

SCHEDULE 2

SCOTTISH PARLIAMENTARY ELECTION RULES

PART II

STAGES COMMON TO CONTESTED AND UNCONTESTED ELECTIONS

Nomination

Publication of statement of persons nominated as candidates for return as a constituency member

19.—(1) The constituency returning officer shall prepare and publish a statement showing the persons who have been and stand nominated as candidates for return as a constituency member and any other persons who have been nominated as such candidates, with the reason why they no longer stand nominated.

(2) The statement shall show the names, addresses and descriptions of the persons nominated as given in their constituency nomination papers.

(3) The statement shall show the persons standing nominated arranged alphabetically in the order of their surnames, and, if there are two or more of them with the same surname, of their other names.

(4) If a person's nomination paper gives a commonly used surname or forename in addition to another name—

(a) the statement shall show the person's commonly used surname or forename (as the case may be) instead of any other name;

(b) but sub-paragraph (a) does not apply if the constituency returning officer thinks—

(i) that the use of the person's commonly used name may be likely to mislead or confuse electors, or

(ii) that the commonly used name is obscene or offensive;

(c) if sub-paragraph (b) applies, the constituency returning officer must give notice in writing to the candidate for his reasons for refusing to allow the use of a commonly used name.

(5) In the case of a person nominated by more than one constituency nomination paper, the constituency returning officer shall take the particulars required by the foregoing provisions of this paragraph from such one of the papers as the candidate (or the returning officer in default of the candidate) may select.

(6) The constituency returning officer shall send to the Electoral Commission—

(a) a copy of the statement; and

(b) in the case of each candidate standing nominated in respect of whom a certificate has been received by the returning officer in accordance with rule 8, a copy of that certificate.

(7) The constituency returning officer may, if he thinks fit, at any time before the publication under this rule of the statement of persons and parties nominated, correct minor errors in a nomination paper, including—

(a) errors as to a person's electoral number,

(b) obvious errors of spelling in relation to the details of a candidate.

(8) Anything done by a constituency returning officer in pursuance of paragraph (7) must not be questioned in any proceedings other than proceedings on an election petition.