

SCHEDULE 3

APPLICATION OF EXISTING PROVISIONS OF REGULATIONS

PART 1

THE 2001 REGULATIONS (ENGLAND AND WALES) AND THE 2001 REGULATIONS (SCOTLAND)

Alternative means of returning postal ballot paper or postal voting statement: England and Wales

34. Regulation 79 of the England and Wales Regulations (alternative means of returning postal ballot paper or postal voting statement)(**1**) applies for the purposes of the referendum but as if—

- (a) for “returning officer” (in each place) there were substituted “counting officer”,
- (b) in paragraph (1) for “rule 45(1B) of the rules in Schedule 1 to the 1983 Act” there were substituted “regulation [46\(3\)](#) of the European Union Referendum (Conduct) Regulations 2016”, and
- (c) in paragraph (3) for “rule 43(1) of the elections rules” there were substituted “regulation [44\(1\)](#) of the European Union Referendum (Conduct) Regulations 2016”.

Commencement Information

II Sch. 3 para. 34 in force at 26.2.2016, see [reg. 1](#)

(1) Regulation 79 of the England and Wales Regulations was amended by regulation 11 of [S.I. 2006/752](#) and regulation 65 of [S.I. 2006/2910](#). Regulation 79 of the Scotland Regulations was amended by regulation 10 of [S.I. 2006/834](#) and regulation 54 of [S.I. 2007/925](#).

Changes to legislation:

There are outstanding changes not yet made by the legislation.gov.uk editorial team to The European Union Referendum (Conduct) Regulations 2016. Any changes that have already been made by the team appear in the content and are referenced with annotations.

[View outstanding changes](#)

Changes and effects yet to be applied to :

- Regulations modified by [S.I. 2016/220 art. 4\(4\)Sch. 2](#)
- Regulations power to modify conferred by [S.I. 2016/220 art. 3Sch. 1](#)

Changes and effects yet to be applied to the whole Instrument associated Parts and Chapters:

Whole provisions yet to be inserted into this Instrument (including any effects on those provisions):

- Sch. 1 para. 4(1)(ca) inserted by [S.I. 2016/636 reg. 3\(2\)\(a\)](#)