



Electoral Law Act (Northern Ireland) 1962

1962 CHAPTER 14

PART IX

QUESTIONING OF ELECTIONS

102 Rules of court.

- (1) The authority having for the time being power to make rules of court may make rules for the purposes of this Part and such rules may (without prejudice to their generality) provide—
 - (a) that the rules for the time being in force with respect to the costs allowable in actions, causes and matters in the High Court are to apply, subject to any necessary modifications, in relation to petitions and other proceedings under this Part;
 - (b) that in any such proceedings under this Act costs are not to be allowed on any higher scale than would be allowed on the higher scale as between solicitor and client under the rules in force as aforesaid.
- (2) Where any costs or other sums are, under the order of an election court or otherwise under this Part, to be paid by any person, those costs or sums shall be a simple contract debt due from that person to the person or persons to whom they are to be paid, and if payable to the Ministry of Finance^{F1} shall be a debt due to Her Majesty, and in either case may be recovered accordingly.
- (3) In this Part and in the Eighth Schedule the expression prescribed means prescribed by rules of court.

Annotations:

F1 Now Treasury, SI 1973/2163

Changes to legislation:

There are outstanding changes not yet made by the legislation.gov.uk editorial team to Electoral Law Act (Northern Ireland) 1962. Any changes that have already been made by the team appear in the content and are referenced with annotations.

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

- Act applied (with modifications) by S.I. 2013/3156 art. 4
- Act modified by S.I. 2013/3156 art. 8

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

- s. 11(4AA)-(4AC) inserted by S.I. 2010/1178 art. 2(4)
- s. 11A-11K inserted by S.I. 2010/1178 art. 3
- s. 14A(2A) inserted by S.I. 2010/2977 Sch. 1 para. 2
- s. 34(4A) inserted by S.I. 2010/2977 Sch. 1 para. 4
- s. 37A inserted by S.I. 2010/2977 Sch. 1 para. 5
- s. 40(1A) inserted by S.I. 2010/2977 Sch. 1 para. 8(2)
- s. 40A inserted by S.I. 2010/2977 Sch. 1 para. 9
- s. 41(1A) inserted by S.I. 2010/2977 Sch. 1 para. 10(3)
- s. 42(1ZA)(1ZB) inserted by S.I. 2010/2977 Sch. 1 para. 11(4)
- s. 42(7) inserted by S.I. 2010/2977 Sch. 1 para. 11(6)
- s. 52A 52B inserted by S.I. 2010/2977 Sch. 1 para. 16
- s. 57A inserted by S.I. 2010/2977 Sch. 1 para. 18
- s. 79(1A) inserted by S.I. 2014/1116 art. 6(2)
- s. 112(3) repealed by 2010 c. 23 Sch. 2
- s. 122A inserted by S.I. 2010/2977 Sch. 1 para. 41
- s. 130(3)-(3A) substituted for s. 130(3) by S.I. 2010/2977 Sch. 1 para. 43(3)
- Sch. 9 para. 25(1) Sch. 9 para. 25 renumbered as Sch. 9 para. 25(1) by S.I. 2010/2977 Sch. 1 para. 37
- Sch. 9 para. 4A inserted by S.I. 2010/2977 Sch. 1 para. 30
- Sch. 9 para. 5A(1)(c) and word inserted by S.I. 2010/2977 Sch. 1 para. 31(2)
- Sch. 9 para. 5A(2)(3) inserted by S.I. 2010/2977 Sch. 1 para. 31(3)
- Sch. 9 para. 12A(7A) inserted by S.I. 2010/2977 Sch. 1 para. 32
- Sch. 9 para. 17A inserted by S.I. 2010/2977 Sch. 1 para. 35
- Sch. 9 para. 25(2)(3) inserted by S.I. 2010/2977 Sch. 1 para. 37
- Sch. 10 Form 4 omitted by S.I. 2010/2977 Sch. 1 para. 20(a)
- Sch. 9 para. 5A(1) para. 5A renumbered as para. 5A(1) by S.I. 2010/2977 Sch. 1 para. 31(1)
- Sch. 9 para. 5A(1)(b) word omitted by S.I. 2010/2977 Sch. 1 para. 31(2)
- Sch. 9 para. 32A(3)(4) words inserted by S.I. 2010/2977 Sch. 1 para. 39(3)
- Sch. 10 Form 5 words omitted by S.I. 2010/2977 Sch. 1 para. 20(b)
- Sch. 7 Appendix Form 7A substituted by S.I. 2015/566 art. 2(11) Sch. 7
- Sch. 8 Appendix Form 8 substituted by S.I. 2015/566 art. 2(12) Sch. 8
- Sch. 9 Appendix Form 9 substituted by S.I. 2015/566 art. 2(13) Sch. 9
- Sch. 10 Appendix Form 10 substituted by S.I. 2015/566 art. 2(14) Sch. 10
- Sch. 1 Appendix Form 3 substituted by S.I. 2015/566 art. 2(5) Sch. 1
- Sch. 2 Appendix Form 4 substituted by S.I. 2015/566 art. 2(6) Sch. 2
- Sch. 3 Appendix Form 5 substituted by S.I. 2015/566 art. 2(7) Sch. 3
- Sch. 3A para. 10(1) Sch. 3A para. 10 renumbered as Sch. 3A para. 10(1) by S.I. 2014/1116 art. 6(4)(a)
- Sch. 3A inserted by S.I. 2010/2977 Sch. 1 para. 19
- Sch. 3A para. 10(2) inserted by S.I. 2014/1116 art. 6(4)(a)
- Sch. 3A para. 11(c) words inserted by S.I. 2014/1116 art. 6(4)(b)
- Sch. 3B inserted by S.I. 2010/2977 Sch. 1 para. 19
- Sch. 4 Appendix Form 6 substituted by S.I. 2015/566 art. 2(8) Sch. 4
- Sch. 5 rule 26 amendment to earlier affecting provision 2001 c. 7 Sch. para. 19 by S.I. 2014/1116 art. 9(5)

- Sch. 5 form 5ZA amendment to earlier affecting provision SI 2013/3156 Sch. by S.I. 2014/1116 art. 10(4)
- Sch. 5 rule 59 applied (with modifications) by 2011 c. 1 Sch. 8 para. 50(7)(c)(8)
- Sch. 5 rule 16A(2) excluded by 2011 c. 1 Sch. 8 para. 7
- Sch. 5 rule 21(1) excluded by 2011 c. 1 Sch. 8 para. 10
- Sch. 5 rule 26(3ZC) excluded by 2011 c. 1 Sch. 8 para. 16
- Sch. 5 rule 26(4) excluded by 2011 c. 1 Sch. 8 para. 18
- Sch. 5 rule 34(1)(e) excluded by 2011 c. 1 Sch. 8 para. 22(4)
- Sch. 5 rule 36(5)(a) excluded by 2011 c. 1 Sch. 8 para. 25
- Sch. 5 rule 43(1) excluded by 2011 c. 1 Sch. 8 para. 35
- Sch. 5 rule 44 excluded by 2011 c. 1 Sch. 8 para. 35
- Sch. 5 rule 45 excluded by 2011 c. 1 Sch. 8 para. 35
- Sch. 5 rule 64(1)-(6) excluded by 2011 c. 1 Sch. 8 para. 40
- Sch. 5 rule 21(1) excluded in part by 2011 c. 1 Sch. 8 para. 11
- Sch. 5 rule 5A(1A)-(1C) inserted by S.I. 2010/1178 art. 4(3)(a)
- Sch. 5 rule 5A(3)(c) inserted by S.I. 2010/1178 art. 4(3)(c)
- Sch. 5 rule 3A inserted by S.I. 2010/2977 Sch. 1 para. 47
- Sch. 5 rule 4(ca) inserted by S.I. 2010/2977 Sch. 1 para. 48
- Sch. 5 rule 5(2A) inserted by S.I. 2010/2977 Sch. 1 para. 49
- Sch. 5 rule 9(5) inserted by S.I. 2010/2977 Sch. 1 para. 50(3)
- Sch. 5 rule 12(2A)-(2C) inserted by S.I. 2010/2977 Sch. 1 para. 52(2)
- Sch. 5 rule 12(5)(6) inserted by S.I. 2010/2977 Sch. 1 para. 52(3)
- Sch. 5 rule 12A inserted by S.I. 2010/2977 Sch. 1 para. 53
- Sch. 5 rule 16(2C)(2D) inserted by S.I. 2010/2977 Sch. 1 para. 54(3)(b)
- Sch. 5 rule 16(4) inserted by S.I. 2010/2977 Sch. 1 para. 54(4)
- Sch. 5 rule 16A inserted by S.I. 2010/2977 Sch. 1 para. 55
- Sch. 5 rule 21(3)(4) inserted by S.I. 2010/2977 Sch. 1 para. 58
- Sch. 5 rule 26(3)(e) inserted by S.I. 2010/2977 Sch. 1 para. 60(4)
- Sch. 5 rule 26(3ZC)(3ZD)(3ZE) inserted by S.I. 2010/2977 Sch. 1 para. 60(5)
- Sch. 5 rule 27(1A) inserted by S.I. 2010/2977 Sch. 1 para. 61(3)
- Sch. 5 rule 32(5) inserted by S.I. 2010/2977 Sch. 1 para. 66
- Sch. 5 rule 34(6)(j)(k)(l) inserted by S.I. 2010/2977 Sch. 1 para. 68(4)(b)
- Sch. 5 rule 34(6A) inserted by S.I. 2010/2977 Sch. 1 para. 68(5)
- Sch. 5 rule 34A inserted by S.I. 2010/2977 Sch. 1 para. 69
- Sch. 5 rule 41(da) inserted by S.I. 2010/2977 Sch. 1 para. 70(3)
- Sch. 5 rule 58(1)(da) inserted by S.I. 2010/2977 Sch. 1 para. 75(b)
- Sch. 5 rule 34(1A) inserted by S.I. 2013/3156 art. 3(4)
- Sch. 5 rule 6(8) inserted by S.I. 2014/1116 art. 6(6)
- Sch. 5 rule 25(5)(6) inserted by S.I. 2014/1116 art. 6(8)(b)
- Sch. 5 rule 37(10) inserted by S.I. 2014/1116 art. 6(10)
- Sch. 5 rule 37A inserted by S.I. 2014/1116 art. 6(11)
- Sch. 5 rule 25(2A) inserted by S.I. 2014/1880 art. 3(2)(b)
- Sch. 5 rule 37A(10A)(10B) inserted by 2001 c. 7 Sch. para. 24A (as inserted) by S.I. 2014/1116 art. 9(6)
- Sch. 5 rule 1 modified by 2011 c. 1 Sch. 8 para. 4
- Sch. 5 rule 29(1) modified by 2011 c. 1 Sch. 8 para. 19(3)
- Sch. 5 rule 32 modified by 2011 c. 1 Sch. 8 para. 20(2)
- Sch. 5 rule 41(1) modified by 2011 c. 1 Sch. 8 para. 29(3)
- Sch. 5 rule 58(1) modified by 2011 c. 1 Sch. 8 para. 38(1)
- Sch. 5 rule 59 modified by 2011 c. 1 Sch. 8 para. 38(2)
- Sch. 5 rule 59(7) modified by 2011 c. 1 Sch. 8 para. 38(3)
- Sch. 5 rule 37A modified by SI 2013/3156 Sch. para. 13A (as inserted) by S.I. 2014/1116 art. 10(3)
- Sch. 5 rule 16(2)(d) omitted by S.I. 2010/2977 Sch. 1 para. 54(2)
- Sch. 5 rule 26(3)(b) omitted by S.I. 2010/2977 Sch. 1 para. 60(3)
- Sch. 5 rule 34(1)(a) omitted by S.I. 2010/2977 Sch. 1 para. 68(2)
- Sch. 5 rule 60(2)(3) omitted by S.I. 2010/2977 Sch. 1 para. 77(4)
- Sch. 5 rule 10(3)(3A) substituted by S.I. 2010/2977 Sch. 1 para. 51

- Sch. 5 rule 33 substituted by S.I. 2010/2977 Sch. 1 para. 67
- Sch. 5 rule 59(6) substituted by S.I. 2010/2977 Sch. 1 para. 76(4)
- Sch. 5 rule 61-64 substituted for Sch. 5 rule 61 by S.I. 2010/2977 Sch. 1 para. 78
- Sch. 5 rule 20(2) word omitted by S.I. 2010/2977 Sch. 1 para. 57
- Sch. 5 rule 29(3)(a) word omitted by S.I. 2010/2977 Sch. 1 para. 63
- Sch. 5 rule 34(6) word omitted by S.I. 2010/2977 Sch. 1 para. 68(4)(a)
- Sch. 5 rule 27(2) word substituted by S.I. 2010/2977 Sch. 1 para. 61(4)
- Sch. 5 rule 60(1) word substituted by S.I. 2010/2977 Sch. 1 para. 77(3)
- Sch. 5 rule 26(6) word substituted by S.I. 2015/566 art. 2(3)(a)
- Sch. 5 rule 26(7) word substituted by S.I. 2015/566 art. 2(3)(b)
- Sch. 5 rule 26(8) word substituted by S.I. 2015/566 art. 2(3)(c)
- Sch. 5 rule 5(3) words inserted by S.I. 2010/1178 art. 4(2)(b)
- Sch. 5 rule 5A(2) words inserted by S.I. 2010/1178 art. 4(3)(b)
- Sch. 5 rule 10(3A) words inserted by S.I. 2010/1178 art. 4(4)
- Sch. 5 rule 9(1) words inserted by S.I. 2010/2977 Sch. 1 para. 50(2)
- Sch. 5 rule 16(2A) words inserted by S.I. 2010/2977 Sch. 1 para. 54(3)(a)
- Sch. 5 rule 20(2) words inserted by S.I. 2010/2977 Sch. 1 para. 57
- Sch. 5 rule 25(1) words inserted by S.I. 2010/2977 Sch. 1 para. 59(2)
- Sch. 5 rule 25(3) words inserted by S.I. 2010/2977 Sch. 1 para. 59(3)
- Sch. 5 rule 26(2) words inserted by S.I. 2010/2977 Sch. 1 para. 60(2)
- Sch. 5 rule 31 words inserted by S.I. 2010/2977 Sch. 1 para. 65
- Sch. 5 rule 41(1)(a) words inserted by S.I. 2010/2977 Sch. 1 para. 70(2)
- Sch. 5 rule 44(1)(b) words inserted by S.I. 2010/2977 Sch. 1 para. 71(2)
- Sch. 5 rule 45(4) words inserted by S.I. 2010/2977 Sch. 1 para. 72
- Sch. 5 rule 46(1)(d) words inserted by S.I. 2010/2977 Sch. 1 para. 73
- Sch. 5 rule 45(3) words inserted by S.I. 2014/1116 art. 6(12)(i)
- Sch. 5 rule 45(5) words inserted by S.I. 2014/1116 art. 6(12)(ii)
- Sch. 5 rule 57(2) words inserted by S.I. 2014/1116 art. 6(13)
- Sch. 5 rule 58(1)(c) words inserted by S.I. 2014/1116 art. 6(14)
- Sch. 5 rule 5(3) words omitted by S.I. 2010/1178 art. 4(2)(a)
- Sch. 5 rule 27(4) words omitted by S.I. 2010/2977 Sch. 1 para. 61(5)
- Sch. 5 rule 30(2)(a) words omitted by S.I. 2010/2977 Sch. 1 para. 64
- Sch. 5 rule 34(6)(a) words omitted by S.I. 2010/2977 Sch. 1 para. 68(4)(c)
- Sch. 5 rule 41(1)(e) words omitted by S.I. 2010/2977 Sch. 1 para. 70(4)
- Sch. 5 rule 58(1)(d) words omitted by S.I. 2010/2977 Sch. 1 para. 75(a)
- Sch. 5 rule 60 heading words omitted by S.I. 2010/2977 Sch. 1 para. 77(2)
- Sch. 5 rule 25(1) words omitted by S.I. 2014/1116 art. 6(8)(a)
- Sch. 5 rule 25(2) words omitted by S.I. 2014/1880 art. 3(2)(a)
- Sch. 5 rule 1(2) words substituted by S.I. 2010/2977 Sch. 1 para. 45
- Sch. 5 rule 1(3) words substituted by S.I. 2010/2977 Sch. 1 para. 46
- Sch. 5 rule 19(2) words substituted by S.I. 2010/2977 Sch. 1 para. 56
- Sch. 5 rule 27(1)(b) words substituted by S.I. 2010/2977 Sch. 1 para. 61(2)
- Sch. 5 rule 28(a) words substituted by S.I. 2010/2977 Sch. 1 para. 62
- Sch. 5 rule 34(1)(c) words substituted by S.I. 2010/2977 Sch. 1 para. 68(3)
- Sch. 5 rule 34(8)(c) words substituted by S.I. 2010/2977 Sch. 1 para. 68(6)
- Sch. 5 rule 41(2) words substituted by S.I. 2010/2977 Sch. 1 para. 70(5)
- Sch. 5 rule 44(2) words substituted by S.I. 2010/2977 Sch. 1 para. 71(3)
- Sch. 5 rule 57(2) words substituted by S.I. 2010/2977 Sch. 1 para. 74
- Sch. 5 rule 59(1)(b) words substituted by S.I. 2010/2977 Sch. 1 para. 76(2)
- Sch. 5 rule 59(2) words substituted by S.I. 2010/2977 Sch. 1 para. 76(3)
- Sch. 5 rule 59(7) words substituted by S.I. 2010/2977 Sch. 1 para. 76(5)
- Sch. 5 rule 21(1) words substituted by S.I. 2014/1116 art. 6(7)
- Sch. 5 rule 26(3)(c) words substituted by S.I. 2014/1116 art. 6(9)
- Sch. 5 rule 21(2) words substituted by S.I. 2015/566 art. 2(2)
- Sch. 5 Appendix of Forms amendment to earlier affecting provision 2001 c. 7 Sch. para. 29 by S.I. 2014/1116 art. 9(7)
- Sch. 5 Appendix of Forms form 5 asterisk and words inserted by S.I. 2014/1116 art. 6(16)(b)

- Sch. 5 Appendix of Forms form 5 asterisk inserted by S.I. 2014/1116 art. 6(16)(a)
- Sch. 5 Appendix of Forms Form 6A inserted by S.I. 2014/1116 art. 6(17) Sch
- Sch. 5 Appendix of Forms Form 7A inserted by S.I. 2014/1116 art. 6(18) Sch
- Sch. 5 Appendix of Forms substituted by S.I. 2010/2977 Sch. 1 para. 79
- Sch. 5 Appendix Form 6A substituted by S.I. 2015/566 art. 2(9) Sch. 5
- Sch. 5 Appendix of Forms form 5 words inserted by S.I. 2014/1116 art. 6(16)(c)
- Sch. 6 Appendix Form 7 substituted by S.I. 2015/566 art. 2(10) Sch. 6

Commencement Orders yet to be applied to the Electoral Law Act (Northern Ireland) 1962

Commencement Orders bringing legislation that affects this Act into force:

- S.I. 2011/1418 art. 2 commences (2010 c. 23)
- S.R. 2014/153 art. 3 Sch. 2 commences (2014 c. 8)
- S.R. 2016/387 art. 2 commences (2015 c. 9 (N.I.))