

SCHEDULE

Amendments to the European Parliamentary Election Petition Rules 1979

4. In rule 5—

(a) in paragraph (1), for the words “section 136 of the Act.” substitute “regulation 94 of the 2004 Regulations.”; and

(b) for paragraph (2) substitute—

“(2) A recognisance as security for costs shall be acknowledged—

(a) if the petition relates to an electoral region other than the combined region, before a person authorised to take affidavits under the Commissioners for Oaths Acts 1889⁽¹⁾ and 1891⁽²⁾ or the Solicitors Act 1974⁽³⁾; or

(b) if the petition relates to the combined region—

(i) before a person authorised to take affidavits under the Commissioners for Oaths Acts 1889 and 1891 or the Solicitors Act 1974; or

(ii) before a person authorised to take affidavits under the Commissioner for Oaths Ordinance,

and shall be filed forthwith after being acknowledged.”; and

(c) after paragraph (3) insert—

“(4) Without prejudice to this rule, a petitioner when making a payment into court on account of his security for costs, may do so—

(a) if a petition relates to an electoral region other than the combined region, at the election petitions office, or

(b) if the petition relates to the combined region at—

(i) the election petitions office, or

(ii) the Supreme Court Registry of the Gibraltar Supreme Court for transmission to the election petitions office.”.

(1) 1889 c. 10.
(2) 1891 c. 50.
(3) 1974 c. 47.