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## STATUTORY INSTRUMENTS

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# 2001 No. 497

## Representation of the People (Scotland) Regulations 2001

### PART IV

#### ABSENT VOTERS

#### **[<sup>F1</sup>Additional requirements for application for an emergency proxy vote in respect of a particular election**

- 55A.**—(1) This regulation sets out the requirements referred to in regulation 55(4).
- (2) The application must (in addition to providing the information required by regulation 55(1)) state—
- (a) where the applicant is self-employed, that fact; and, in any other case, the name of the applicant’s employer;
  - (b) that the reason provided in accordance with regulation 55(1) relates to the applicant’s occupation, service or employment; and
  - (c) the date on which the applicant became aware of that reason.
- (3) Paragraphs (4), (5) and (6) apply unless the applicant is or will be registered as a service voter.
- (4) The application must be attested and signed—
- (a) where the applicant is self-employed, by a person who—
    - (i) is aged 18 years or over;
    - (ii) knows the applicant; and
    - (iii) is not related to the applicant;
  - (b) where the applicant is not self-employed, by the applicant’s employer or by another employee to whom this function is delegated by the employer.
- (5) The person attesting an application under paragraph (4) (the “attestor”) must certify that the statements required by paragraph (2) and the information required by regulation 55(1) are true to the best of their knowledge and belief.
- (6) The attestor shall also state—
- (a) the attestor’s name and address, and
  - (b) if the attestor is attesting—
    - (i) where the applicant is self-employed, that the attestor is aged 18 years or over and that the attestor knows, but is not related to, the applicant; or
    - (ii) as or on behalf of the employer of the applicant, that the attestor is the employer, or the position the attestor holds in the employment of that employer.
- (7) For the purposes of this regulation, one person (‘A’) is related to another (‘B’) if A is the spouse, civil partner, parent, grandparent, brother, sister, child or grandchild of B.]

*Status: Point in time view as at 27/02/2022. This version of this provision has been superseded.*

*Changes to legislation: Representation of the People (Scotland) Regulations 2001, Section 55A is up to date with all changes known to be in force on or before 18 August 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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**Textual Amendments**

- F1** Reg. 55A inserted (6.4.2014) by The Representation of the People (Scotland) (Description of Electoral Registers and Amendment) Regulations 2013 (S.I. 2013/3206), regs. 1(3)(b), **24**

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

- C1** Reg. 55A applied (26.2.2016) by The European Union Referendum (Conduct) Regulations 2016 (S.I. 2016/219), reg. 1, **Sch. 3 para. 2(g)**

**Status:**

Point in time view as at 27/02/2022. This version of this provision has been superseded.

**Changes to legislation:**

Representation of the People (Scotland) Regulations 2001, Section 55A is up to date with all changes known to be in force on or before 18 August 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.