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STATUTORY INSTRUMENTS

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**2007 No. 937**

**The Scottish Parliament (Elections etc.) Order 2007**

**PART III**

**THE ELECTION CAMPAIGN**

**Expenses incurred otherwise than for election purposes**

- 40.**—(1) Neither article 38 nor articles 43 and 44 shall apply to election expenses—
- (a) which are incurred by or on behalf of a candidate otherwise than for the purposes of the candidate's election, but
  - (b) which by virtue of article 57(1) fall to be regarded as election expenses by reason of the property goods, services or facilities in respect of which they were incurred being used for the purposes of the candidate's election.
- (2) The candidate's election agent shall make a declaration of the amount (determined in accordance with articles 57 and 58) of any election expenses falling within paragraph (1).
- (3) In this article "for the purposes of the candidate's election" has the same meaning as in articles 57 to 59.