

*Status: Point in time view as at 24/11/2022. This version of this provision is not valid for this point in time.*  
*Changes to legislation: Elections Act 2022, Paragraph 32 is up to date with all changes known to be in force on or before 25 September 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 6

#### LOCAL ELECTIONS IN NORTHERN IRELAND AND ELECTIONS TO THE NORTHERN IRELAND ASSEMBLY

#### PART 1

#### LOCAL ELECTIONS IN NORTHERN IRELAND

VALID FROM 31/10/2023

#### *Transitional provisions relating to proxy voting*

- 32 (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 the relevant provisions of this Schedule come into force, and
  - (b) the appointment has effect immediately before the specified day in relation to local elections in Northern Ireland or a particular local election in Northern Ireland.
- (2) On the specified day, the proxy appointment ceases to have effect as mentioned in [sub-paragraph \(1\)\(b\)](#).
- (3) The Chief Electoral Officer for Northern Ireland 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 Chief Electoral Officer must alter the relevant absent voters’ records as necessary to reflect the change to the proxy appointment resulting from [sub-paragraph \(2\)](#).
- (5) More than one day may be specified for the purposes of this paragraph if the relevant provisions of this Schedule come into force on different days (and in such a case references in this paragraph to the specified day and to the relevant provisions of this Schedule are to be construed accordingly).
- (6) In this paragraph and paragraph 33—  
“the 1985 Order” means the Local Elections (Northern Ireland) Order 1985 ([S.I. 1985/454](#));

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“local election” has the meaning given by section 130(1) of the [Electoral Law Act \(Northern Ireland\) 1962 \(c. 14 \(N.I.\)\)](#);

“proxy appointment” means an appointment of a person to vote as proxy for another person;

“relevant absent voters’ records” means—

- (a) the record kept under paragraph 1(3) of Part 1 of Schedule 2 to the 1985 Order,
- (b) the record kept under paragraph 4(5) of that Part, and
- (c) any lists kept under paragraphs 2(4) and 4(8) of that Part which have not been published under paragraph 15(6) of that Part;

“relevant provisions of this Schedule” means paragraphs [26](#) and [28\(2\)](#);

“specified” means specified by the Secretary of State in regulations made by statutory instrument.

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#### **Commencement Information**

**II** Sch. 6 para. 32 not in force at Royal Assent, see [s. 67\(1\)](#)

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