

SCHEDULE 3

The Local Government Act Referendums Rules

PART 3

General Provisions

Notice of referendum

- 5.**—(1) The counting officer must publish notice of the referendum, stating the date of the poll.
- (2) The notice of referendum must state the date by which—
- (a) applications to vote by post or by proxy, and
 - (b) other applications and notices about postal or proxy voting,
- must reach the registration officer in order that they may be effective for the referendum.

Poll to be taken by ballot

- 6.** A poll must be taken at the referendum and the votes at the poll must be given by ballot.

The ballot papers

- 7.**—(1) The ballot of every person entitled to vote at the referendum must consist of a ballot paper.
- (2) Every ballot paper to be used in the referendum must be in the appropriate form in the Appendix (depending on the question to be asked in the referendum).
- (3) Every ballot paper must—
- (a) be capable of being folded up; and
 - (b) have a number and other unique identifying mark printed on the back.

The corresponding number list

- 8.**—(1) The counting officer must prepare a list containing the numbers and other unique identifying marks of all of the ballot papers to be issued by the counting officer in pursuance of rule 13(1) or provided by the counting officer in pursuance of rule 17(1).
- (2) The list must be in the appropriate form in the Appendix or a form to like effect.

The official mark

- 9.**—(1) Every ballot paper must contain an appropriate security marking (the official mark).
- (2) The official mark must be kept secret.
- (3) The counting officer may use a different official mark for different purposes at the same referendum.

Prohibition of disclosure of vote

- 10.** No person who has voted at the referendum is required, in any legal proceeding to question the referendum, to state for which answer that person has voted.

Changes to legislation: There are currently no known outstanding effects for the The Local Authorities (Conduct of Referendums) (Wales) Regulations 2008, PART 3 . (See end of Document for details)

Use of schools and public rooms

11.—(1) The counting officer may use, free of charge, for the purpose of taking the poll or counting the votes—

- (a) a room in a school maintained or assisted by a ^{F1}local authority (within the meaning of section 579(1) of the Education Act 1996)] or a school in respect of which grants are made out of moneys provided by the Welsh Ministers to the person or body of persons responsible for the management of the school;
- (b) a room the expense of maintaining which is payable out of any rate.

(2) The counting officer must make good any damage done to, and defray any expense incurred by the persons having control over, any such room as mentioned above by reason of its being used for the purpose of taking the poll or counting the votes.

Textual Amendments

- F1** Words in Sch. 3 para. 11 substituted (5.5.2010) by The Local Education Authorities and Childrens Services Authorities (Integration of Functions) (Subordinate Legislation) (Wales) Order 2010 (S.I. 2010/1142), art. 1(1), Sch. 2 para. 24

Changes to legislation:

There are currently no known outstanding effects for the The Local Authorities (Conduct of Referendums) (Wales) Regulations 2008, PART 3 .