

## SCHEDULE 3

### APPLICATION OF EXISTING PROVISIONS OF REGULATIONS

#### PART 1

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

##### Forwarding or retention of documents: England and Wales

**48.**—(1) Regulation 91 of the England and Wales Regulations (forwarding of documents)(1) applies for the purposes of the referendum but with the following modifications.

(2) For those purposes the following paragraph is to be treated as substituted for paragraph (1)—

“(1) When the counting officer forwards the documents mentioned in regulation 56 of the European Union Referendum (Conduct) Regulations 2016, he shall forward to the same registration officer—

(a) any packets referred to in regulations 75, 77(6), 78(2C), 78A(2), 84(9) and 89, endorsing on each packet a description of its contents, the date of the referendum and the name of the voting area, and

(b) a completed statement in Form K of the number of postal ballot papers issued.”

(3) Paragraph (3) has effect for the purposes of the referendum as if for “returning officer” (in both places) there were substituted “counting officer”.

(4) Paragraph (3A) has effect for the purposes of the referendum as if—

(a) for “returning officer” (in both places) there were substituted “counting officer”,

(b) the following were substituted for sub-paragraph (a)—

“(a) forward to the registration officer mentioned in that paragraph the list required to be compiled under regulation 87(4),”, and

(c) in sub-paragraph (b) for “constituency” there were substituted “voting area”.

(5) Paragraph (4) has effect for the purposes of the referendum as if for “Rules 56 and 57 of the elections rules” there were substituted “Regulations 57 and 58 of the European Union Referendum (Conduct) Regulations 2016”.

(6) Paragraph (5) has effect for the purposes of the referendum as if for “returning officer” there were substituted “counting officer”.

##### Commencement Information

**II** Sch. 3 para. 48 in force at 26.2.2016, see [reg. 1](#)

(1) Regulation 91 was amended by regulation 12 of [S.I. 2006/752](#); regulation 53 of [S.I. 2006/2910](#); and regulation 36 of [S.I. 2013/3198](#).

**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\(2\)\(a\)](#)