

*Status: Point in time view as at 31/01/2024.*

*Changes to legislation: Elections Act 2022, Paragraph 8 is up to date with all changes known to be in force on or before 05 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)*

## SCHEDULES

### SCHEDULE 4

#### PROXY VOTING: LIMITS AND TRANSITIONAL PROVISION

##### *Termination of certain proxy appointments on the specified day*

- 8 (1) This paragraph applies where—
- (a) a proxy appointment is in force immediately before the day specified for the purposes of this paragraph (“the specified day”) as a result of an application made before the day on which [paragraph 2\(2\)](#) comes into force, and
  - (b) the appointment has effect immediately before the specified day in relation to—
    - (i) parliamentary elections in England and Wales or Scotland or local government elections in England (or both), or
    - (ii) a particular parliamentary election in England and Wales or Scotland or local government election in England.
- (2) On the specified day, the proxy appointment ceases to have effect as mentioned in [sub-paragraph \(1\)\(b\)](#).
- (3) The registration officer must, before the specified day, send the person who is entitled to vote by proxy by means of the proxy appointment—
- (a) a notice informing the person that the appointment ceases to have effect as mentioned in [sub-paragraph \(1\)\(b\)](#) on the specified day (naming that day), and
  - (b) information about how to make a fresh application to vote by proxy.
- (4) As soon as practicable after the specified day, the registration officer must alter the relevant absent voters’ records as necessary to reflect the change to the proxy appointment resulting from [sub-paragraph \(2\)](#).
- (5) Where the specified day is 31 January in a particular year, [sub-paragraph \(6\)](#) applies in relation to a person who—
- (a) is entitled (before that day) to vote by proxy by means of the proxy appointment, and
  - (b) falls within the category of persons in relation to whom the requirement to send a regulation 60A notice by that day applies.
- (6) The requirement to send the person a regulation 60A notice by the specified day does not apply, unless—
- (a) the person has an entitlement (or entitlements) due to continue beyond that day—
    - (i) to vote by proxy at local government elections in Scotland or Wales,
    - (ii) to vote by post (whether as elector or proxy) at parliamentary elections in England and Wales or Scotland or at local government elections in England (or both), or

*Status: Point in time view as at 31/01/2024.*

*Changes to legislation: Elections Act 2022, Paragraph 8 is up to date with all changes known to be in force on or before 05 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)*

- (iii) to vote by post (whether as elector or proxy) at local government elections in Scotland or Wales, and
- (b) regulation 60A applies in relation to that entitlement (or those entitlements).
- (7) Nothing in [sub-paragraph \(2\)](#) affects the proxy appointment so far as it also relates to any election or elections other than those mentioned in [sub-paragraph \(1\)\(b\)](#).
- (8) In this paragraph—
- “proxy appointment” means an appointment of a person to vote as proxy for another person;
  - “registration officer” has the meaning given by section 8(1) of RPA 1983;
  - “regulation 60A” means regulation 60A (requirement to provide fresh signatures) of the Representation of the People (England and Wales) Regulations 2001 (S.I. 2001/341) or the Representation of the People (Scotland) Regulations 2001 (S.I. 2001/497) (S. 2);
  - “regulation 60A notice” means a notice under regulation 60A;
  - “relevant absent voters’ records” means the records kept under paragraphs 3(4), 4(6) and 7(6) and (8) of Schedule 4 to RPA 2000;
  - “RPA 2000” means the Representation of the People Act 2000;
  - “specified” means specified by the Secretary of State in regulations made by statutory instrument.

#### Subordinate Legislation Made

**P1** [Sch. 4 para. 8](#): 31.1.2024 specified for the purposes of [Sch. 4 para. 8](#) by S.I. 2023/1145, [reg. 6\(4\)\(a\)](#)

#### Modifications etc. (not altering text)

**C1** [Sch. 4 para. 8\(2\)](#) excluded (31.10.2023) by [The Representation of the People \(Postal and Proxy Voting etc.\) \(Amendment\) Regulations 2023](#) (S.I. 2023/1147), [reg. 1\(2\)](#), [Sch. 2 paras. 26, 39](#) (with [Sch. 2 paras. 18, 31](#))

#### Commencement Information

**I1** [Sch. 4 para. 8](#) not in force at Royal Assent, see [s. 67\(1\)](#)

**I2** [Sch. 4 para. 8](#) in force at 31.10.2023 by S.I. 2023/1145, [reg. 2\(f\)\(v\)](#) (with [Sch. para. 7](#))

**Status:**

Point in time view as at 31/01/2024.

**Changes to legislation:**

Elections Act 2022, Paragraph 8 is up to date with all changes known to be in force on or before 05 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.