
 STATUTORY INSTRUMENTS

1979 No. 338

REPRESENTATION OF THE PEOPLE

The European Assembly Elections Regulations 1979

Laid before Parliament in draft

Made - - - - 20th March 1979
Coming into Operation 3rd April 1979

Whereas a draft of these Regulations has been approved by a resolution of each House of Parliament:

Now, therefore, in exercise of the powers conferred upon me by paragraph 2 of Schedule 1 to the European Assembly Elections Act 1978(a), I hereby make the following Regulations:—

Citation, commencement and extent

1.—(1) These Regulations may be cited as the European Assembly Elections Regulations 1979 and shall come into operation on the fourteenth day after the day on which they are made.

(2) These Regulations shall not extend to Northern Ireland.

Interpretation

2.—(1) Unless the context otherwise requires, in these Regulations and in any provision applied by these Regulations:—

the “Act of 1949” means the Representation of the People Act 1949(b);

the “Act of 1969” means the Representation of the People Act 1969(c);

the “Act of 1978” means the European Assembly Elections Act 1978;

“Assembly” means the Assembly of the European Communities;

“Assembly constituency” means an Assembly constituency for the time being specified in an Order in Council made under Schedule 2 to the Act of 1978;

“day of the poll” and “date of the poll” mean the day appointed by order under paragraph 3 of Schedule 1 to the Act of 1978 for the holding of the election;

“elections rules” or “parliamentary elections rules” mean the rules in Schedule 2 to the Act of 1949, as applied by Schedule 1 to these Regulations;

“elector” means a person who under paragraph 2(1) of Schedule 1 to the Act of 1978 is entitled to vote at an Assembly election in a particular Assembly constituency;

(a) 1978 c. 10.

(b) 1949 c. 68.

(c) 1969 c. 15.

“postal proxy” means a person entitled to vote by post as a proxy at an election;

“register” means the register or registers of parliamentary, or in the case of peers local government, electors in force within a particular Assembly constituency at the time of an Assembly election in that constituency;

“registered”, in relation to an elector, means a person registered on a register;

“registration officer” has the meaning assigned thereto by Regulation 5(1);

“Regulations of 1974” mean the Representation of the People Regulations 1974(a);

“Regulations of 1975” mean the Representation of the People (Scotland) Regulations 1975(b);

“representative” means a representative to the Assembly;

“verifying officer” means the officer, appointed by the returning officer, with responsibility for the verification of the ballot paper accounts.

(2) Any reference in these Regulations or in the provisions applied by these Regulations to the time when any proceeding at an Assembly election is due to take place (for example, publication of notice of election) shall be determined in accordance with the timetable in rule 1 of the elections rules.

(3) Unless the context otherwise requires, a reference in these Regulations to a numbered Regulation shall be construed as a reference to a Regulation contained in these Regulations and a reference to a paragraph shall be construed as a reference to a paragraph in the same Regulation.

Application of certain statutory provisions to Assembly elections

3.—(1) The provisions of the Act of 1949, the Act of 1969, the Post Office Act 1969(c) and the Local Government Act 1972(d) specified in column 1 of Schedule 1 to these Regulations shall, subject to the modifications and exceptions (if any) specified in relation to those provisions in column 2 of that Schedule, apply in connection with Assembly elections; but any provision relating solely to a local government election and references in connection therewith (including a reference to a petition questioning an election under the local government Act) shall, unless the context otherwise requires, be disregarded.

(2) The provisions of the Regulations referred to in Schedule 2 to these Regulations specified in column 1 of that Schedule shall, subject to the modifications and exceptions (if any) specified in relation to those provisions in column 2 of that Schedule, apply in connection with Assembly elections; but any provision relating solely to a local government election and references in connection therewith shall, unless the context otherwise requires, be disregarded.

(3) Unless the context otherwise requires, in the provisions applied by Schedules 1 and 2:—

(a) any reference to a parliamentary election shall be construed as a reference to an Assembly election and any reference to a general election shall be accordingly construed as a reference to an Assembly general election;

(b) any reference to a constituency shall be construed as a reference to an Assembly constituency;

(c) any reference to a returning officer shall be construed as a reference to such an officer at an Assembly election;

(a) S.I. 1974/648, as amended by S.I. 1977/105; 1978/197.

(b) S.I. 1975/850, as amended by S.I. 1977/111; 1978/205.

(c) 1969 c. 48.

(d) 1972 c. 70.

- (d) any reference to a member in the context of a Member of Parliament shall be construed as a reference to a representative;
- (e) any reference to a parliamentary election petition shall be construed as a reference to an Assembly election petition, except that this construction shall not apply to any reference to the rota for the trial of parliamentary election petitions;
- (f) any reference to return in the context of the return to the writ shall be construed as a reference to the declaration of result made by the returning officer under rule 51 of the elections rules.

(4) Unless the context otherwise requires, in the provisions applied by Schedules 1 and 2 to these Regulations, any reference to an enactment or instrument made under an enactment shall be construed as a reference to that enactment or instrument as applied by these Regulations.

(5) Any reference in the Regulations of 1974 or 1975, as applied by these Regulations, to Forms E, F, H, X or Y shall be construed as a reference to the form identified by means of that letter in the Schedules to the Regulations of 1974 or 1975 respectively, as those Schedules are applied by these Regulations.

(6) Any reference in the Regulations of 1974 or 1975, as applied by these Regulations, to any form identified by means of a letter other than the forms referred to in paragraph (5), shall be construed as a reference to the form so identified in the Schedules to the Regulations of 1974 or 1975, as amended by Regulation 4 of, and Schedule 3 to, these Regulations.

(7) In the headings to the forms referred to in paragraph (5) as applied by these Regulations, for the words "Representation of the People Acts" there shall be substituted the words "European Assembly Elections Act 1978".

Amendment of certain forms in Schedules to Regulations of 1974 and 1975

4.—(1) The forms in the Schedules to the Regulations of 1974 and 1975 which are specified in paragraph (3) shall be amended in accordance with paragraph (2) and Schedule 3 to these Regulations.

(2) In the headings to the forms specified in paragraph (3) after "Representation of the People Acts" there shall be inserted the words "European Assembly Elections Act 1978".

(3) The forms referred to in this Regulation are identified as Forms D, G, J, K, L, M, N, Q, R, S, T, U, V and W in the Schedule to the Regulations of 1974 and in the Schedule to the Regulations of 1975.

Registration officers

5.—(1) In these Regulations and in any provision as applied by these Regulations, any reference to the registration officer is a reference to the electoral registration officer; and the electoral registration officers for any Assembly constituency are:

- (a) in England and Wales, each person appointed under section 39 of the Local Government Act 1972^(a) as registration officer for any parliamentary constituency or part of any parliamentary constituency which is wholly or partly contained in an Assembly constituency; and

^(a) As respects the Isles of Scilly, as substituted by Article 6(4) of, and the Schedule to, the Isles of Scilly Order 1978 (S.I. 1978/1844).

- (b) in Scotland, each person appointed under section 6(3) of the Act of 1949(a) as registration officer for any parliamentary constituency or part of any parliamentary constituency which is wholly or partly contained in an Assembly constituency.

(2) In England and Wales, from the date of the publication of the notice of an Assembly election, the functions of a registration officer in connection with applications to vote by post or proxy or by a proxy to vote by post at that election shall be exercised by the returning officer:

Provided that a registration officer shall, on the request of the returning officer, exercise the aforementioned functions in respect of the area for which he was appointed.

Discharge of duties of returning officers in England and Wales

6.—(1) In England and Wales, the duties of the returning officer at an Assembly election in any Assembly constituency, except those referred to in paragraph (2), shall be discharged by the acting returning officer who, by virtue of section 18(1) of the Act of 1949(b) would discharge such of his functions as are referred to in the said section 18(1) at a parliamentary election.

(2) The duties excepted from paragraph (1) are any duties imposed under rule 51 of the elections rules which the person (if any) who for the time being holds the office of returning officer reserves to himself and undertakes to perform in person.

(3) The returning officer shall give to the acting returning officer written notice of any duties which he reserves to himself under paragraph (2), and that paragraph shall, in the case of any election, apply to the duties (if any) of which notice is so given not later than the day following that on which the notice of election is published.

Transitional provisions for voting by post or by proxy

7.—(1) Any application to be treated as an absent voter or any application for the issue of a proxy paper or by a proxy to vote by post, which:

- (a) was made on a form which referred only to parliamentary or local government elections or both;
- (b) the registration officer allowed for an indefinite period for parliamentary and local government elections (or, in the case of a peer, only local government elections); and
- (c) remains in force at the relevant date,

shall apply in respect of an Assembly election as it applies to parliamentary or local government elections; and sections 13 and 14 (or, in the case of a peer, section 25) of the Act of 1949 and sections 1(3) and 5 of the Act of 1969, together with Regulations 29 to 34 of the Regulations of 1974 and Regulations 28 to 33 of the Regulations of 1975 shall apply accordingly.

(2) For the purposes of paragraph (1), the expression “the relevant date” means the date 14 days before the day of the poll (and the period of 14 days shall be calculated in accordance with rule 2 of the elections rules), and after that date

(a) As amended by paragraph 2 of Schedule 3 to the Local Government (Scotland) Act 1973 c. 65.

(b) As substituted by section 40(3) of the Local Government Act 1972 c. 70 (discharge of returning officer).

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- (a) any application
- (i) to be treated as an absent voter, by a proxy to vote by post, or for the issue of a proxy paper; or
 - (ii) to be no longer treated as an absent voter, or
- (b) any notice cancelling the appointment of a proxy,
- shall be disregarded for the purposes of that election.

Merlyn Rees,
One of Her Majesty's Principal
Secretaries of State.

Home Office.
20th March 1979.

Regulation 3(1)

SCHEDULE 1

APPLICATION AND MODIFICATIONS OF PROVISIONS OF THE ACT OF 1949, THE ACT OF 1969, THE POST OFFICE ACT 1969 AND THE LOCAL GOVERNMENT ACT 1972.

Provision applied and subject matter	Modifications
THE ACT OF 1949	
In section 11 (Polling districts and polling places), subsections (1) and (8).	After subsection (1) add: “(2) The polling districts and polling places designated under this section shall be the same as those used or designated for parliamentary elections except where it appears to those persons who are responsible for the designation of parliamentary polling districts and polling places that special circumstances make it desirable for some other polling district or place to be designated.”.
Section 12 (Place and manner of voting as elector).	
Section 13 (Determination of right to be treated as an absent voter).	
Section 14 (Proxies).	
Section 15 (Place and manner of voting as proxy).	
Section 16 (Rules for parliamentary elections).	
In section 17 (Returning officers), subsection (6).	
In section 18 (Discharge of functions of returning officers in England and Wales), subsections (1B), (3) and (4).	In subsection (3), for “subsection (1) of this section” substitute “Regulation 6(1) of the European Assembly Elections Regulations 1979”.
	In subsection (4), omit from “but the appointment” to end of subsection.
Section 20 (Payments by and to returning officer).	Omit subsection (1).
	In subsection (4), omit from the beginning of the subsection up to “Provided that”, and substitute the words: “On an account for such charges being submitted to the Treasury”.

Provision applied and subject matter	Modifications
Section 25 (Proxies at local government elections).	<p>Omit subsection (1).</p> <p>In subsection (2), for the words "service voter who is as a peer subject to a legal incapacity to vote at parliamentary elections" substitute the word "peer", for the words "local government" substitute the word "Assembly", and, in the proviso, for the words "service voter" substitute the word "peer".</p> <p>In subsections (3) and (4), for the words "local government" (wherever they occur) substitute the word "Assembly".</p> <p>In subsection (6), for "local government elections as they apply for the purposes of parliamentary elections" substitute "this section".</p>
Section 39 (Effect of registers, etc.).	
Section 41 (Discharge of registration duties).	Omit subsections (5) and (5A).
Section 43 (Payment of expenses of registration).	
Section 44 (Ascertainment of amount of registration expenses).	
Section 47 (Personation).	
Section 48 (Other voting offences).	
Section 50 (Breaches of official duty).	In subsection (3), after the words "returning officer" insert the words "verifying officer".
Section 52 (Tampering with nomination papers, ballot papers etc.).	In subsection (3)(a), after the words "returning officer" insert the words "a verifying officer".
Section 53 (Requirement of secrecy).	<p>In subsection (2) before "counting" in the first and third places where the word occurs insert "verification of the ballot paper accounts or the".</p> <p>After subsection (2) insert: "(2A) No person attending at the verification of the ballot paper accounts or the counting of the votes shall express to</p>

Provision applied and subject matter	Modifications
Section 55 (Appointment of election agent).	any person an opinion based on information obtained at that verification or count as to the likely outcome of that count.”.
Section 56 (Nomination of sub-agent at parliamentary election).	In subsection (1), omit “In the case of a parliamentary election for a county constituency”.
Section 57 (Office of election agent and sub-agent).	
Section 58 (Effect of default in appointment of election agent).	
Section 60 (Making of contracts through election agent).	
Section 61 (Payment of expenses through election agent).	In subsection (2), for “forty shillings” substitute “twelve pounds”.
Section 62 (Personal expenses of candidate and petty expenses).	In subsection (1), for “one hundred” substitute “six hundred”.
Section 63 (Prohibition of expenses not authorised by election agent).	In subsection (1), for “ten shillings” substitute “three pounds”.
Section 64 (Limitation of election expenses).	Omit subsection (4). For subsection (2) substitute: “(2) The said maximum amount is £5,000 together with an additional 2p for every entry in the register of electors to be used at the election (as first published).”.
Section 66 (Time for sending in and paying claims).	
Section 67 (Disputed claims).	
Section 68 (Claim by election agent).	
Section 69 (Return as to election expenses).	
Section 70 (Declaration as to election expenses).	
Section 71 (Cases where return and declaration are not needed).	
Section 72 (Punishment for failure as respects return or declarations).	

Provision applied and subject matter	Modifications
Section 74 (Authorised excuses for failures as respects return and declarations).	
Section 75 (Power of court to require information from election agent or sub-agent).	
Section 76 (Publication of summary of return at parliamentary elections).	
Section 77 (Inspection of returns and declarations).	In subsections (1) and (2) for the words "two years", in each place where they occur, substitute "one year".
Section 79 (Candidate's right to send election address post free).	<p>For subsection (4) substitute: "(4) For the purposes of this section, the expression "elector" means a person:</p> <p>(a) who is registered in any of the registers to be used at the election in the Assembly constituency (excluding any person not registered at an address within the Assembly constituency); or</p> <p>(b) who, pending the publication of those registers appears from the electors lists therefor, as corrected by the appropriate registration officers, to be entitled to be so registered at an address within the Assembly constituency,</p> <p>and accordingly includes a person shown in any of those registers or electors lists as below voting age if it appears therefrom that he will be of voting age on the day of the poll, but not otherwise."</p>
Section 80 (Use of wireless stations abroad).	
Section 81 (Imitation poll cards).	
Section 82 (Right to use schools and halls for meetings at parliamentary elections).	In subsection (1), for "receipt of the writ" substitute "publication of notice of election".

Provision applied and subject matter	Modifications	
Section 84 (Disturbances at election meetings).	For subsection (2) substitute: “(2) This section applies to a political meeting held in any Assembly constituency in connection with an Assembly election between the date of publication of notice of election and the date of the poll.”.	
Section 85 (Effect on rateability of premises of holding of election meeting).		
Section 86 (Officials at elections not to act for candidates).		
Section 87 (Penalty for illegal canvassing by police officers).		
Section 89 (Restrictions on conveyance of voters).		
Section 90 (Supplemental provisions as to conveyance of voters).		In subsection (4) omit “county”.
Section 91 (False statements as to candidates).		
Section 92 (Corrupt withdrawal from candidature).		
Section 93 (Premises not to be used as committee rooms).		
Section 94 (Payments for exhibition of election notices).		
Section 95 (Name and address of printer on election publications).		
Section 96 (Prohibition of paid canvassers).		
Section 98 (Providing money for illegal purposes).		
Section 99 (Bribery).		
Section 100 (Treating).	In the definition of “candidate”, for “Parliament” substitute “the Assembly”, and for “day of the issue” to the end of paragraph (a) substitute “date of publication of the notice of the election”.	
Section 101 (Undue influence).		
Section 103 (Interpretation of Part II).		
Section 104 (Savings as to parliamentary elections).		

Provision applied and subject matter	Modifications
<p>Section 105 (Rights of creditors).</p> <p>Section 106 (Computation of time for purposes of Part II).</p> <p>Section 107 (Method of questioning parliamentary election).</p> <p>Section 108 (Presentation and service of parliamentary election petition).</p> <p>Section 109 (Time for presentation or amendment of parliamentary election petition).</p>	<p>In subsection (1), for "Parliament" substitute "the Secretary of State".</p> <p>In subsection (1), for the words from "after the return" to the end of subsection substitute "after the day on which the result was declared in accordance with rule 51 of the elections rules."</p> <p>In subsection (2), for "said return" substitute "declaration of the result of the election".</p>
<p>Section 110 (Constitution of election court and place of trial).</p> <p>In section 111 (Reception of and attendance on judges), subsections (3), (5), (6) and (8).</p>	<p>In subsection (5), for "The shorthand writer of the House of Commons or his deputy" substitute "A shorthand writer".</p> <p>In subsection (6) for "Speaker" substitute "Secretary of State".</p> <p>After subsection (6) insert: "(7) The expenses of the shorthand writer shall be treated as part of the expenses incurred in receiving the judges."</p>
<p>Section 119 (Security for costs).</p> <p>Section 120 (Petition at issue).</p> <p>Section 121 (List of petitions).</p> <p>Section 122 (Trial of petition).</p>	<p>In subsection (3), omit from "the acceptance" to end of subsection and substitute "that the representative has resigned from the Assembly".</p>
<p>Section 123 (Witnesses).</p> <p>Section 124 (Conclusion of trial of parliamentary election petition).</p>	<p>For any reference to the "Speaker" substitute a reference to the "Secretary of State".</p> <p>Omit subsections (3) and (5).</p>

Provision applied and subject matter	Modifications
Section 126 (Special case for determination of High Court).	In subsection (1), for "Speaker" substitute "Secretary of State".
Section 127 (Withdrawal of petition).	
Section 128 (Evidence required for withdrawal of petition).	
Section 129 (Punishment for corrupt withdrawal).	
Section 130 (Substitution of new petitioner).	
Section 131 (Report on withdrawal).	In subsection (1), for "Speaker" substitute "Secretary of State".
Section 133 (Abatement of petition).	
Section 134 (Withdrawal and substitution of respondents before trial).	In subsection (1), omit paragraph (b) and for paragraph (c) substitute: “(c) resigns or otherwise ceases to hold the office of representative.”
Section 135 (Costs of petition).	In subsection (2), omit from “and if the petition” to the end of the subsection.
Section 136 (Further provision as to costs of petition).	
Section 137 (Appeals and jurisdiction).	For subsection (2) substitute: “(2) Subject to the provisions of this Act and the rules made under it, the principles, practice and rules on which election courts act in dealing with parliamentary election petitions shall be observed, so far as may be, by the High Court and election court in the case of Assembly election petitions.”
Section 138 (Report as to candidate guilty of corrupt or illegal practice).	
Section 139 (Avoidance of election and incapacity of candidate reported guilty of a corrupt or illegal practice).	In subsection (2), for “House of Commons” substitute “Assembly”, and in paragraph (c) of that subsection for “during the Parliament for which the election is held” substitute “until the next general election of representatives to the Assembly”.

Provision applied and subject matter	Modifications
Section 140 (Provisions applying to all persons reported personally guilty of a corrupt or illegal practice).	<p>In subsection (3), Regulation 3(3)(a) of the European Assembly Elections Regulations 1979 shall not operate so as to convert the reference to “any parliamentary election” to a reference to “an Assembly election” and after the word “parliamentary” in that subsection there shall be inserted the words “or Assembly” and after the words “House of Commons” (in both places where these words occur) there shall be inserted the words “or Assembly”.</p> <p>In subsection (4), except paragraph (a), the said Regulation 3(3)(a) shall not operate so as to convert the reference to “parliamentary election” to a reference to “Assembly election”, and after the words “any parliamentary” there shall be inserted the words “or Assembly”.</p>
Section 141 (Disciplinary action on report of corrupt practice).	
Section 142 (Avoidance of election for general corruption, etc.).	
Section 143 (Avoidance of election for employing corrupt agent).	<p>In subsection (1), after the words “this Act” insert the words “as it applies to parliamentary elections or as applied by the European Assembly Elections Regulations 1979”.</p>
Section 144 (Votes to be struck off for corrupt or illegal practices).	
Section 145 (Power to except innocent act from being illegal practice, payment, employment or hiring).	
Section 146 (Prosecutions for corrupt practices).	
Section 147 (Prosecutions for illegal practices).	
Section 148 (Conviction of illegal practice on charge of corrupt practice, etc.).	
Section 149 (Prosecution of offences disclosed on election petition).	

Provision applied and subject matter	Modifications
In section 150 (Costs of prosecutions of corrupt practices), subsection (5).	
Section 151 (Incapacities on conviction of corrupt or illegal practice).	
Section 152 (Mitigation and remission of incapacities).	
Section 153 (Illegal payments, employments or hirings).	
Section 154 (Time limit for prosecutions).	
Section 155 (Prosecutions for offences committed outside the United Kingdom).	
Section 156 (Offences by corporations).	
Section 158 (Evidence by certificate of holding of elections).	
Section 159 (Provisions as to Director of Public Prosecutions).	
Section 160 (Rules of procedure).	
Section 161 (Costs).	
Section 162 (Service of notices).	
Section 163 (Interpretation of Part III).	
Section 164 (Computation of time for the purposes of Part III).	
Section 171 (General provisions as to interpretation).	<p>In subsection (1), omit the definitions of "elector" and "parliamentary election rules" and in the definition of "registration duties" after "the duties" insert "in connection with an Assembly election".</p>
Section 173 (General application to Scotland).	<p>Omit subsection (5).</p>

Provision applied and subject matter	Modifications										
<p style="text-align: center;">SECOND SCHEDULE</p> <p>Rule 1 (Timetable).</p>	<p>For the timetable, substitute: “TIMETABLE</p> <table border="0"> <tr> <td style="padding-right: 20px;"><i>Proceeding</i></td> <td><i>Time</i></td> </tr> <tr> <td>Publication of notice of election.</td> <td>Not later than the twenty-fifth day before the date of the poll.</td> </tr> <tr> <td>Delivery of nomination papers.</td> <td>Between the hours of 10 a.m. and 3 p.m. (or on a Saturday between those of 10 a.m. and noon) on any day after the date of the publication of the notice of the election but not later than the 19th day before the date of the poll.</td> </tr> <tr> <td>Delivery of notices of withdrawals of candidature.</td> <td>Within the time for the delivery of nomination papers at the election.</td> </tr> <tr> <td>The making of objections to nomination papers.</td> <td>During the hours allowed for delivery of nomination papers on the last day for the delivery thereof and the hour following and, if the last day is a Saturday, between the hours of 1 p.m. and 3 p.m. on the day before: Provided that no objection may be made in the afternoon of the said last day (or if it is a Saturday at any time on that day) except to a nomination paper delivered within 24 hours of the last time for delivery thereof, and in the case of a nomination paper so</td> </tr> </table>	<i>Proceeding</i>	<i>Time</i>	Publication of notice of election.	Not later than the twenty-fifth day before the date of the poll.	Delivery of nomination papers.	Between the hours of 10 a.m. and 3 p.m. (or on a Saturday between those of 10 a.m. and noon) on any day after the date of the publication of the notice of the election but not later than the 19th day before the date of the poll.	Delivery of notices of withdrawals of candidature.	Within the time for the delivery of nomination papers at the election.	The making of objections to nomination papers.	During the hours allowed for delivery of nomination papers on the last day for the delivery thereof and the hour following and, if the last day is a Saturday, between the hours of 1 p.m. and 3 p.m. on the day before: Provided that no objection may be made in the afternoon of the said last day (or if it is a Saturday at any time on that day) except to a nomination paper delivered within 24 hours of the last time for delivery thereof, and in the case of a nomination paper so
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Provision applied and subject matter	Modifications
<p>Rule 2 (Computation of time). Rule 6 (Notice of election). Rule 7 (Nomination of candidates).</p>	<p><i>Proceeding</i> <i>Time</i> delivered no objection may be so made to the sufficiency or nature of the particulars of the candidate unless made at or immediately after the time of the delivery of the nomination paper.</p> <p>Publication of statement of persons nominated. At the close of the time for making objections to nomination papers or as soon thereafter as any objections are disposed of.</p> <p>Polling. Between the hours of 7 a.m. and 10 p.m. on the day of the poll.”.</p>
<p>Rule 8 (Subscription of nomination paper).</p>	<p>At end of rule, add the following paragraph: “(4) A nomination paper may con- sist of a single sheet, or of two or more sheets securely fastened to- gether.”.</p> <p>In paragraph (1), for “eight” substi- tute “twenty eight”.</p> <p>In paragraph (6), for the definition of “elector”, substitute: “the expression “elector” means a person—</p> <p>(a) who is registered in any of the registers to be used at the election in the Assembly constituency (excluding any person not registered at an address within the Assembly con- stituency); or</p> <p>(b) who, pending the publication of those registers appears from the electors lists therefor, as corrected by the appropriate registration officers, to be entitled to be so registered at an address within the Assembly con- stituency,</p>

Provision applied and subject matter	Modifications
	and accordingly includes a person shown in any of those registers or electors lists as below voting age if it appears therefrom that he will be of voting age on the day of the poll, but not otherwise;”.
Rule 9 (Consent to nomination).	In paragraph (2), for “the House of Commons (Disqualification) Act 1975” substitute “paragraph 5 of Schedule 1 to the Act of 1978” and for “membership of the House of Commons” substitute “office of representative to the Assembly”.
Rule 10 (Deposit).	In paragraph (1) for the words “one hundred and fifty” substitute the words “six hundred”.
In Rule 11 (Place for delivery of nomination papers), paragraph (1).	After “place”, insert “in the Assembly constituency”.
Rule 12 (Right to attend nomination).	
Rule 13 (Decisions as to validity of nomination papers).	
Rule 14 (Withdrawal of candidates).	
Rule 15 (Publication of nominations).	At the end of paragraphs (2) and (4) insert the words “as proposer and seconder”.
Rule 16 (Adjournment of nomination proceedings in case of riot).	
Rule 17 (Method of election).	
Rule 18 (Poll to be taken by ballot).	
Rule 19 (The ballot papers).	
Rule 20 (The official mark).	
Rule 21 (Prohibition of disclosure of vote).	
Rule 22 (Use of schools and public rooms).	In paragraphs (1) and (2) after “taking the poll” insert “counting the votes or verifying the ballot paper accounts, as the case may be”.
Rule 23 (Notice of poll).	Omit paragraph (2).
Rule 25 (Postal ballot papers).	
Rule 26 (Provision of polling stations).	

Provision applied and subject matter	Modifications
Rule 27 (Appointment of presiding officers and clerks).	<p>After the rule, add the following: <i>“Appointment of verifying officers and clerks</i> 27A.—(1) The returning officer shall appoint and pay verifying officers to attend at such places as he deems necessary for the verification of the ballot paper accounts and such clerks as may be necessary for the purposes of the verification, but he shall not appoint a person who has been employed by or on behalf of a candidate in or about the election.</p> <p>(2) The returning officer may, if he thinks fit, act as a verifying officer and the provisions of these rules relating to a verifying officer shall apply to a returning officer so acting, with the necessary modifications as to things to be done by the returning officer to the verifying officer or by the verifying officer to the returning officer.</p> <p>(3) A verifying officer may do, by the clerks appointed to assist him, any act which he is required or authorised by these rules to do.”.</p>
Rule 28 (Special lists).	<p>After “registration officer” insert “for any district wholly or partly comprised in an Assembly constituency” and at the end of rule insert “and supply such lists to the returning officer”.</p>
Rule 29 (Issue of official poll cards).	
Rule 30 (Equipment of polling stations).	
Rule 31 (Appointment of polling agents and counting agents).	<p>In paragraph (1), after “counting agents to attend at”, insert “the verification of the ballot paper accounts and” and in the proviso after “returning officer” insert “or, as the case may be, verifying officer” and after “the counting” insert “or, as the case may be, the verification”.</p>
Rule 32 (Declaration of secrecy).	<p>In paragraph (1)(a) after “returning officer” insert “the verifying officers”.</p> <p>In paragraphs (1) and (2) before the words “the counting” (in every place where they occur) insert “the verification of the ballot paper accounts or”.</p>

Provision applied and subject matter	Modifications
<p>Rule 33 (Admission to polling station).</p> <p>Rule 34 (Keeping of order in station).</p> <p>Rule 35 (Sealing of ballot boxes).</p> <p>Rule 36 (Questions to be put to voters).</p> <p>Rule 37 (Challenge of voter).</p> <p>Rule 38 (Voting procedure).</p> <p>Rule 39 (Votes marked by presiding officer).</p> <p>Rule 40 (Voting by blind persons).</p> <p>Rule 41 (Tendered ballot papers).</p> <p>Rule 42 (Spoilt ballot papers).</p> <p>Rule 43 (Adjournment of poll in case of riot).</p> <p>Rule 44 (Procedure on close of poll).</p>	<p>In paragraph (2)(d) after "clerk" insert "or verifying officer".</p> <p>In paragraphs (3) and (4), after "(2)" insert "(2A)".</p> <p>In the proviso to paragraph (3):— In sub-paragraph (a) for "or mayor of a borough" to the end of the sub-paragraph, substitute "and may be made by a person other than the returning officer before the proper officer of any such council;" and in sub-paragraph (b) for "a county clerk or town clerk" substitute "the proper officer of a local authority".</p> <p>In paragraph (1), omit "parliamentary".</p> <p>In paragraph (1), for "returning officer" (three times) substitute "verifying officer".</p> <p>After the rule add the following rules: <i>"Attendance at verification of ballot paper accounts</i></p> <p>44A.—(1) A verifying officer shall make arrangements for the verification of the ballot paper accounts in the presence of the counting agents as soon as practicable after the close of the poll, and shall give the counting agents notice in writing of the time and place at which he will begin such verification.</p>

Provision applied and subject matter	Modifications
	<p>(2) No person other than—</p> <ul style="list-style-type: none"> (a) the returning officer; (b) the verifying officer and his clerks; (c) the candidates and their spouses; (d) the election agents; and (e) the counting agents <p>may attend the verification of the ballot paper accounts, unless permitted by the verifying officer to attend; and the verifying officer shall not so permit a person to attend unless he is satisfied that the efficient verification of the ballot paper accounts will not be impeded.</p> <p>(3) The verifying officer shall allow the counting agents all such reasonable facilities for observing the proceedings, and all such information with respect thereto, as he can give them consistently with the orderly conduct of the proceedings and the discharge of his duties in connection therewith.</p> <p><i>Procedure at verification of ballot paper accounts</i></p> <p>44B.—(1) The verifying officer shall in the presence of the counting agents—</p> <ul style="list-style-type: none"> (a) open each ballot box containing postal ballot papers or postal ballot paper envelopes and count such of the postal ballot papers therein as have been duly returned and record the number counted; and (b) open each other ballot box and, taking out the ballot papers therein, count and record the number thereof and verify each ballot paper account. <p>(2) A postal ballot paper shall not be deemed to be duly returned unless it is returned in the proper envelope so as to reach the returning officer before the close of the poll and is accompanied by the declaration of identity duly signed and authenticated.</p>

Provision applied and subject matter	Modifications
	<p>(3) The verifying officer shall not count any tendered ballot paper.</p> <p>(4) The verifying officer, while counting and recording the number of ballot papers, shall keep the ballot papers with their faces downwards.</p> <p>(5) The verifying officer shall verify each ballot paper account forwarded to him by comparing it with the number of ballot papers recorded by him, the unused and spoilt ballot papers in his possession and the tendered votes list (opening and resealing the packets containing the unused and spoilt ballot papers and the tendered votes list) and shall draw up a statement as to the result of the verification, which any counting agent present may copy.</p> <p>(6) The verifying officer shall, subject to the directions of the returning officer, determine the hours during which the procedure under this rule is proceeded with.</p> <p>(7) During the time that the procedure under this rule is not proceeded with the verifying officer shall take proper precautions for the security of the ballot papers and documents.</p> <p>(8) On completion of the procedure under this rule the verifying officer, subject to the directions of the returning officer, shall make up into packets the ballot papers counted by him, seal them up in containers endorsing on each a description of the area to which the ballot papers relate, and deliver the containers to the returning officer together with a list of them and of the contents of each container and a statement of his verification of the ballot paper accounts:</p> <p>Provided that this paragraph shall not apply where the verification of the ballot paper accounts takes place at the same place as the counting of the votes.”.</p>

Provision applied and subject matter	Modifications
Rule 45 (Attendance at the counting of the votes).	<p>In paragraph (1) for "close of the poll" substitute "material time", and at end of paragraph insert—</p> <p>"For the purposes of this paragraph the "material time" means—</p> <p>(a) in the case of a general election of representatives, the time when the counting of votes becomes permissible under Article 9(2) (counting not to begin until close of polling in the member State whose electors are the last to vote within the period referred to in Article 9(1));</p> <p>(b) in the case of a by-election the close of the poll."</p>
Rule 46 (The count).	<p>For paragraphs (1) to (3) of the rule substitute:</p> <p>"(1) Where the verifying officer has made the ballot papers up into packets in accordance with rule 44B(8) of these rules, the returning officer shall open all such packets delivered to him and shall mix together all the ballot papers received."</p> <p>In paragraph (4), omit the words "counting and recording the number of ballot papers and".</p> <p>Omit paragraph (4A).</p> <p>In paragraph (6) for "the excluded time" substitute "any excluded time".</p>
Rule 47 (Re-count).	
Rule 48 (Rejected ballot papers).	
Rule 49 (Decisions on ballot papers).	
Rule 50 (Equality of votes).	
Rule 51 (Declaration of result).	<p>In paragraph (1), for sub-paragraph (b) substitute:</p> <p>"(b) notify his name to the Secretary of State; and".</p> <p>In paragraph (2), for from "return" to end of paragraph substitute "notify his name to the Secretary of State".</p>
Rule 54 (Return or forfeiture of candidates' deposit).	

Provision applied and subject matter	Modifications
Rule 55 (Sealing of ballot papers).	
In Rule 56 (Delivery of documents to Clerk of the Crown), paragraph (1).	For "then forward to the Clerk of the Crown", substitute "retain", and omit from "endorsing on each packet" to the end of the paragraph.
Rule 57 (Orders for production of documents).	<p>In paragraph (1) for "Clerk of the Crown" substitute "returning officer" and omit "by the House of Commons; or".</p> <p>In paragraph (3), omit "House of Commons or".</p> <p>In paragraphs (6) and (8), for "Clerk of the Crown" substitute "returning officer".</p>
Rule 58 (Retention and public inspection of documents).	<p>In paragraph (1), for "Clerk of the Crown" substitute "returning officer" and for "forwarded to him in pursuance of these rules by a returning officer" substitute "to which rule 56(1) of these rules applies"; and omit "the House of Commons or".</p> <p>In paragraph (2) for "Clerk of the Crown" to the end of the paragraph substitute "returning officer".</p> <p>In paragraph (3), for "Clerk of the Crown" substitute "returning officer" and for "the Treasury" substitute "the local authority by whom he is employed".</p>
<p>APPENDIX TO PARLIAMENTARY ELECTIONS RULES</p>	
Form of notice of parliamentary election.	In paragraph 1, for "Parliament" substitute "the Assembly".
Form of nomination paper for a parliamentary election.	For "Parliament", substitute "the Assembly".
Form of ballot paper, including directions as to printing the ballot paper.	
Form of directions for the guidance of the voters in voting.	
Form of declaration to be made by the companion of a blind voter at a parliamentary election.	

Provision applied and subject matter	Modifications
<p>FIFTH SCHEDULE (RETURN AND DECLARATION AS TO ELECTION EXPENSES)</p> <p>The whole Schedule.</p>	
<p>SEVENTH SCHEDULE (USE FOR PARLIAMENTARY ELECTION MEETING OF ROOMS IN SCHOOL PREMISES AND OF MEETING ROOMS)</p> <p>Paragraph 1 Paragraph 5</p>	<p>For "dissolution" substitute "general election of representatives" and for "said lists" substitute "lists prepared in accordance with this Schedule as it applies to parliamentary elections".</p>
<p>THE ACT OF 1969</p> <p>In section 1 (Voting age), subsection (3).</p> <p>Section 5 (Extension for married persons of right to vote by proxy or by post).</p> <p>In section 6 (Other amendments as to proxy and postal voting), subsection (3).</p>	
<p>In section 7 (Preparation and correction of register of electors), subsection (2).</p>	<p>Omit from beginning of subsection to the words "correction in the register but"; and after "this subsection" insert "as originally enacted".</p>
<p>In section 8 (Limit on, and declaration and publication of, election expenses), subsections (2) and (4).</p>	<p>In subsection (4), omit the words "or mayor or town clerk of a borough" in sub-paragraph (a) and in sub-paragraph (b) for the words "a county clerk or town clerk" substitute "the proper officer of a local authority".</p>
<p>Section 9 (Broadcasting during elections).</p>	<p>For subsection (2), substitute:</p>
<p>Section 11 (Election agents and polling agents).</p>	<p>"(2) For the purposes of subsection (1) above, an Assembly election shall be deemed to be pending for the period of 5 weeks ending on the day of the poll."</p>

Provision applied and subject matter	Modifications
<p>Section 13 (Countermand or abandonment of poll on death of candidate).</p>	<p>In paragraph (a) of subsection (1), for the words "writ had been received" substitute the words "day appointed by order under paragraph 3 of Schedule 1 to the Act of 1978 was the first Thursday"; omit subparagraph (ii); and at the end of the paragraph insert "and the period of 28 days shall be calculated in accordance with rule 2 of the elections rules."</p> <p>In subsection (2), after the words "in due course" (in the first place where they occur), add "to the verifying officer".</p>
<p>Section 20 (Refunds to local authorities of additional superannuation contributions for returning officers).</p>	
<p>SCHEDULE 1 (MISCELLANEOUS AMENDMENTS OF PARLIAMENTARY ELECTIONS RULES)</p>	
<p>PART II</p>	
<p>Paragraph 5(1) (Nomination at parliamentary elections).</p>	
<p>Paragraph 8(1) (Declaration of secrecy).</p>	
<p>Paragraph 11 (Attendance at counting of votes).</p>	
<p>Paragraph 12(1) (Information as to polling districts).</p>	<p>Omit the words "if any" and the proviso.</p>
<p>POST OFFICE ACT 1969</p>	
<p>Section 72 (Remuneration of the Post Office for services rendered in relation to parliamentary elections).</p>	
<p>LOCAL GOVERNMENT ACT 1972</p>	
<p>In section 40 (Returning officer at parliamentary elections) subsections (4) and (5).</p>	

Regulation 3(2)

SCHEDULE 2

APPLICATION AND MODIFICATION OF PROVISIONS OF THE REGULATIONS OF 1974, THE REGULATIONS OF 1975, THE TOWN AND COUNTRY PLANNING (CONTROL OF ADVERTISEMENTS) REGULATIONS 1969 AND THE TOWN AND COUNTRY PLANNING (CONTROL OF ADVERTISEMENTS) (SCOTLAND) REGULATIONS 1961.

Provision applied and subject matter	Modifications
REGULATIONS OF 1974	
In Regulation 4 (Interpretation), paragraphs (5), (7) and (8).	
Regulation 22 (Free copies of register).	<p>For paragraph (1), substitute:</p> <p>“(1) The acting returning officer for an Assembly constituency shall on request supply without fee—</p> <p>(a) one copy of each register for a registration area wholly or partly comprised in that constituency to the Assembly representative for that constituency, and</p> <p>(b) two copies of each register for a registration area wholly or partly comprised in that constituency to each candidate at an Assembly election in that constituency (or to his election agent).”.</p> <p>In paragraph (2), omit “where the constituency is not coterminous with, or wholly contained in, a district or London borough” and “electors list or draft register”.</p> <p>Omit paragraph (3).</p>
Regulation 23 (Sale of register).	
Regulation 29 (Application to be treated as an absent voter).	
Regulation 30 (Application to vote by proxy).	
Regulation 31 (Appointment of proxy).	
Regulation 32 (Proxy paper).	
Regulation 33 (Cancellation of proxy appointment).	
Regulation 34 (Application by proxy to vote by post).	
Regulation 35 (Disregard of applications).	<p>In paragraphs (1)(a), (2)(a) and (3), for “twelfth” substitute “fourteenth”.</p>

Provision applied and subject matter	Modifications
Regulation 36 (Records and lists of absent voters, proxies and postal proxies).	In paragraph (1), omit the words "and Regulation 5(1)(a)".
Regulation 37 (Certificate of employment).	
Regulation 38 (Interpretation of Part IV).	
Regulation 39 (Form of postal ballot paper).	
Regulation 40 (Form of declaration of identity).	
Regulation 41 (Persons entitled to be present at issue and receipt of postal ballot papers).	
Regulation 42 (Declaration of secrecy).	
Regulation 43 (Notice of issue of postal ballot papers).	
Regulation 44 (Marking of postal ballot paper).	
Regulation 45 (Refusal to issue postal ballot paper).	
Regulation 46 (Ballot paper envelope).	
Regulation 47 (Delivery of postal ballot papers to post office).	
Regulation 48 (Provision of postal voters' ballot box).	
Regulation 49 (Sealing up of special lists and counterfoils).	
Regulation 50 (Spoilt postal ballot paper).	
Regulation 51 (Receipt of covering envelope).	
Regulation 52 (Opening of postal voters' ballot box).	
Regulation 53 (Opening of covering envelopes).	
Regulation 54 (Sealing up of rejected votes and declarations of identity).	

Provision applied and subject matter	Modifications
<p>Regulation 55 (Opening of ballot paper envelopes).</p> <p>Regulation 56 (Abandoned poll).</p> <p>Regulation 57 (Forwarding of documents).</p>	<p>In paragraph (1):</p> <p>(i) omit the words from “forward, in” to “elections rules”;</p> <p>(ii) at the beginning of sub-paragraph (a) insert the words “retain for the period of one year after the day of the poll”;</p> <p>(iii) at the beginning of sub-paragraph (b) insert the words “send to the Secretary of State”; and</p> <p>(iv) at the end of the paragraph add the following sub-paragraph: “(c) after the expiry of the period of one year referred to in sub-paragraph (a) cause to be destroyed the packets referred to therein, unless otherwise directed by order of the High Court.”.</p> <p>In paragraph (2), for “forward it at a subsequent date” substitute “retain it and subsequently deal with it”.</p> <p>Omit paragraphs (3) and (4).</p>
<p>Regulation 67 (Official poll card at parliamentary elections).</p> <p>Regulation 68 (Return and declaration of election expenses).</p> <p>Regulation 69 (Forms).</p> <p>Regulation 70 (Sending of notices, etc.).</p> <p>Regulation 72 (Misnomers).</p> <p>Regulation 73 (Time).</p> <p>SCHEDULE (FORMS)</p> <p>FORM E (Elector’s official poll card).</p> <p>FORM F (Proxy’s official poll card).</p> <p>FORM H (Declaration of identity).</p> <p>FORM X (Return of expenses required by section 63 of the Representation of the People Act 1949 to be authorised by an election agent).</p>	<p>Omit paragraph (1).</p>

Provision applied and subject matter	Modifications
<p>FORM Y (Declaration as to expenses required by section 63 of the Representation of the People Act 1949 to be authorised by an election agent).</p>	
<p>REGULATIONS OF 1975</p>	
<p>In Regulation 4 (Interpretation), paragraphs (4), (6) and (7).</p>	
<p>Regulation 21 (Free copies of register).</p>	<p>For the words "The registration officer" substitute "Each registration officer" and omit sub-paragraphs (b), (d) and (e) and the words "constituency or" in sub-paragraphs (a) and (c).</p>
<p>Regulation 22 (Sale of register).</p>	
<p>Regulation 28 (Application to be treated as an absent voter).</p>	
<p>Regulation 29 (Application to vote by proxy).</p>	
<p>Regulation 30 (Appointment of proxy).</p>	
<p>Regulation 31 (Proxy paper).</p>	
<p>Regulation 32 (Cancellation of proxy appointment).</p>	
<p>Regulation 33 (Application by proxy to vote by post).</p>	
<p>Regulation 34 (Disregard of applications).</p>	<p>In paragraphs (1)(a), (2)(a) and (3) for "twelfth" substitute "fourteenth".</p>
<p>Regulation 35 (Records and lists of absent voters, proxies and postal proxies).</p>	
<p>Regulation 36 (Certificate of employment).</p>	
<p>Regulation 37 (Interpretation of Part IV).</p>	<p>Omit paragraph (2).</p>
<p>Regulation 38 (Form of postal ballot paper).</p>	
<p>Regulation 39 (Form of declaration of identity).</p>	
<p>Regulation 40 (Persons entitled to be present at issue and receipt of postal ballot papers).</p>	

Provision applied and subject matter	Modifications
Regulation 41 (Declaration of secrecy).	
Regulation 42 (Notice of issue of postal ballot papers).	
Regulation 43 (Marking of postal ballot paper).	
Regulation 44 (Refusal to issue postal ballot paper).	
Regulation 45 (Ballot paper envelope).	
Regulation 46 (Delivery of postal ballot papers to post office).	
Regulation 47 (Provision of postal voters' ballot box).	
Regulation 48 (Sealing up of special lists and counterfoils).	
Regulation 49 (Spoilt postal ballot paper).	
Regulation 50 (Receipt of covering envelope).	
Regulation 51 (Opening of postal voters' ballot box).	
Regulation 52 (Opening of covering envelopes).	
Regulation 53 (Sealing up of rejected votes and declarations of identity).	
Regulation 54 (Opening of ballot paper envelopes).	
Regulation 55 (Abandoned poll).	
Regulation 56 (Forwarding or retention of documents).	<p>In paragraph (1):</p> <ul style="list-style-type: none"> (i) omit the words from "forward to the sheriff" to "elections rules"; (ii) at the beginning of sub-paragraph (a), insert the words "retain for the period of one year after the day of the poll"; (iii) at the beginning of sub-paragraph (b), insert the words "send to the Secretary of State"; and (iv) at the end of the paragraph add the following sub-paragraph:

Provision applied and subject matter	Modifications
TOWN AND COUNTRY PLANNING (CONTROL OF ADVERTISEMENTS) (SCOTLAND) REGULATIONS 1961 (a)	
Regulation 2 (Interpretation).	
Regulation 14 (Election notices).	

(a) S.I. 1961/195.

SCHEDULE 3

Regulation 4

AMENDMENT OF FORMS IN THE SCHEDULES TO THE REGULATIONS OF 1974 AND 1975

PART I

Regulations of 1974

1. In Form D in the Schedule to the Regulations of 1974—

(a) in the Form,

- (i) after the space following the words “Local government electoral area(s)” there shall be inserted the words “European Assembly constituency. . .”;
- (ii) for the words “the parliamentary election for the above constituency on” there shall be substituted the words “the *parliamentary/ European Assembly election for the above constituency on”; and
- (iii) after the words “above parliamentary” there shall be inserted the words “or European Assembly”;

(b) in the Notes to the Form,

- (i) for Note 1, there shall be substituted the following Note:

“1. If your appointment as proxy is for a particular parliamentary or European Assembly election, it will be valid for that election only. In other cases, your appointment will continue in force until the electoral registration officer informs you to the contrary (e.g. because the elector cancels it).

If the elector is shown on this form as a resident, your appointment will be valid for all parliamentary, European Assembly and local government elections for the constituency and local government electoral area(s) named above, but not for parish or community council elections.

If the elector is shown on this form as a service voter, your appointment will be valid for all parliamentary, European Assembly and local government elections for the constituency and local government electoral area(s) named above (including parish and community elections) unless the elector applies to vote by post at a particular parliamentary or European Assembly election. If he does this, your appointment will be suspended for that election only and you will be so informed.

If a ballot paper is issued to the elector at the polling station before you apply for a ballot paper on his behalf, you will not be entitled to vote as proxy.”;

- (ii) in Note 2 after the word “parliamentary” there shall be inserted the words “or European Assembly”.

2. In Note 1 to Part 2 of Forms J, K, L and M in the Schedule to the Regulations of 1974, for the words “parliamentary and local government elections” there shall be substituted the words “parliamentary, European Assembly and local government elections”.

3. In Form N in the Schedule to the Regulations of 1974, before the word “parliamentary” there shall be inserted an asterisk, and after the words there shall be inserted the words “/European Assembly”.

4. In Form Q in the Schedule to the Regulations of 1974—

- (a) in the Form, after the word “parliamentary” there shall be inserted the words “European Assembly”, and
- (b) in the Notes, in Note 1 after the word “parliamentary” there shall be inserted the words “European Assembly”.

5. In Form R in the Schedule to the Regulations of 1974—

- (a) in the Form, after the word “parliamentary” there shall be inserted the words “and European Assembly”, and
- (b) in the Notes, in Notes 1 and 4 after the word “parliamentary” there shall be inserted the words “and European Assembly”.

6. In Form S in the Schedule to the Regulations of 1974—

- (a) in the Form, for the words “parliamentary/local government” there shall be substituted the words “parliamentary/European Assembly/local government”; and
- (b) in the Notes,
 - (i) in Note 1, after the word “parliamentary” where it first occurs there shall be inserted the words “European Assembly”; and after that word where it subsequently occurs there shall be inserted the words “or European Assembly”;
 - (ii) in Note 2, after the word “parliamentary” there shall be inserted the words “or European Assembly”.

7. In Form T in the Schedule to the Regulations of 1974—

- (a) in the Form, after the word “parliamentary” there shall be inserted the words “European Assembly”; and
- (b) in the Notes, in Note 2 after the word “parliamentary” there shall be inserted the words “European Assembly”.

8. In Form U in the Schedule to the Regulations of 1974—

- (a) in the Form,
 - (i) in paragraph (a), after the word “parliamentary” there shall be inserted the words “European Assembly”; and
 - (ii) in paragraph (b), before the word “parliamentary” there shall be inserted an asterisk and after the word there shall be inserted the words “/European Assembly”; and
- (b) in the Notes,
 - (i) in Note 2, after the word “parliamentary” there shall be inserted the words “European Assembly”, and
 - (ii) in Note 3, after the word “parliamentary” there shall be inserted the words “or European Assembly”.

9. In Note 1 to Form V in the Schedule to the Regulations of 1974, after the word “parliamentary” in the first place where it occurs there shall be inserted the words “European Assembly”; and after the word “parliamentary” in the second place where it occurs there shall be inserted the words “and European Assembly”.

10. In Form W in the Schedule to the Regulations of 1974—

- (a) in paragraph 3 of Part I of the Form, after the word “parliamentary” there shall be inserted the words “European Assembly”, and
- (b) in the Note, after the word “parliamentary” there shall be inserted the words “European Assembly”.

PART II

Regulations of 1975

1. In Form D in the Schedule to the Regulations of 1975—

- (a) in the Form,
 - (i) after the space following the words “Local government electoral area(s)” there shall be inserted the words “European Assembly constituency . . .”;
 - (ii) for the words “the parliamentary election for the above constituency on” there shall be substituted the words “the *parliamentary/ European Assembly election for the above constituency on”: and
 - (iii) after the words “above parliamentary” there shall be inserted the words “or European Assembly”;
- (b) in the Notes to the Form,
 - (i) for Note 1, there shall be substituted the following Note:

“1. If your appointment as proxy is for a particular parliamentary or European Assembly election, it will be valid for that election only. In other cases, your appointment will continue in force until the electoral registration officer informs you to the contrary (e.g. because the elector cancels it).

If the elector is shown on this form as a resident, your appointment will be valid for all parliamentary, European Assembly and local government elections for the constituency and local government electoral area(s) named above.

If the elector is shown on this form as a service voter, your appointment will be valid for all parliamentary, European Assembly and local government elections for the constituency and local government electoral area(s) named above unless the elector applies to vote by post at a particular parliamentary or European Assembly election. If he does this, your appointment will be suspended for that election only and you will be so informed.

If a ballot paper is issued to the elector at the polling station before you apply for a ballot paper on his behalf, you will not be entitled to vote as proxy.”;
 - (ii) in Note 2, after the word “parliamentary” there shall be inserted the words “or European Assembly”.

2. In Note 1 to Part 2 of Form J in the Schedule to the Regulations of 1975 for the words “parliamentary and local government elections” there shall be substituted the words “parliamentary, European Assembly and local government elections”.

3. In Form N in the Schedule to the Regulations of 1975, before the word “parliamentary” there shall be inserted an asterisk and after the word there shall be inserted the words “/European Assembly”.

4. In Form Q in the Schedule to the Regulations of 1975—

- (a) in the Form, after the word “parliamentary” there shall be inserted the words “European Assembly”, and
- (b) in the Notes, in Note 1 after the word “parliamentary” there shall be inserted the words “European Assembly”.

5. In Form R in the Schedule to the Regulations of 1975—

- (a) in the Form, after the word “parliamentary” there shall be inserted the words “and European Assembly”, and
- (b) in the Notes, in Notes 1 and 4 after the word “parliamentary” there shall be inserted the words “and European Assembly”.

6. In Form S in the Schedule to the Regulations of 1975—

- (a) in the Form, for the words “parliamentary/local government” there shall be substituted the words “parliamentary/European Assembly/local government”; and
- (b) in the Notes,
 - (i) in Note 1, after the word “parliamentary” where it first occurs there shall be inserted the words “European Assembly”; and after that word where it subsequently occurs there shall be inserted the words “or European Assembly”;
 - (ii) in Note 2, after the word “parliamentary” there shall be inserted the words “or European Assembly”.

7. In Form T in the Schedule to the Regulations of 1975—

- (a) in the Form, after the word “parliamentary” there shall be inserted the words “European Assembly”; and
- (b) in the Notes, in Note 2 after the word “parliamentary” there shall be inserted the words “European Assembly”.

8. In Form U in the Schedule to the Regulations of 1975—

- (a) in the Form,
 - (i) in paragraph (a), after the word “parliamentary” there shall be inserted the words “European Assembly”; and
 - (ii) in paragraph (b), before the word “parliamentary” there shall be inserted an asterisk and after the word there shall be inserted the words “/European Assembly”; and
- (b) in the Notes,
 - (i) in Note 2, after the word “parliamentary” there shall be inserted the words “European Assembly”, and

(ii) in Note 3, after the word “parliamentary” there shall be inserted the words “or European Assembly”.

9. In Note 1 to Form V in the Schedule to the Regulations of 1975, after the word “parliamentary” in the first place where it occurs there shall be inserted the words “European Assembly”; and after the word “parliamentary” in the second place where it occurs there shall be inserted the words “and European Assembly”.

10. In Form W in the Schedule to the Regulations of 1975—

- (a) in paragraph 3 of Part I of the Form, after the word “parliamentary” there shall be inserted the words “European Assembly”, and
- (b) in the Note, after the word “parliamentary” there shall be inserted the words “European Assembly”.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations provide for the conduct of the election of representatives to the Assembly of the European Communities in England, Scotland and Wales. Such elections will be conducted in accordance with the simple majority system.

Regulation 3 and Schedules 1 and 2 specify the provisions of existing elections legislation—in particular, the Representation of the People Acts and subordinate legislation made thereunder—which are to apply to European Assembly elections, together with appropriate modifications. The modifications take account in particular of the greater size of European Assembly constituencies compared to parliamentary constituencies. For instance, Schedule 1 to these Regulations modifies section 64 of the Representation of the People Act 1949 (Limitation of candidates' election expenses) and makes fresh provision for the verification of the ballot paper accounts in rule 44B of the elections rules.

Regulation 4 and Schedule 3 amend certain forms in the Representation of the People Regulations to enable those forms to be used for European Assembly elections as well as parliamentary elections.

Regulation 7 makes transitional provision with respect to absent voting facilities.

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