

STATUTORY INSTRUMENTS

2020 No. 395

The Local Government and Police and Crime Commissioner (Coronavirus) (Postponement of Elections and Referendums) (England and Wales) Regulations 2020

PART 2

Postponement of by-elections

By-elections of combined authority mayors

8.—(1) The poll for an election to fill a vacancy in the office of a combined authority mayor that, pursuant to regulation 3(2) of the 2017 Order (filling of vacancies in the office of elected mayor), would otherwise be held on a day during the relevant period is to be held instead on the ordinary day of election in 2021.

(2) If a vacancy referred to in paragraph (1) relates to the office of a combined authority mayor for which—

- (a) pursuant to, or by virtue of, paragraph 2 of Schedule 5B to the 2009 Act (timing of elections)^{M1}, an election would have been held on the ordinary day of election in 2021; or
- (b) pursuant to section 60 of the 2020 Act an election is to be held on the ordinary day of election in 2021,

the vacancy is to be filled at the ordinary election in 2021 and a poll is not to be held to fill the casual vacancy.

(3) In this regulation—

“the 2017 Order” means the Combined Authorities (Mayors) (Filling of Vacancies) Order 2017^{M2},

“combined authority mayor” means a mayor in relation to whose office an order has been made under section 107A(1) of the 2009 Act (power to provide for election of mayor)^{M3}.

Commencement Information

I1 Reg. 8 in force at 7.4.2020, see [reg. 1](#)

Marginal Citations

M1 [Schedule 5B](#) was inserted by Schedule 1 to the [Cities and Local Government Devolution Act 2016](#) (c.1).

M2 [S.I. 2017/69](#).

M3 [Section 107A](#) was inserted by section 2(1) of the [Cities and Local Government Devolution Act 2016](#) (c. 1).

Changes to legislation:

There are currently no known outstanding effects for the The Local Government and Police and Crime Commissioner (Coronavirus) (Postponement of Elections and Referendums) (England and Wales) Regulations 2020, Section 8.