

## SCHEDULE 1

### EUROPEAN PARLIAMENTARY ELECTIONS RULES

#### PART IV

##### *Final Proceedings*

###### **Declaration of result**

**60.**—(1) In a contested election, when the result of the poll has been ascertained, the returning officer shall forthwith—

- (a) declare to be elected the candidates who are deemed to be elected under rules 49 to 59 above ;
- (b) notify their names to the Secretary of State;
- (c) give public notice of—
  - (i) the names of those candidates;
  - (ii) the number of first preference votes for each candidate whether elected or not;
  - (iii) any transfer of votes;
  - (iv) the total number of votes for each candidate at each stage of the count at which such transfer took place; and
  - (v) the order in which the successful candidates were elected.

(2) In the case of an uncontested election, the statement of candidates nominated, in addition to showing the person or persons standing nominated, shall also declare that person or persons to be elected; and the returning officer shall forthwith notify his or their names to the Secretary of State.

###### **Return or forfeiture of candidate's deposit**

**61.**—(1) The deposit made under rule 9 of these rules shall either be returned to the person making it or his personal representatives or be forfeited to Her Majesty.

(2) Except in the cases mentioned below in this rule, the deposit shall be returned not later than the next day after that on which the result of the election is declared.

(3) For the purposes of paragraph (2)—

- (a) a day shall be disregarded if it would be disregarded under rule 2 in computing any period of time for the purposes of the timetable for an election of the kind in question; and
- (b) the deposit shall be treated as being returned on a day if a cheque for the amount of the deposit is posted on that day.

(4) Where—

- (a) a candidate is not shown as standing nominated in the statement of candidates nominated, or
- (b) the candidate has died,

the deposit shall be returned as soon as practicable after the publication of that statement or the time when the returning officer is satisfied of the candidate's death, as the case may be.

(5) Subject to paragraph (4) the deposit shall be forfeited if a poll is taken and, if the number of votes credited to the candidate at any stage of the counting of the votes does not exceed one quarter of the quota.