

SCHEDULES

SCHEDULE 1

VOTER IDENTIFICATION

Amendments of RPA 1983

- 16 (1) Rule 35 (questions to be put to voters) is amended as follows.
- (2) In the table following paragraph (1), in the column headed “Questions”, in entry 1 (electors), entry 2 (proxies), entry 3 (proxies for an elector with an anonymous entry), entry 5 (postal voters) and entry 6 (proxy postal voters), before question (a) insert—
- “(za) At an election held in England and Wales or Scotland,
“What is your name?”
 - (zb) At an election held in England and Wales or Scotland,
“What is your address?””
- (3) Before paragraph (3) insert—
- “(2B) In the case of an election held in England and Wales or Scotland, where a clerk—
- (a) gives a person the required information (see paragraph (5)),
 - (b) puts a question specified in paragraph (1) to the person, and
 - (c) decides that the person has failed to answer the question satisfactorily,
- the clerk must refer the matter to the presiding officer, who must put the question to the person again.”
- (4) For paragraph (3) substitute—
- “(3) Where the presiding officer—
- (a) gives a person the required information,
 - (b) puts a question specified in paragraph (1) to the person (whether or not, in the case of an election held in England and Wales or Scotland, following a referral under paragraph (2B)), and
 - (c) decides that the person has failed to answer the question satisfactorily,
- the officer must refuse to deliver a ballot paper to the person.
- In the case of an election held in England and Wales or Scotland, see rule 40ZB (procedure where ballot paper is refused under this paragraph).
- (3A) For the purposes of this rule, a person answers the question “What is your name?” or “What is your address?” satisfactorily if—
- (a) where one of those questions is put, the answer matches a name or address (as the case may be) in the register of parliamentary electors;

Status: This is the original version (as it was originally enacted).

- (b) where both those questions are put, the answers match a name and address in that register that relate to the same person.
- (3B) In the case of an elector in respect of whom a notice has been issued under section 13B(3B) or (3D), the references to the register in paragraph (3A) above are to be read as references to the notice issued under section 13B(3B) or (3D).”
- (5) In paragraph (4), after “vote” insert “(and for the purposes of this paragraph, an inquiry relating to the production of identification by a voter is not to be regarded as an inquiry as to the right of the person to vote)”.
- (6) After paragraph (4) insert—
 - “(5) For the purposes of this rule, a person to whom any question is to be put is given “the required information” if the person is first informed that—
 - (a) a ballot paper will be refused if the person fails to answer each question satisfactorily, and
 - (b) giving false information may be an offence.”