



Government of Wales Act 2006

2006 CHAPTER 32

PART 1

[^{F1}SENEDD CYMRU]

General elections

9 Allocation of seats to electoral region members

- (1) The first seat for the [^{F1}Senedd] electoral region is to be allocated to the party or individual candidate with the highest electoral region figure.
- (2) The second and subsequent seats for the [^{F1}Senedd] electoral region are to be allocated to the party or individual candidate with the highest electoral region figure after any recalculation required by subsection (3) has been carried out.
- (3) This subsection requires a recalculation under paragraph (b) of section 8(3) in relation to a party—
 - (a) for the first application of subsection (2), if the application of subsection (1) resulted in the allocation of [^{F2}a Senedd] seat to the party, or
 - (b) for any subsequent application of subsection (2), if the previous application of that subsection did so,and a recalculation is to be carried out after adding one to the aggregate mentioned in that paragraph.
- (4) An individual candidate already returned as an [^{F3}[^{F1}Senedd] constituency member or][^{F1}Senedd] regional member is to be disregarded.
- (5) Seats for the [^{F1}Senedd] electoral region which are allocated to a party are to be filled by the persons on the party's list in the order in which they appear on the list[^{F4} (disregarding anyone already returned as [^{F2}a Senedd] constituency member, including anyone whose return is void)].

Changes to legislation: Government of Wales Act 2006, Section 9 is up to date with all changes known to be in force on or before 09 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) View outstanding changes

- (6) Once a party's list has been exhausted [^{F5}(by the return of persons included on it as [^{F1}Senedd] constituency members or by the previous application of subsection (1) or (2))], the party is to be disregarded.
- (7) If (on the application of subsection (1) or any application of subsection (2)) the highest electoral region figure is the electoral region figure of two or more parties or individual candidates, the subsection applies to each of them.
- (8) However, if subsection (7) would mean that more than the full number of seats for the [^{F1}Senedd] electoral region were allocated, subsection (1) or (2) does not apply until—
- (a) a recalculation has been carried out under section 8(3)(b) after adding one to the number of votes given for each party with that electoral region figure, and
 - (b) one has been added to the number of votes given for each individual candidate with that electoral region figure.
- (9) If, after that, the highest electoral region figure is still the electoral region figure of two or more parties or individual candidates, the regional returning officer must decide between them by lots.

Textual Amendments

- F1** Words in Act substituted (6.5.2020) by [Senedd and Elections \(Wales\) Act 2020 \(anaw 1\)](#), s. 42(2), [Sch. 1 para. 2\(19\)](#) (with [Sch. 1 para. 2\(11\)-\(14\)](#))
- F2** Words in Act substituted (6.5.2020) by [Senedd and Elections \(Wales\) Act 2020 \(anaw 1\)](#), s. 42(2), [Sch. 1 para. 2\(18\)](#) (with [Sch. 1 para. 2\(11\)-\(14\)](#))
- F3** Words in s. 9(4) inserted (17.2.2015) by [Wales Act 2014 \(c. 29\)](#), [ss. 2\(3\)\(a\)](#), 29(2)(a)
- F4** Words in s. 9(5) inserted (17.2.2015) by [Wales Act 2014 \(c. 29\)](#), [ss. 2\(3\)\(b\)](#), 29(2)(a)
- F5** Words in s. 9(6) substituted (17.2.2015) by [Wales Act 2014 \(c. 29\)](#), [ss. 2\(3\)\(c\)](#), 29(2)(a)
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Commencement Information

- I1** Ss. 1-94, 97-106 in force immediately after "the 2007 election" by s. 161(1) (subject to s. 161(4)(5))

Changes to legislation:

Government of Wales Act 2006, Section 9 is up to date with all changes known to be in force on or before 09 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.

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Changes and effects yet to be applied to :

- s. 6-9 substituted by [2024 asc 4 s. 8](#)

Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 25(1A)(1B) inserted by [2024 asc 4 s. 4\(1\)\(b\)](#)
- s. 25(7A) inserted by [2024 asc 4 s. 4\(1\)\(h\)](#)
- s. 155A inserted by [2014 c. 29 s. 10](#)
- Sch. 1A para. 8 and cross-heading inserted by [2024 asc 4 s. 6](#)
- Sch. 7A Section C15 para. 92 omitted by [2017 c. 4 s. 48\(1\)\(a\)](#)
- Sch. 7A Section C15 para. 93 words omitted by [2017 c. 4 s. 48\(1\)\(b\)](#)
- Sch. 7B para. 10(2)(o) inserted by [2022 c. 30 s. 143](#)
- Sch. 7B para. 11(6)(b)(x) repealed by [2023 c. 54 Sch. 11 para. 1\(b\)](#)
- Sch. 7B para. 11(6)(b)(x) word omitted by [2023 c. 54 s. 118\(c\)](#)