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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**

**Meaning of Election Expenses**

**57.**—(1) In this part of this Order “election expenses” in relation to a candidate at an election means (subject to paragraph (2) and article 59) any expenses incurred at any time in respect of any matter specified in paragraph (1) of article 58 which is used for the purposes of the candidate’s election after the date when he becomes a candidate at the election.

(2) No election expenses are to be regarded as incurred by virtue of paragraph (1) or article 59 in respect of any matter specified in paragraph (2) of article 58.

(3) In this article and in article 59 “for the purposes of the candidate’s election” means with a view to, or otherwise in connection with, promoting or procuring the candidate’s election at the election.

(4) For the purposes of this Order election expenses are incurred by or on behalf of a candidate at an election if they are incurred—

(i) by the candidate or his election agent, or

(ii) by any person authorised by the candidate or his election agent to incur expenses;

(5) In this Order any reference to election expenses incurred by or on behalf of a candidate at an election includes expenses—

(i) which are incurred as mentioned in paragraph (1) before the date when he becomes a candidate at the election, but

(ii) which by virtue of that paragraph fall to be regarded as election expenses.

(6) In this Order any reference (in whatever terms) to promoting or procuring a candidate’s election at an election includes doing so by prejudicing the electoral prospects of another candidate at the election.