

## SCHEDULE 4

### ENTITLEMENT TO REGISTRATION AND LEGAL INCAPACITY TO VOTE IN GIBRALTAR

#### PART 2

#### ENTITLEMENT TO REGISTRATION AND LEGAL INCAPACITY

##### *Persons under the age of 18*

##### **Entitlement to registration of person under the age of 18**

5.—(1) A person otherwise qualified for registration is (despite sections 15(1)(d) and 16(1)(d) and (2)(d) of the 2003 Act) entitled to be registered in the register if he will attain voting age before the end of the period of 12 months beginning with the 1st December next following the relevant date, but—

- (a) his entry in the register shall give the date on which he will attain that age; and
- (b) until the date given in the entry he shall not by virtue of the entry be treated as an elector for any purposes other than those of an election the date of the poll for which is the date so given or any later date.

(2) In this paragraph “the relevant date”, in relation to a person, means—

- (a) the date on which an application for registration is made (or, by virtue of paragraph 6, is treated as having been made) by him;
- (b) in the case of a person applying for registration in pursuance of a declaration of local connection or a service declaration, the date on which the declaration was made.

##### **Circumstances in which an application for registration in the Gibraltar register may be treated as having been made**

6. Where—

- (a) in connection with a canvass under paragraph 9 of Schedule 1 to the European Parliamentary Elections Ordinance 2004, the form completed in respect of any address specifies any person as a person who is entitled to be registered in the register, and
- (b) that person is not for the time being registered in the register in respect of that address,

he shall be treated as having made, on the canvass date (within the meaning of that Ordinance) in question, an application for registration in the register in respect of that address.

##### **Alteration of Gibraltar register: pending elections**

7.—(1) An alteration in a published version of the register which takes effect under paragraph 12(2) of Schedule 1 to the European Parliamentary Elections Ordinance 2004 after the final nomination day for a European Parliamentary election shall not have effect for the purposes of that election unless the alteration—

- (a) is made in consequence of a decision or determination falling within paragraph 12(1)(c) or (d) of that Schedule; and
- (b) takes effect on or before the fifth day before the date of the poll.

(2) In this paragraph—

**Status:** *This is the original version (as it was originally made).*

“the final nomination day”, in relation to such an election, means the last day on which nomination papers may be delivered to the returning officer for the purposes of the election.