the words from “and references to the register of local government electors” to the end substitute—
- “and references to the register of local government elections include a reference to a register of electors prepared—
- (a) for the purposes of local elections, or
  - (b) for the purposes of municipal elections in the City of London (that is, elections to the office of mayor, alderman, common councilman or sheriff and also elections of officers elected by the mayor, aldermen and liverymen in common hall).”

*Status: Point in time view as at 01/05/1999.*

*Changes to legislation: There are currently no known outstanding effects for the European Parliamentary Elections Act 1999 (repealed). (See end of Document for details)*

**Commencement Information**

**I15** Sch. 3 para. 3 in force at 1.5.1999 by S.I. 1999/717, art. 2(1) (subject to art. 2(3) of the commencing S.I.)

*The European Parliamentary Elections (Changes to the Franchise and Qualification of Representatives) Regulations 1994 (S.I. 1994/342)*

- 4 (1) The European Parliamentary Elections (Changes to the Franchise and Qualification of Representatives) Regulations 1994 shall be amended as follows.
- (2) In regulation 4 (offence of standing as a candidate in more than one Member State), omit paragraph (3).
- (3) In regulations 7 and 9 (extension of the franchise to relevant citizens of the Union), for “constituency”, in each place, substitute “electoral region”.

**Commencement Information**

**I16** Sch. 3 para. 4 in force at 1.5.1999 by S.I. 1999/717, art. 2(1) (subject to art. 2(3) of the commencing S.I.)

SCHEDULE 4

Section 3(3).

REPEALS AND REVOCATIONS

**Commencement Information**

**I17** Sch. 4 in force at 1.5.1999 by S.I. 1999/717, art. 2(1) (subject to art. 2(3) of the commencing S.I.)

Chapter	Short title	Extent of repeal
1978 c. 10.	The European Parliamentary Elections Act 1978.	Section 8(1).  In Schedule 1— paragraph 1, paragraph 2(1) and (2), in paragraph 2(3)(a), the words “(including the registration of electors and the limitation of candidates election expenses)”, and paragraph 2(4)(c).
1981 c. 8.	The European Parliamentary Elections Act 1981.	The whole Act.
1985 c. 50.	The Representation of the People Act 1985.	Section 3(1).

---

*Status: Point in time view as at 01/05/1999.*

*Changes to legislation: There are currently no known outstanding effects for the European Parliamentary Elections Act 1999 (repealed). (See end of Document for details)*

---

1986 c. 56.	The Parliamentary Constituencies Act 1986.	In Schedule 3, paragraph 5.
1993 c. 41.	The European Parliamentary Elections Act 1993.	Section 1. Section 2. The Schedule.
1994 c. 19.	The Local Government (Wales) Act 1994.	In Schedule 16, paragraph 54.
S.I. 1994/342.	The European Parliamentary Elections (Changes to the Franchise and Qualification of Representatives) Regulations 1994.	Regulation 4(3).

---

**Status:**

Point in time view as at 01/05/1999.

**Changes to legislation:**

There are currently no known outstanding effects for the European Parliamentary Elections Act 1999 (repealed).