STATUTORY INSTRUMENTS

1984 No. 137

REPRESENTATION OF THE PEOPLE

The European Assembly Elections Regulations 1984

Laid before Parliament in draft

Made - - - -	*7th February* 1984
Coming into Operation	*21st February* 1984

Whereas a draft of these Regulations has been approved by a resolution of each House of Parliament:

Now, therefore, in exercise of the powers conferred upon me by paragraph 2 of Schedule 1 to the European Assembly Elections Act 1978 (**a**), I hereby make the following Regulations:—

Citation, commencement and extent

1.—(1) These Regulations may be cited as the European Assembly Elections Regulations 1984 and shall come into operation on the fourteenth day after the day on which they are made.

(2) These Regulations shall not extend to Northern Ireland.

Interpretation

2.—(1) Unless the context otherwise requires, in these Regulations and in any provision applied by these Regulations:—

"Act of 1983" means the Representation of the People Act 1983 (**b**);

"Act of 1978" means the European Assembly Elections Act 1978;

"Assembly" means the Assembly of the European Communities;

"Assembly constituency" means a constituency constituted by an Order in Council under section 3 of the House of Commons (Redistribution of Seats) Act 1949 (**c**), as applied by paragraph 4 of Schedule 2 to the Act of 1978;

"day of the poll" and "date of the poll" mean the day appointed by order under paragraph 3 of Schedule 1 to the Act of 1978 for the holding of the election;

"elections rules" and "parliamentary elections rules" mean the rules in Schedule 1 to the Act of 1983, as applied by Schedule 1 to these Regulations;

"elector" means a person who under paragraph 2(1) of Schedule 1 to the Act of 1978 is entitled to vote at an Assembly election in a particular Assembly constituency;

(**a**) 1978 c.10. (**b**) 1983 c.2. (**c**) 1949 c.66.

"postal proxy" means a person entitled to vote by post as a proxy at an election;

"register" means the register or registers of parliamentary, or in the case of peers local government, electors in force within a particular Assembly constituency at the time of an Assembly election in that constituency;

"registered", in relation to an elector, means a person registered on a register;

"registration officer" means an electoral registration officer appointed under section 8 of the Act of 1983;

"Regulations of 1983" mean the Representation of the People Regulations 1983 (**a**);

"Regulations (Scotland) of 1983" mean the Representation of the People (Scotland) Regulations 1983 (**b**);

"representative" means a representative to the Assembly;

"verifying officer" means the officer, appointed by the returning officer, with responsibility for the verification of the ballot paper accounts.

(2) Any reference in these Regulations or in the provisions applied by these Regulations to the time when any proceeding at an Assembly election is due to take place (for example, publication of notice of election) shall be determined in accordance with the timetable in rule 1 of the elections rules.

Application of certain statutory provisions to Assembly elections

3.—(1) The provisions of the Act of 1983 which are specified in the left-hand column of Schedule 1 to these Regulations shall, subject to—

(a) any modifications and exceptions specified in relation to those provisions in the right-hand column of that Schedule, and

(b) the provisions of paragraphs (4), (5) and (6) below,

apply for the purposes of an Assembly election.

(2) The provisions of the Regulations of 1983, the Regulations (Scotland) of 1983 and the Town and Country Planning (Control of Advertisements) (Scotland) Regulations 1961 (**c**) which are specified in the left-hand column of Schedule 2 to these Regulations shall, subject to—

(a) any modifications and exceptions specified in relation to those provisions in the right-hand column of that Schedule, and

(b) paragraphs (4) to (9) below,

apply for the purposes of an Assembly election.

(3) Section 72 of the Post Office Act 1969 (**d**) and section 11(3) of the Act of 1983 shall apply in relation to an Assembly election as they apply in relation to a parliamentary election, and as though the reference in section 72 to the Act of 1983 was a reference to that Act as applied by these Regulations.

(4) In the provisions applied by Schedules 1 and 2 to these Regulations, any provision relating solely to a local government election and references in connection therewith (including a reference to a petition questioning an election under the local government Act) shall, unless the context otherwise requires, be disregarded.

(**a**) S.I. 1983/435. (**b**) S.I. 1983/548. (**c**) S.I. 1961/195.

(**d**) 1969 c.48; section 72 was amended by paragraph 11 of Schedule 8 to the Representation of the People Act 1983.

(5) Unless the context otherwise requires, in the provisions applied by Schedules 1 and 2 to these Regulations:—

(a) any reference to a parliamentary election shall be construed as a reference to an Assembly election and any reference to a general election shall accordingly be construed as a reference to an Assembly general election;

(b) any reference to a constituency shall be construed as a reference to an Assembly constituency;

(c) any reference to a returning officer shall be construed as a reference to such an officer at an Assembly election;

(d) any reference to a member in the context of a Member of Parliament shall be construed as a reference to a representative;

(e) any reference to a parliamentary election petition shall be construed as a reference to an Assembly election petition, except that this construction shall not apply to any reference to the rota for the trial of parliamentary election petitions;

(f) any reference to a return in the context of a return to the writ of election (and a return to Parliament) shall be construed as a reference to the declaration of result made by the returning officer under rule 50 of the elections rules.

(6) Unless the context otherwise requires, in the provisions applied by Schedules 1 and 2 to these Regulations, any reference to an enactment or instrument made under an enactment shall be construed as a reference to that enactment or instrument as applied by these Regulations.

(7) Any reference in the Regulations of 1983 or the Regulations (Scotland) of 1983, as applied by these Regulations, to Forms E, F, H, V, W or X shall be construed as a reference to the form identified by means of that letter in Schedule 3 to each of those sets of Regulations, as applied by these Regulations.

(8) Any reference in the Regulations of 1983 or the Regulations (Scotland) of 1983, as applied by these Regulations, to any form identified by means of a letter other than the forms referred to in paragraph (7) above, shall be construed as a reference to the form so identified in Schedule 3 to each of those sets of Regulations, as amended by Regulation 4 of, and Schedule 3 to, these Regulations.

(9) In the headings of the forms referred to in paragraph (7) above, for the words "Representation of the People Acts" there shall be substituted the words "European Assembly Elections Act 1978".

Amendment of certain forms

4.—(1) The forms in Schedule 3 to the Regulations of 1983 and in Schedule 3 to the Regulations (Scotland) of 1983 which are specified in paragraph (3) below shall be amended in accordance with Schedule 3 to these Regulations and paragraph (2) below.

(2) In the headings of the forms which are specified in paragraph (3) below after the words "Representation of the People Acts" there shall be added the words "European Assembly Elections Act 1978".

(3) The forms referred to in this Regulation are identified as Forms D, G, M, N, O, P, Q, R, S, T and U in Schedule 3 to the Regulations of 1983 and in Schedule 3 to the Regulations (Scotland) of 1983.

Discharge of duties of returning officer in England and Wales

5.—(1) In England and Wales, the duties of the returning officer at an Assembly election (except those referred to in paragraph (2) below) shall be discharged, as acting returning officer, by the acting returning officer who, by virtue of section 28(1) of the Act of 1983, would discharge the duties of that returning officer at a parliamentary election.

(2) Paragraph (1) above does not apply to any duties under rule 50 of the elections rules which the returning officer reserves to himself and undertakes to perform in person.

(3) The returning officer shall give to the acting returning officer written notice of any duties which he reserves to himself under paragraph (2) above, and that paragraph shall, in the case of any election, apply to the duties (if any) of which notice is given not later than the day following that on which notice of election is published, and to no others.

Applications for voting by post or by proxy

6. In England and Wales, from the date of the publication of the notice of an Assembly election, the functions of a registration officer in connection with applications to vote by post or proxy or by a proxy to vote by post at that election shall be exercised by the returning officer:

Provided that a registration officer shall, on the request of the returning officer, exercise those functions in respect of the area for which he was appointed.

Revocation

7. The European Assembly Elections Regulations 1979 (**a**) are hereby revoked.

Leon Brittan,
One of Her Majesty's Principal
Secretaries of State.

Home Office.
7th February 1984.

(**a**) S.I. 1979/338.

SCHEDULE 1 Regulation 3(1).

APPLICATION WITH MODIFICATIONS OF PROVISIONS OF THE ACT OF 1983

Provision applied and subject matter	Modifications
In section 18 (Polling districts and places at parliamentary elections), subsections (1) and (9).	After subsection (1), there shall be inserted the following subsection: "(1A) The polling districts and polling places designated under this section shall be the same as those used or designated for parliamentary elections, except where it appears to those responsible for the designation of parliamentary polling districts and polling places that special circumstances make it desirable for some other polling district or polling place to be designated.".
Section 19 (Voting at parliamentary elections).	
Section 20 (Absent voters at parliamentary elections).	
Section 21 (Proxies at parliamentary elections).	
Section 22 (Voting as proxy at parliamentary elections).	
Section 23 (Rules for parliamentary elections).	
In section 24 (Returning officers: England and Wales), subsection (2).	
In section 27 (Returning officers generally), subsection (3).	
In section 28 (Discharge of returning officer's functions in England and Wales), subsections (4), (5) and (6).	In subsection (4), for the words "subsection (1)" there shall be substituted "Regulation 5(1) of the European Assembly Elections Regulations 1984". In subsection (5), the words from "but the appointment" to the end of the subsection shall be omitted.
Section 29 (Payments by and to returning officer).	Subsections (1) and (2) shall be omitted. In subsection (5), for the words from the beginning of the subsection to "the Treasury, but" there shall be substituted "On an account for such charges being submitted to the Treasury".
Section 30 (Taxation of returning officer's account).	
Section 49 (Effect of registers).	
Section 50 (Effect of misdescription).	

Provision applied and subject matter	Modifications
Section 52 (Discharge of registration duties).	Subsections (4) and (5) shall be omitted.
Section 54 (Payment of expenses of registration).	
Section 55 (Ascertainment of amount of registration expenses).	
Section 60 (Personation).	
Section 61 (Other voting offences).	
Section 63 (Breach of official duty in parliamentary elections).	In subsection (3)*(b)* after the words "returning officer" there shall be inserted "verifying officer".
Section 65 (Tampering with nomination papers, ballot papers etc.).	In subsection (3)*(a)*, after the words "returning officer" there shall be inserted "verifying officer".
Section 66 (Requirement of secrecy).	In subsection (2), before "counting" in the first and third places where the word occurs there shall be inserted "verification of the ballot paper accounts or the". After subsection (2), there shall be inserted the following subsection: "(2A) No person attending at the verification of the ballot paper accounts or the counting of the votes shall express to any person an opinion based on information obtained at that verification or count as to the likely outcome of that count.".
Section 67 (Appointment of election agent).	
Section 68 (Nomination of sub-agent at parliamentary elections).	In subsection (1), the words "In the case of a parliamentary election for a county constituency" shall be omitted.
Section 69 (Office of election agent and sub-agent).	
Section 70 (Effect of default in election agent's appointment).	
Section 72 (Making of contracts through election agent).	
Section 73 (Payment of expenses through election agent).	In subsection (2), for "£2" there shall be substituted "£20".
Section 74 (Candidate's personal expenses, and petty expenses).	In subsection (1), for "£100" there shall be substituted "£600".

Provision applied and subject matter	Modifications
Section 75 (Prohibition of expenses not authorised by election agent).	In subsection (1), for "50p" there shall be substituted "£5". Subsection (4) shall be omitted.
Section 76 (Limitation of election expenses).	For subsection (2), there shall be substituted the following subsection: "(2) That maximum amount is £8,000 together with an additional 3.5p for every entry in the register of electors to be used at the election (as first published).". Subsection (3) shall be omitted.
Section 78 (Time for sending in and paying claims).	
Section 79 (Disputed claims).	
Section 80 (Election agent's claim).	
Section 81 (Return as to election expenses).	
Section 82 (Declarations as to election expenses).	
Section 83 (Where no return and declarations needed at parliamentary elections).	
Section 84 (Penalty for failure as respects return or declarations).	
Section 86 (Authorised excuses for failures as to return and declarations).	
Section 87 (Court's power to require information from election agent or sub-agent).	
Section 88 (Publication of time and place for inspection of returns and declarations).	
Section 89 (Inspection of returns and declarations).	In subsections (1) and (2), for the words "two years", in each place where they occur, there shall be substituted "12 months".
Section 91 (Candidate's right to send election address post free).	For subsection (4), there shall be substituted the following subsection: "(4) For the purposes of this section, "elector" means a person—

Provision applied and subject matter	Modifications
	(a) who is registered in any of the registers to be used at the election in the Assembly constituency (excluding any person not registered at an address within the Assembly constituency), or *(b)* who, pending the publication of those registers appears in the electors lists for those registers (as corrected by the registration officer) to be entitled to be so registered at an address within the Assembly constituency, and accordingly includes a person shown in any of those registers or electors lists as below voting age if it appears from those registers or lists that he will be of voting age on the day of the poll, but not otherwise.".
Section 92 (Broadcasting from outside United Kingdom).	
Section 93 (Broadcasting during elections).	For subsection (2), there shall be substituted the following subsection: "(2) For the purposes of subsection (1) above, an Assembly election shall be deemed to be pending for the period of 6 weeks ending on the day of the poll.".
Section 94 (Imitation poll cards).	
Section 95 (Schools and rooms for parliamentary election meetings).	In subsection (1), for the words "receipt of the writ" there shall be substituted "publication of notice of election".
Section 97 (Disturbances at election meetings).	For subsection (2), there shall be substituted the following subsection: "(2) This section applies to a political meeting held in any Assembly constituency in connection with an Assembly election between the date of publication of notice of election and the date of the poll.".
Section 98 (Premises not affected for rates).	
Section 99 (Officials not to act for candidates).	
Section 100 (Illegal canvassing by police officers).	
Section 101 (No hiring of vehicles to convey voters).	
Section 102 (No payments for conveyance of voters).	
Section 103 (Provisions supplemental to sections 101 and 102).	

Provision applied and subject matter	Modifications
Section 104 ("Carriage" in sections 101 to 103).	
Section 105 (Access to polling place by sea).	In subsection (1), the word "county" shall be omitted.
Section 106 (False statements as to candidates).	
Section 107 (Corrupt withdrawal from candidature).	
Section 108 (Premises not to be used as committee rooms).	
Section 109 (Payments for exhibition of election notices).	
Section 110 (Printer's name and address on election publications).	
Section 111 (Prohibition of paid canvassers).	
Section 112 (Providing money for illegal purposes).	
Section 113 (Bribery).	
Section 114 (Treating).	
Section 115 (Undue influence).	
Section 116 (Rights of creditors).	
Section 117 (Savings as to parliamentary elections).	
Section 118 (Interpretation of Part II).	In the definition of "candidate" for the word "Parliament" there shall be substituted "the Assembly" and for the words from "day of the issue" to the end of the definition there shall be substituted "date of publication of notice of election".
Section 119 (Computation of time for purposes of Part II).	
Section 120 (Method of questioning parliamentary election).	
Section 121 (Presentation and service of parliamentary election petition).	
Section 122 (Time for presentation or amendment of parliamentary election petition).	In subsection (1), for the words from "the return" to the end of the subsection there shall be substituted "the day on which the relevant result was declared in accordance with rule 50 of the elections rules".

Provision applied and subject matter	Modifications
	In subsection (2), for the words "that return" there shall be substituted "that declaration of the result of the election".
Section 123 (Constitution of election court and place of trial).	
Section 124 (Judges' expenses and reception: England and Wales and Northern Ireland).	
Section 125 (Judges' expenses and reception: Scotland).	
Section 126 (Attendance of House of Commons shorthand writer).	In subsection (1), for the words "The shorthand writer of the House of Commons or his deputy" there shall be substituted "A shorthand writer". In subsection (2), for the word "Speaker" there shall be substituted "Secretary of State". In subsection (3), the words "In Scotland and Northern Ireland" shall be omitted.
Section 136 (Security for costs).	
Section 137 (Petition at issue).	
Section 138 (List of petitions).	
Section 139 (Trial of petition).	In subsection (3), for the words from "the acceptance" to the end of the subsection there shall be substituted "that the representative has resigned from the Assembly".
Section 140 (Witnesses).	
Section 141 (Duty to answer relevant questions).	
Section 142 (Certificate of indemnity).	
Section 143 (Expenses of witnesses).	
Section 144 (Conclusion of trial of parliamentary election petition).	In subsections (2), (4) and (6), for the word "Speaker", in each place where it occurs, there shall be substituted "Secretary of State". Subsections (5) and (7) shall be omitted.
Section 146 (Special case for determination of High Court).	In subsection (2), for the word "Speaker" there shall be substituted "Secretary of State".
Section 147 (Withdrawal of petition).	
Section 148 (Evidence required for withdrawal of petition).	

Provision applied and subject matter	Modifications
Section 149 (Penalty for corrupt withdrawal and breach of section 148).	
Section 150 (Substitution of new petitioner).	
Section 151 (Report on withdrawal).	In subsection (1)*(a)*, for the word "Speaker" there shall be substituted "Secretary of State".
Section 152 (Abatement of petition).	
Section 153 (Withdrawal and substitution of respondents before trial).	In subsection (1), for paragraphs *(b)* and *(c)* there shall be substituted the following paragraph: "*(b)* resigns or otherwise ceases to hold the office of representative". In subsection (3), the words from "and if the petition" to the end of the subsection shall be omitted. In subsection (4), for the word "Speaker" there shall be substituted "Secretary of State".
Section 154 (Costs of petition).	
Section 155 (Neglect or refusal to pay costs).	
Section 156 (Further provision as to costs).	
Section 157 (Appeals and jurisdiction).	For subsection (2), there shall be substituted the following subsection: "(2) Subject to the provisions of this Act and the rules made under it, the principles, practice and rules on which election courts act in dealing with parliamentary election petitions shall be observed, so far as may be, by the High Court and election court in the case of Assembly election petitions.".
Section 158 (Report as to candidate guilty of a corrupt or illegal practice).	
Section 159 (Candidate reported guilty of corrupt or illegal practice).	In subsection (2), for the words "House of Commons" there shall be substituted "Assembly"; and in paragraph *(c)* for the words "during the Parliament for which the election was held" there shall be substituted "until the next general election of representatives to the Assembly".
Section 160 (Persons reported personally guilty of corrupt or illegal practices).	In subsection (4), Regulation 3(5)*(a)* of these Regulations shall not operate so as to convert "any parliamentary election" to "any Assembly

Provision applied and subject matter	Modifications
	election"; and after the word "parliamentary" there shall be inserted "or Assembly" and after the words "House of Commons", in both places where those words occur, there shall be inserted "or Assembly". In subsection (5), Regulation 3(5)*(a)* of these Regulations shall not operate, except in paragraph *(a)* of the subsection, to convert "parliamentary election" to "Assembly election"; and after the words "any parliamentary" there shall be inserted "or Assembly".
Section 161 (Justice of the Peace).	
Section 162 (Member of legal and certain other professions).	
Section 163 (Holder of licence or certificate under Licensing Acts).	
Section 164 (Avoidance of election for general corruption etc.).	
Section 165 (Avoidance of election for employing corrupt agent).	In subsection (1), after the words "this Act" there shall be inserted "(as it applies to parliamentary and local government elections and as applied by regulations under the European Assembly Elections Act 1978)".
Section 166 (Votes to be struck off for corrupt or illegal practices).	
Section 167 (Application for relief).	
Section 168 (Prosecutions for corrupt practices).	
Section 169 (Prosecutions for illegal practices).	
Section 170 (Conviction of illegal practice on charge of corrupt practice etc.).	
Section 171 (Election petition offences in England and Wales and Northern Ireland).	
Section 172 (Election petition offences in Scotland).	
Section 173 (Incapacities on conviction of corrupt or illegal practice).	

Provision applied and subject matter	Modifications
Section 174 (Mitigation and remission etc.).	
Section 175 (Illegal payments etc.).	
Section 176 (Time limit for prosecutions).	
Section 178 (Prosecution of offences committed outside United Kingdom).	
Section 179 (Offences by associations).	
Section 180 (Evidence by certificate of holding of elections).	
Section 181 (Director of Public Prosecutions).	
Section 182 (Rules of procedure).	
Section 183 (Costs).	
Section 184 (Service of notices).	
Section 185 (Interpretation of Part III).	
Section 186 (Computation of time for purposes of Part III).	
Section 200 (Public notices, and declarations).	
Section 202 (General provisions as to interpretation).	In subsection (1), the definitions of "elector" and "parliamentary elections rules" shall be omitted and in the definition of "registration duties" after the words "the duties" there shall be inserted "in connection with an Assembly election".
In section 204 (General application to Scotland), subsections (3), (5), (6) and (8).	

Provision applied and subject matter	Modifications
SCHEDULE 1 (PARLIAMENTARY ELECTIONS RULES)	
Rule 1 (Timetable).	For the Timetable there shall be substituted the following provisions: "TIMETABLE *Proceeding* — *Time* Publication of notice of election. — Not later than the twenty-fifth day before the date of the poll. Delivery of nomination papers. — Between the hours of 10 a.m. and 4 p.m. on any day after the date of the publication of the notice of the election but not later than the nineteenth day before the date of the poll. Delivery of notices of withdrawals of candidature. — Within the time for the delivery of nomination papers at the election. The making of objections to nomination papers. — During the hours allowed for delivery of nomination papers on the last day for their delivery and the hour following; but— *(a)* no objection may be made in the afternoon of that last day except to a nomination paper delivered within 24 hours of the last time for its delivery, and in the case of a nomination paper so delivered no objection may be so made to the sufficiency or nature of the particulars of the candidate unless made at or immediately after the time of the delivery of the nomination paper; and *(b)* the foregoing provisions do not apply to objections made in pursuance of rule 15(2) below. Publication of statement of persons nominated. — At the close of the time for making objections to nomination papers or as soon afterwards as any objections are disposed of.

Provision applied and subject matter	Modifications
	Proceeding — *Time* Polling. — Between the hours of 7 a.m. and 10 p.m. on the day of the poll.".
Rule 2 (Computation of time).	
Rule 5 (Notice of election).	
Rule 6 (Nomination of candidates).	At the end of the rule, there shall be added the following paragraph: "(4) A nomination paper may consist of a single sheet, or of two or more sheets securely fastened together.".
Rule 7 (Subscription of nomination paper).	In paragraph (1), for the word "eight" there shall be substituted "twenty-eight". In paragraph (6), for the definition of "elector" there shall be substituted the following definition: " "elector" means a person— *(a)* who is registered in any of the registers to be used at the election in the Assembly constituency (excluding any person not registered at an address within the Assembly constituency); or *(b)* who, pending the publication of those registers, appears from the electors lists for those registers (as corrected by the registration officer) to be entitled to be so registered at an address within the Assembly constituency; and accordingly includes a person shown in any of those registers or electors lists as below voting age if it appears from those registers or lists that he will be of voting age on the day of the poll, but not otherwise;".
Rule 8 (Consent to nomination).	In paragraph (3)*(b)*, for the words "the House of Commons Disqualification Act 1975" there shall be substituted "paragraph 5 of Schedule 1 to the Act of 1978" and for the words "membership of the House of Commons" there shall be substituted "the office of representative to the Assembly".
Rule 9 (Deposit).	In paragraph (1), for "£150" there shall be substituted "£600".
In rule 10 (Place for delivery of nomination papers), paragraph (1).	After the word "place" there shall be inserted "in the Assembly constituency".
Rule 11 (Right to attend nomination).	

Provision applied and subject matter	Modifications
Rule 12 (Decisions as to validity of nomination papers).	In paragraph (2)*(c)* after the words "Act 1981" there shall be inserted "(which applies in respect of the office of representative to the Assembly by virtue of paragraph 5(1)*(a)* of Schedule 1 to the Act of 1978)".
Rule 13 (Withdrawal of candidates).	
Rule 14 (Publication of statement of persons nominated).	At the end of paragraphs (2) and (4), there shall be inserted the words "as proposer and seconder".
Rule 15 (Disqualification by Representation of the People Act 1981).	In paragraph (1), after the words "Act 1981" there shall be inserted "(which applies in respect of the office of representative to the Assembly by virtue of paragraph 5(1)*(a)* of Schedule 1 to the Act of 1978)".
Rule 16 (Adjournment of nomination proceedings in case of riot).	
Rule 17 (Method of election).	
Rule 18 (Poll to be taken by ballot).	
Rule 19 (The ballot papers).	
Rule 20 (The official mark).	
Rule 21 (Prohibition of disclosure of vote).	
Rule 22 (Use of schools and public rooms).	In paragraphs (1) and (2), after the words "taking the poll" there shall be inserted "counting the votes or verifying the ballot paper accounts, as the case may be".
Rule 23 (Notice of poll).	Paragraph (2) shall be omitted.
Rule 24 (Postal ballot papers).	
Rule 25 (Provision of polling stations).	
Rule 26 (Appointment of presiding officers and clerks).	After the rule, the following rule shall be added: *"Appointment of verifying officers and clerks* **26A.**—(1) The returning officer shall appoint and pay verifying officers to attend at such places as he deems necessary for the verification of the ballot paper accounts and such clerks as may be necessary for the purposes of the verification, but he shall not appoint a person who has been employed by or on behalf of a candidate in or about the election.

Provision applied and subject matter	Modifications
	(2) The returning officer may, if he thinks fit, act as a verifying officer and the provisions of these rules relating to a verifying officer shall apply to a returning officer so acting, with the necessary modifications as to things to be done by the returning officer to the verifying officer or by the verifying officer to the returning officer. (3) A verifying officer may do, by the clerks appointed to assist him, any act which he is required or authorised by these rules to do.".
Rule 27 (Special lists).	After the words "registration officer" there shall be inserted "for any area wholly or partly comprised in an Assembly constituency" and at the end of the rule there shall be added "and supply such lists to the returning officer".
Rule 28 (Issue of official poll cards).	
Rule 29 (Equipment of polling stations).	
Rule 30 (Appointment of polling and counting agents).	In paragraph (1)*(b)*, after the words "counting agents to attend at" there shall be inserted "the verification of the ballot paper accounts and". In paragraph (2), after the words "returning officer" there shall be inserted "or, as the case may be, verifying officer" and after the words "the counting" there shall be inserted "or, as the case may be, the verification of the ballot paper accounts".
Rule 31 (Declaration of secrecy).	In paragraph (1)— *(a)* before the words "the counting", in each place where they occur, there shall be inserted "the verification of the ballot paper accounts or"; *(b)* in sub-paragraph *(a)*, after the words "returning officer" there shall be inserted "the verifying officers", and *(c)* for sub-paragraph *(f)*, there shall be substituted: "*(f)* every person permitted by the verifying officer to attend at the verification of the ballot paper accounts or by the returning officer to attend at the counting of the votes, though not entitled to do so,". In paragraph (2)— *(a)* before the words "the counting", in each place where they occur, there shall be inserted "the verification of the ballot paper accounts or";

Provision applied and subject matter	Modifications
	(b) in sub-paragraph *(c)*, after the words "returning officer" there shall be inserted "or, as the case may be, verifying officer"; and *(c)* in sub-paragraph *(d)*, after the word "clerk" there shall be inserted "or verifying officer". In paragraphs (3) and (4), after "(2)" there shall be inserted "(2A)".
Rule 32 (Admission to polling station).	
Rule 33 (Keeping of order in station).	
Rule 34 (Sealing of ballot boxes).	
Rule 35 (Questions to be put to voters).	In the question in paragraph (1)*(a)* (i) the word "parliamentary" shall be omitted.
Rule 36 (Challenge of voter).	
Rule 37 (Voting procedure).	
Rule 38 (Votes marked by presiding officer).	
Rule 39 (Voting by blind persons).	
Rule 40 (Tendered ballot papers).	
Rule 41 (Spoilt ballot papers).	
Rule 42 (Adjournment of poll in case of riot).	
Rule 43 (Procedure on close of poll).	In paragraph (1), for the words "returning officer", in each place where they occur, there shall be substituted "verifying officer". After the rule, there shall be inserted the following rules: *"Attendance at verification of ballot paper accounts* **43A.**—(1) The verifying officer shall make arrangements for the verification of the ballot paper accounts in the presence of the counting agents as soon as practicable after the close of the poll, and shall give the counting agents notice in writing of the time and place at which he will begin such verification. (2) No person other than— *(a)* the returning officer,

Provision applied and subject matter	Modifications
	(b) the verifying officer and his clerks, *(c)* the candidates and their spouses, *(d)* the election agents, and *(e)* the counting agents, may attend the verification of the ballot paper accounts, unless permitted by the verifying officer to attend; and the verifying officer shall not permit a person to attend unless he is satisified that the efficient verification of the ballot paper accounts will not be impeded. (3) The verifying officer shall allow the counting agents all such reasonable facilities for observing the proceedings, and all such information with respect to them, as he can give them consistently with the orderly conduct of the proceedings and the discharge of his duties in connection with them. *Procedure at verification of ballot paper accounts* **43B.**—(1) The verifying officer shall in the presence of the counting agents— *(a)* open each ballot box and, taking out the ballot papers in it, count and record the number of them and verify each ballot paper account; and *(b)* count such of the postal ballot papers as have been duly returned and record the number counted. (2) A postal ballot paper shall not be deemed to be duly returned unless it is returned in the proper envelope so as to reach the returning officer before the close of the poll and is accompanied by the declaration of identity duly signed and authenticated. (3) The verifying officer shall not count any tendered ballot paper. (4) The verifying officer, while counting and recording the number of ballot papers, shall keep the ballot papers with their faces downwards. (5) The verifying officer shall verify each ballot paper account forwarded to him by comparing it with the number of ballot papers recorded by him, the unused and spoilt ballot papers in his possession and the tendered votes list (opening and resealing the packets containing the unused and spoilt ballot papers and the tendered votes list) and shall draw up a statement as to the result of the verification, which any counting agent present may copy.

Provision applied and subject matter	Modifications
	(6) The verifying officer shall, subject to the directions of the returning officer, determine the hours during which the procedure under this rule is proceeded with. (7) The verifying officer shall take proper precautions for the security of the ballot papers and documents. (8) On completion of the procedure under this rule the verifying officer shall, subject to the directions of the returning officer, make up into packets the ballot papers counted by him, seal them up in containers endorsing on each a description of the area to which the ballot papers relate, and, subject to paragraph (10) below, deliver or cause to be delivered the containers to the returning officer together with a list of them and of the contents of each container and a statement of his verification of the ballot paper accounts. (9) At the same time as the verifying officer delivers, or causes to be delivered, to the returning officer the containers referred to in paragraph (8) above, he shall also deliver, or cause to be delivered, to the returning officer the remaining packets referred to in rule 43(1) of these rules. (10) Paragraphs (8) and (9) above do not apply where the verification of the ballot paper accounts takes place at the same place as the counting of the votes.".
Rule 44 (Attendance at counting of votes).	In paragraph (1), for the words "close of the poll" there shall be substituted "material time" and at the end of the paragraph the following shall be added: "For the purposes of this paragraph the "material time" means— *(a)* in the case of a general election of representatives, the time when the counting of votes becomes permissible under Article 9(2) of the Act referred to in section 8(2)*(a)* of the Act of 1978 (counting not to begin until close of polling in the member State whose electors are the last to vote within the period referred to in Article 9(1)); *(b)* in the case of a by-election the close of the poll.".
Rule 45 (The count).	For paragraphs (1) to (3), there shall be substituted the following paragraph: "(1) Where the verifying officer has made the ballot papers into packets in accordance with rule 43B(8) above, the returning officer

Provision applied and subject matter	Modifications
	shall open all such packets and mix together all the ballot papers received.". In paragraph (4), the words "counting and recording the number of ballot papers and" shall be omitted. Paragraph (5) shall be omitted.
Rule 46 (Re-count).	
Rule 47 (Rejected ballot papers).	
Rule 48 (Decisions on ballot papers).	
Rule 49 (Equality of votes).	
Rule 50 (Declaration of result).	In paragraph (1), for sub-paragraph *(b)* there shall be substituted: "*(b)* notify his name to the Secretary of State;". In paragraph (2), for the words "return his name to the Clerk of the Crown" there shall be substituted "notify his name to the Secretary of State".
Rule 53 (Return or forfeiture of candidate's deposit).	
Rule 54 (Sealing up of ballot papers).	
In rule 55 (Delivery of documents to Clerk of the Crown), paragraph (1).	For the words "then forward to the Clerk of the Crown" there shall be substituted "retain" and the words from "the date of the election" to the end of the paragraph shall be omitted.
Rule 56 (Orders for production of documents).	In paragraph (1), for the words "Clerk of the Crown" there shall be substituted "returning officer" and sub-paragraph (i) shall be omitted. In paragraph (2), for the words "Clerk of the Crown's" there shall be substituted "returning officer's". In paragraph (3), the words "House of Commons or" shall be omitted. In paragraphs (6) and (8), for the words "Clerk of the Crown", in each place where they occur, there shall be substituted "returning officer".
Rule 57 (Retention and public inspection of documents).	In paragraph (1)— *(a)* for the words "Clerk of the Crown" there shall be substituted "returning officer"; *(b)* for the words "forwarded to him in pursuance of these rules by a returning officer" there shall be substituted "to which rule 55(1) of these rules applies"; and

Provision applied and subject matter	Modifications
	(c) the words "the House of Commons or" shall be omitted. In paragraph (2), for the words from "Clerk of the Crown" to the end of the paragraph there shall be substituted "returning officer". In paragraph (3), for the words "Clerk of the Crown" there shall be substituted "returning officer" and for the words "the Treasury" there shall be substituted "the local authority by which he is employed".
Rule 60 (Countermand or abandonment of poll on death of candidate).	In paragraph (1)— *(a)* for the words "as if the writ had been received 28 days" there shall be substituted "as if the day appointed by order under paragraph 3 of Schedule 1 to the Act of 1978 was the first Thursday after the expiry of 45 days"; *(b)* sub-paragraph *(b)* shall be omitted; and *(c)* at the end of the paragraph there shall be added the following words "and the period of 45 days shall be calculated in accordance with rule 2 of these rules". In paragraph (2), after the words "in due course", in the first place where they occur, there shall be inserted "to the verifying officer".
APPENDIX OF FORMS	
Form of notice of election.	In paragraph (1), for the word "Parliament" there shall be substituted "the European Assembly".
Form of nomination paper.	For the word "Parliament" there shall be substituted "the European Assembly"; and the nomination paper shall be extended to allow for the signatures of 28 assentors.
Form of ballot paper.	
Directions as to printing the ballot paper.	
Form of directions for the guidance of the voters in voting.	
Form of declaration to be made by the companion of a blind voter.	
SCHEDULE 3 (RETURN AND DECLARATIONS AS TO ELECTION EXPENSES).	
Form of return.	

Provision applied and subject matter	Modifications
Form of declarations.	
SCHEDULE 5 (USE FOR PARLIAMENTARY ELECTION MEETINGS OF ROOMS IN SCHOOL PREMISES AND OF MEETING ROOMS).	
Paragraph 1.	
Paragraph 5.	For the word "dissolution" there shall be substituted "general election of representatives" and for the words "those lists" there shall be substituted "the lists of rooms in school premises and of meeting rooms prepared under this Schedule as it has effect for parliamentary elections".
Paragraph 6.	

SCHEDULE 2 Regulation 3(2).

APPLICATION AND MODIFICATION OF PROVISIONS OF THE REGULATIONS OF 1983, THE REGULATIONS (SCOTLAND) OF 1983 AND THE TOWN AND COUNTRY PLANNING (CONTROL OF ADVERTISEMENTS) (SCOTLAND) REGULATIONS 1961.

Provision applied and subject matter	Modifications
PART I: ENGLAND AND WALES	
REGULATIONS OF 1983	
In Regulation 3 (Interpretation), paragraphs (1), (4), (5) and (6).	
Regulation 28 (Free copies of register).	For paragraph (1), there shall be substituted the following paragraph: "(1) The acting returning officer for an Assembly constituency shall on request supply free of charge— *(a)* one copy of each register for any area wholly or partly comprised in that constituency to the Assembly representative for that constituency, and *(b)* two copies of each register for any area wholly or partly comprised in that constituency to a candidate (or his election agent) at an Assembly election for that constituency.".

Provision applied and subject matter	Modifications
	In paragraph (2), the words "electors lists or draft register" shall be omitted. Paragraphs (3), (4) and (5) shall be omitted.
Regulation 29 (Sale of register).	
Regulation 38 (Application to be treated as an absent voter).	
Regulation 39 (Application to vote by proxy).	
Regulation 40 (Appointment of proxy).	In paragraph (1), the words "and of that subsection as applied by section 34(6) of that Act" shall be omitted.
Regulation 41 (Proxy paper).	
Regulation 42 (Cancellation of proxy appointment).	In paragraph (1), the words "or that subsection as applied by section 34(6) of that Act" shall be omitted.
Regulation 43 (Application by proxy to vote by post).	
Regulation 44 (Disregard of applications).	
Regulation 45 (Records and lists of absent voters, proxies and postal proxies).	In paragraph (1), the words "and Regulation 4(1)*(a)* " shall be omitted.
Regulation 46 (Marked register of electors for polling station).	
Regulation 47 (Certificate of employment).	
Regulation 48 (Interpretation of Part V).	
Regulation 49 (Form of postal ballot paper).	
Regulation 50 (Form of declaration of identity).	
Regulation 51 (Persons entitled to be present at issue and receipt of postal ballot papers).	
Regulation 52 (Declaration of secrecy).	
Regulation 53 (Notice of issue of postal ballot papers).	
Regulation 54 (Marking of postal ballot paper).	

Provision applied and subject matter	Modifications
Regulation 55 (Refusal to issue postal ballot paper).	
Regulation 56 (Ballot paper envelope).	
Regulation 57 (Delivery of postal ballot papers to post office).	
Regulation 58 (Provision of postal voters' ballot box).	
Regulation 59 (Sealing up of special lists and counterfoils).	
Regulation 60 (Spoilt postal ballot paper).	
Regulation 61 (Receipt of covering envelope).	
Regulation 62 (Opening of postal voters' ballot box).	In paragraph (7), for the words "counting of the votes under rule 45" there shall be substituted "verification of the ballot paper accounts under rule 43B".
Regulation 63 (Opening of covering envelopes).	
Regulation 64 (Sealing up of rejected votes and declarations of identity).	
Regulation 65 (Opening of ballot paper envelopes).	
Regulation 66 (Abandoned poll).	
Regulation 67 (Forwarding of documents).	For paragraph (1), there shall be substituted the following paragraph: "(1) The returning officer shall retain for the period of one year after the date of the poll any packets referred to in Regulation 59, 60, 64 or 65, subject to the provisions of Regulation 66, endorsing on each packet a description of its contents and, after the expiry of that period, cause those packets to be destroyed, unless otherwise directed by order of the High Court.". In paragraph (2), for the words "forward it at a subsequent date in the manner described in paragraph (1) above" there shall be substituted "retain it and subsequently deal with it in the manner described in paragraph (1) above". Paragraph (3) shall be omitted. In paragraph (4), for the words "A copy of the statement referred to in paragraph (1)*(b)* above" there shall be substituted "A completed statement in Form X".

Provision applied and subject matter	Modifications
Regulation 69 (Official poll card at parliamentary elections).	
Regulation 70 (Return and declaration of election expenses).	
Regulation 71 (Forms).	
Regulation 72 (Sending of notices, etc.).	
Regulation 73 (Publication of documents).	
Regulation 74 (Misnomers).	
Regulation 75 (Time).	
SCHEDULE 3 (FORMS)	
Form E (Elector's official poll card).	
Form F (Proxy's official poll card).	
Form H (Declaration of identity).	
Form V (Return of expenses required by section 75 of the Representation of the People Act 1983 to be authorised by an election agent).	
Form W (Declaration as to expenses required by section 75 of the Representation of the People Act 1983 to be authorised by an election agent).	
Form X (Statement as to postal ballot papers).	

PART II: SCOTLAND

REGULATIONS (SCOTLAND) OF 1983	
In Regulation 3 (Interpretation), paragraphs (1), (4), (5) and (6).	

Provision applied and subject matter	Modifications
Regulation 27 (Free copies of register).	In paragraph (1), sub-paragraphs *(b)*, *(d)*, *(e)* and *(f)* shall be omitted. Paragraph (2) shall be omitted.
Regulation 28 (Sale of register).	
Regulation 37 (Application to be treated as an absent voter).	
Regulation 38 (Application to vote by proxy).	
Regulation 39 (Appointment of proxy).	In paragraph (1), the words "and of that subsection as applied by section 34(6) of that Act" shall be omitted.
Regulation 40 (Proxy paper).	
Regulation 41 (Cancellation of proxy appointment).	In paragraph (1), the words "or that subsection as applied by section 34(6) of that Act" shall be omitted.
Regulation 42 (Application by proxy to vote by post).	
Regulation 43 (Disregard of applications).	
Regulation 44 (Records and lists of absent voters, proxies and postal proxies).	
Regulation 45 (Marked register of electors for polling stations).	
Regulation 46 (Certificate of employment).	
Regulation 47 (Interpretation of Part V).	
Regulation 48 (Form of postal ballot paper).	
Regulation 49 (Form of declaration of identity).	
Regulation 50 (Persons entitled to be present at issue and receipt of postal ballot papers).	
Regulation 51 (Declaration of secrecy).	
Regulation 52 (Notice of issue of postal ballot papers).	
Regulation 53 (Marking of postal ballot paper).	

Provision applied and subject matter	Modifications
Regulation 54 (Refusal to issue postal ballot paper).	
Regulation 55 (Ballot paper envelope).	
Regulation 56 (Delivery of postal ballot papers to post office).	
Regulation 57 (Provision of postal voters' ballot box).	
Regulation 58 (Sealing up of special lists and counterfoils).	
Regulation 59 (Spoilt postal ballot paper).	
Regulation 60 (Receipt of covering envelope).	
Regulation 61 (Opening of postal voters' ballot box).	In paragraph (7), for the words "counting of the votes under rule 45" there shall be substituted "verification of the ballot paper accounts under rule 43B".
Regulation 62 (Opening of covering envelopes).	
Regulation 63 (Sealing up of rejected votes and declarations of identity).	
Regulation 64 (Opening of ballot paper envelopes).	
Regulation 65 (Abandoned poll).	
Regulation 66 (Forwarding of documents).	For paragraph (1), there shall be substituted the following paragraph: "(1) The returning officer shall retain for the period of one year after the date of the poll any packets referred to in Regulation 58, 59, 63 or 64, subject to the provisions of Regulation 65, endorsing on each packet a description of its contents and, after the expiry of that period, cause those packets to be destroyed, unless otherwise directed by order of the Court of Session.". In paragraph (2), for the words "forward it at a subsequent date in the manner described in paragraph (1) above" there shall be substituted the words "retain it and subsequently deal with it in the manner described in paragraph (1) above." Paragraph (3) shall be omitted. For paragraph (4) there shall be substituted the following paragraph:

Provision applied and subject matter	Modifications
	"(4) A completed statement in Form X shall be provided by the returning officer to the Secretary of State.".
Regulation 68 (Official poll card at parliamentary elections).	
Regulation 69 (Return and declaration of election expenses).	
Regulation 70 (Forms).	
Regulation 71 (Sending of notices, etc.).	
Regulation 72 (Publication of documents).	
Regulation 73 (Misnomers).	
Regulation 74 (Time).	
SCHEDULE 3 (FORMS)	
Form E (Elector's official poll card).	
Form F (Proxy's official poll card).	
Form H (Declaration of identity).	
Form V (Return of expenses required by section 75 of the Representation of the People Act 1983 to be authorised by an election agent).	
Form W (Declaration as to expenses required by section 75 of the Representation of the People Act 1983 to be authorised by an election agent).	
Form X (Statement as to postal ballot papers).	
TOWN AND COUNTRY PLANNING (CONTROL OF ADVERTISEMENTS) (SCOTLAND) REGULATIONS 1961	
Regulation 2 (Interpretation).	
Regulation 14 (Election notices, statutory advertisements and traffic signs).	

SCHEDULE 3 Regulation 4.

AMENDMENT OF FORMS IN SCHEDULE 3 TO THE REGULATIONS OF 1983 AND SCHEDULE 3 TO THE REGULATIONS (SCOTLAND) OF 1983

PART I

REGULATIONS OF 1983

1. In Form D (Proxy paper) in Schedule 3 to the Regulations of 1983—

(a) in the Form:

(i) after the space following the words "Local government electoral area(s)", in the first place where they occur, there shall be inserted "European Assembly constituency . . .";

(ii) for the words "the parliamentary election for the above constituency on" there shall be substituted "the *parliamentary/European Assembly election for the above constituency on"; and

(iii) after the words "above parliamentary" there shall be inserted the words "or European Assembly";

(b) in the Notes to the Form:

(i) for Note 1, there shall be substituted the following Note:

"1. If your appointment as proxy is for a particular parliamentary or European Assembly election, it will be valid for that election only. In other cases, your appointment will continue in force until the electoral registration officer informs you to the contrary (e.g. because the elector cancels it).

If the elector is shown on this form as a resident, your appointment will be valid for all parliamentary, European Assembly and local government elections for the constituency, European Assembly constituency and local government electoral area(s), named above, but not for parish or community council elections.

If the elector is shown on this form as a service voter, your appointment will be valid for all parliamentary, European Assembly and local government elections for the constituency, European Assembly constituency and local government electoral area(s) named above (including parish and community elections) unless the elector applies to vote by post at a particular parliamentary or European Assembly election. If he does this, your appointment will be suspended for that election only and you will be so informed.

If a ballot paper is issued to the elector at the polling station before you apply for a ballot paper on his behalf, you will not be entitled to vote as proxy."; and

(ii) in Note 2, after the word "parliamentary" there shall be inserted "or European Assembly".

2. In Form M (Application to be treated as an absent voter for a particular election) in Schedule 3 to the Regulations of 1983—

(a) in the Form, for the words "parliamentary/local government" there shall be substituted "parliamentary/European Assembly/local government"; and

(b) in the Notes:

(i) in Note 1, after the word "parliamentary" where it first occurs there shall be inserted "European Assembly"; and after that word in both places where it subsequently occurs there shall be inserted "or European Assembly"; and

(ii) in Note 2, after the word "parliamentary" there shall be inserted "or European Assembly".

3. In Form N (Application by a service voter in the United Kingdom to vote by post) in Schedule 3 to the Regulations of 1983, before the word "parliamentary" there shall be inserted an asterisk, and after that word there shall be inserted "/European Assembly".

4. In Form O (Application to vote by post owing to change of residence) in Schedule 3 to the Regulations of 1983—

(a) in the Form, after the word "parliamentary" there shall be inserted "and European Assembly", and

(b) in the Notes, in Notes 1 and 4 after the word "parliamentary" there shall be inserted "and European Assembly".

5. In Form P (Application to be treated as an absent voter for an indefinite period owing to air or sea journey) in Schedule 3 to the Regulations of 1983—

(a) in the Form, after the word "parliamentary" there shall be inserted "European Assembly", and

(b) in the Notes, in Note 2 after the word "parliamentary" there shall be inserted "European Assembly".

6. In Form Q (Application by a person who is registered by virtue of a patient's declaration to be treated as an absent voter) in Schedule 3 to the Regulations of 1983—

(a) in the Form, for the words "parliamentary/local government" there shall be substituted "parliamentary/European Assembly/local government", and

(b) in the Notes, in Note 1 after the word "parliamentary" there shall be inserted "European Assembly".

7. In Form R (Application to be treated as an absent voter for an indefinite period owing to occupation or physical incapacity) in Schedule 3 to the Regulations of 1983—

(a) in the Form, after the word "parliamentary" there shall be inserted "European Assembly", and

(b) in the Notes, in Note 1 after the word "parliamentary" there shall be inserted "European Assembly".

8. In Form T (Application for appointment of proxy) in Schedule 3 to the Regulations of 1983—

(a) in the Form:

(i) in paragraph *(a)*, after the word "parliamentary" there shall be inserted "European Assembly"; and

(ii) in paragraph *(b)*, before the word "parliamentary" there shall be inserted an asterisk and after that word there shall be inserted "/European Assembly"; and

(b) in the Notes, in Note 3 after the word "parliamentary" there shall be inserted "or European Assembly".

9. In Note 1 to Form U (Application by a proxy to vote by post) in Schedule 3 to the Regulations of 1983, after the word "parliamentary" in the first place where it occurs there shall be inserted "European Assembly"; and after the word "parliamentary" in the second place where it occurs there shall be inserted "and European Assembly".

PART II

REGULATIONS (SCOTLAND) OF 1983

1. In Form D (Proxy paper) in Schedule 3 to the Regulations (Scotland) of 1983—

(a) in the Form:

(i) after the space following the words "Local government electoral area(s)", in the first place where they occur, there shall be inserted "European Assembly constituency . . .";

(ii) for the words "the parliamentary election for the above constituency on" there shall be substituted "the *parliamentary/European Assembly election for the above constituency on"; and

(iii) after the words "above parliamentary" there shall be inserted the words "or European Assembly"; and

(b) in the Notes to the Form:

(i) for Note 1, there shall be substituted the following Note:

"1. If your appointment as proxy is for a particular parliamentary or European Assembly election, it will be valid for that election only. In other cases, your appointment will continue in force until the electoral registration officer informs you to the contrary (e.g. because the elector cancels it).

If the elector is shown on this form as a resident, your appointment will be valid for all parliamentary, European Assembly and local government elections for the constituency, European Assembly constituency and local government electoral area(s) named above.

If the elector is shown on this form as a service voter, your appointment will be valid for all parliamentary, European Assembly and local government elections for the constituency, European Assembly constituency and local government electoral area(s) named above unless the elector applies to vote by post at a particular parliamentary or European Assembly election. If he does this, your appointment will be suspended for that election only and you will be so informed.

If a ballot paper is issued to the elector at the polling station before you apply for a ballot paper on his behalf, you will not be entitled to vote as proxy."; and

(ii) in Note 2, after the word "parliamentary" there shall be inserted "or European Assembly".

2. In Form M (Application to be treated as an absent voter for a particular election) in Schedule 3 to the Regulations (Scotland) of 1983—

(a) in the Form, for the words "parliamentary/local government" there shall be substituted "parliamentary/European Assembly/local government"; and

(b) in the Notes:

(i) in Note 1, after the word "parliamentary" where it first occurs there shall be inserted "European Assembly"; and after that word where it subsequently occurs there shall be inserted "or European Assembly"; and

(ii) in Note 2, after the word "parliamentary" there shall be inserted "or European Assembly".

3. In Form N (Application by a service voter in the United Kingdom to vote by post) in Schedule 3 to the Regulations (Scotland) of 1983, before the word "parliamentary" there shall be inserted an asterisk, and after that word there shall be inserted "/European Assembly".

4. In Form O (Application to vote by post owing to change of residence) in Schedule 3 to the Regulations (Scotland) of 1983—

(a) in the Form, after the word "parliamentary" there shall be inserted "and European Assembly"; and

(b) in the Notes, in Notes 1 and 4 after the word "parliamentary" there shall be inserted "and European Assembly".

5. In Form P (Application to be treated as an absent voter for an indefinite period owing to air or sea journey necessary from qualifying address) in Schedule 3 to the Regulations (Scotland) of 1983—

(a) in the Form, after the word "parliamentary" there shall be inserted "European Assembly"; and

(b) in the Notes, in Note 2 after the word "parliamentary" there shall be inserted "European Assembly".

6. In Form Q (Application by a person who is registered by virtue of a patient's declaration to be treated as an absent voter) in Schedule 3 to the Regulations (Scotland) of 1983—

(a) in the Form, for the words "parliamentary/local government" there shall be substituted "parliamentary/European Assembly/local government"; and

(b) in the Notes, after the word "parliamentary" there shall be inserted "European Assembly".

7. In Form R (Application to be treated as an absent voter for an indefinite period owing to occupation or physical incapacity) in Schedule 3 to the Regulations (Scotland) of 1983—

(a) in the Form, after the word "parliamentary" there shall be inserted "European Assembly"; and

(b) in the Notes, in Note 1 after the word "parliamentary" there shall be inserted "European Assembly".

8. In Form T (Application for an appointment of proxy) in Schedule 3 to the Regulations (Scotland) of 1983—

(a) in the Form:

(i) in paragraph *(a)*, after the word "parliamentary" there shall be inserted "European Assembly"; and

(ii) in paragraph *(b)*, before the word "parliamentary" there shall be inserted an asterisk and after that word there shall be inserted "/European Assembly"; and

(b) in the Notes, in Note 3 after the word "parliamentary" there shall be inserted "or European Assembly".

9. In Note 1 to Form U (Application by a proxy to vote by post) in Schedule 3 to the Regulations (Scotland) of 1983, after the word "parliamentary" in the first place where it occurs there shall be inserted "European Assembly"; and after the word "parliamentary" in the second place where it occurs there shall be inserted "and European Assembly".

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations provide for the conduct of the election of representatives to the Assembly of the European Communities in England, Scotland and Wales. Such elections will be conducted in accordance with the simple majority system of election.

These Regulations replace the European Assembly Elections Regulations 1979 ("the Regulations of 1979") which are revoked by Regulation 7. Those Regulations applied for the purposes of European Assembly elections various provisions of the Representation of the People Acts and regulations made under those Acts. Those Acts have now been consolidated (as subsequently amended) by the Representation of the People Act 1983 ("the Act of 1983"). The relevant regulations have been replaced by the Representation of the People Regulations 1983 and the Representation of the People (Scotland) Regulations 1983 ("the Regulations of 1983"). These Regulations do not differ in substance from the Regulations of 1979, except as noted below. These Regulations apply provisions in the Act and Regulations of 1983 which are equivalent to the provisions applied by the Regulations of 1979.

These Regulations increase certain monetary limits to take account of inflation. The limit on a candidate's election expenses which is prescribed by section 76(2) of the Act of 1983, as applied and modified by Schedule 1 to these Regulations, has been increased as have the limits prescribed by sections 73(2) and 75(1) of that Act, as so applied. Another change of substance from the Regulations of 1979 is that the period by which the day of election is postponed in the event of the death of a candidate has been increased from 28 to 45 working days (rule 60 of the parliamentary elections rules in Schedule 1 to the Act of 1983, as applied by Schedule 1 to these Regulations).

The remaining substantial changes result from changes in the Act and Regulations of 1983. The most important of these is that Saturdays are now excluded by rule 2 of the parliamentary elections rules in Schedule 1 to the Act of 1983 from the computation of time for the purposes of the election timetable; that rule is applied by Schedule 1 to these Regulations.

STATUTORY INSTRUMENTS

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