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STATUTORY INSTRUMENTS

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**2004 No. 293**

**The European Parliamentary Elections Regulations 2004**

**PART 5**

**MISCELLANEOUS**

**Public notices and declarations**

**123.**—(1) A public notice required by or under these Regulations to be given by a returning officer for a European Parliamentary election shall be given by posting the notice in some conspicuous place or places in the electoral region and may also be given in such other manner as he thinks desirable for publicising it.

(2) A public notice required by or under these Regulations to be given by a local returning officer shall be given by posting the notice in some conspicuous place or places in the local counting area and may also be given in such other manner as he thinks fit.

(3) Any person before whom a declaration is authorised to be made under these Regulations may take the declaration.

(4) In the application of paragraph (1) to the combined region, the notice shall be given by posting it in some conspicuous place or places in that part of the combined region which is in the United Kingdom and in some conspicuous place or places in that part which is in Gibraltar.

**Remuneration for free postal services provided under the Regulations**

**124.**—(1) This regulation applies where any postal services are provided without charge by a universal service provider in pursuance of these Regulations.

(2) The universal service provider shall be entitled to be remunerated for having provided the services—

- (a) at the rate fixed in relation to them by virtue of a scheme under section 89 of the Postal Services Act 2000; or
- (b) in the case of any postal communication sent to a place or an elector in the combined region in pursuance of regulation 63 for which there is no such scheme for those services, at a rate fixed in relation to those services in accordance with paragraph (3).

(3) The rate referred to in paragraph (2)(b) must correspond substantially to the rate fixed in relation to the provision of services in pursuance of regulation 63 which would apply by virtue of a scheme under section 89 of the Postal Services Act 2000 if the whole of the combined region were in England, except that it may include an element for additional expenses associated with providing such services in the combined region.

(4) A sum which a universal service provider is entitled to receive by virtue of this regulation shall be charged on, and issued out of, the Consolidated Fund.

(5) In this regulation “postal services” and “universal service provider” have the same meanings as in the Postal Services Act 2000.

### **Application of Local Government Finance Act 1988 for European Parliamentary Elections**

**125.** Section 65(6) of the Local Government Finance Act 1988<sup>(1)</sup> (hereditaments to be treated as unoccupied notwithstanding use for election purposes) shall apply in relation to a European Parliamentary election as it applies in relation to a parliamentary election and as though the reference in section 65(6) to a person's candidature included a reference to a registered party's; and as though the reference to a returning officer was a reference to a local returning officer.

### **Revocation**

**126.** The European Parliamentary Elections Regulations 1999<sup>(2)</sup> are hereby revoked.

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(1) 1988 c. 41.  
(2) S.I.1999/1214.