

Status: Point in time view as at 16/02/2011.

Changes to legislation: There are currently no known outstanding effects for the Parliamentary Voting System and Constituencies Act 2011, Cross Heading: Manner of voting in the referendum. (See end of Document for details)

SCHEDULES

SCHEDULE 3

ABSENT VOTING IN THE REFERENDUM

PART 2

NORTHERN IRELAND

Manner of voting in the referendum

- 13 (1) This paragraph applies to determine the manner of voting in Northern Ireland of a person entitled to vote in the referendum.
- (2) The person may vote in person at the polling station allotted to him or her under the referendum rules, unless the person is entitled to vote by post or by proxy in the referendum.
- (3) The person may vote by post if the person is entitled to vote by post in the referendum.
- (4) If the person is entitled to vote by proxy in the referendum, the person may so vote unless, before a ballot paper has been issued for the person to vote by proxy, the person applies at the polling station allotted to him or her under the referendum rules for a ballot paper for the purpose of voting in person, in which case he or she may vote in person there.
- (5) If—
- (a) the person is not entitled to vote by post or by proxy in the referendum, but
 - (b) the person cannot reasonably be expected to go in person to the polling station allotted to him or her under the referendum rules by reason of the particular circumstances of his or her employment, either as a constable or by the counting officer, on the date of the poll for a purpose connected with the referendum,
- he or she may vote in person at any polling station.
- (6) Nothing in this paragraph applies to—
- (a) a person to whom section 7 of the 1983 Act (mental patients who are not detained offenders) applies and who is liable, by virtue of any enactment, to be detained in the mental hospital in question, whether the person is registered by virtue of that provision or not;
 - (b) a person to whom section 7A of the 1983 Act (persons remanded in custody) applies, whether the person is registered by virtue of that provision or not;
- and such a person may vote only by post or by proxy (where the person is entitled to vote by post or, as the case may be, by proxy in the referendum).
- (7) Sub-paragraph (2) does not prevent a person, at the polling station allotted to him or her, marking a tendered ballot paper in pursuance of rule 32 of the referendum rules.

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