



# Elections Act 2022

## 2022 CHAPTER 37

### PART 6

#### INFORMATION TO BE INCLUDED WITH ELECTRONIC MATERIAL

##### *Enforcement*

#### **50 Enforcement by the Commission**

- (1) Parts 1 to 4 and 6 of Schedule 19C to PPERA (civil sanctions) and the Political Parties, Elections and Referendums (Civil Sanctions) Order 2010 ([S.I. 2010/2860](#)) apply (subject to the following provisions of this section) in relation to an offence to which this section applies as they apply in relation to a prescribed offence under that Act.
- (2) This section applies to—
  - (a) an offence under section 48(1) which relates to the publication of electronic material which can reasonably be regarded as intended to achieve a purpose within—
    - (i) section 43(2) (registered parties etc),
    - (ii) section 43(7) (categories of elected office-holders), or
    - (iii) section 43(9) (referendums) where the referendum in question is a referendum to which Part 7 of PPERA applies and the electronic material is published during the referendum period (within the meaning of that Part) for that referendum, or
  - (b) an offence under section 48(1) which relates to the publication of electronic material—
    - (i) which falls within section 44(2)(b) (referendums), or
    - (ii) which can reasonably be regarded as intended to achieve a purpose within section 45(2) (registered parties etc).
- (3) In the application of paragraph 23 of Schedule 19C to PPERA (use of statements made compulsorily) by virtue of this section, the reference in sub-paragraph (1) of

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*Status: Point in time view as at 01/11/2023.*

*Changes to legislation: Elections Act 2022, Section 50 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)*

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that paragraph to Schedule 19B to that Act is to be read as including a reference to [Schedule 12](#) to this Act.

- (4) In the application of paragraph 13(1)(a) of Schedule 1 to the Political Parties, Elections and Referendums (Civil Sanctions) Order 2010 ([S.I. 2010/2860](#)) by virtue of this section, the reference to PPERA and that Order is to be read as a reference to that Act and that Order as they are applied by this section.

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**Commencement Information**

- I1** S. 50 not in force at Royal Assent, see [s. 67\(1\)](#)  
**I2** [S. 50](#) in force at 1.11.2023 by [S.I. 2023/1145](#), [reg. 3\(f\)](#) (with [Sch. para. 10](#))

**Status:**

Point in time view as at 01/11/2023.

**Changes to legislation:**

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