

## SCHEDULES

### SCHEDULE 11

#### ILLEGAL PRACTICES

##### *Candidates etc at local elections in Scotland*

- 4 (1) This paragraph applies if—
- (a) apart from this paragraph, a candidate at an election, or an election agent of such a candidate, would be guilty of an offence under section 48(1),
  - (b) the election is a local government election within the meaning of section 204 of RPA 1983, and
  - (c) the offence under section 48(1) would relate to the publication of electronic material which can reasonably be regarded as intended to achieve a purpose within—
    - (i) section 43(4) as it applies to candidates at the election, or
    - (ii) section 45(5) as it applies to candidates at the election.
- (2) The candidate or election agent is instead guilty of an illegal practice.
- (3) RPA 1983 applies in relation to the candidate or election agent and the illegal practice as it applies in relation to a candidate or election agent and an illegal practice by virtue of section 110A(14) of that Act (details to appear on election publications).