



Political Parties, Elections and Referendums Act 2000

2000 CHAPTER 41

PART II

REGISTRATION OF POLITICAL PARTIES

Supplemental

37 Party political broadcasts.

- (1) A broadcaster shall not include in its broadcasting services any party political broadcast made on behalf of a party which is not a registered party.
- (2) In this Act “broadcaster” means—
 - (a) the holder of a licence under the ^{M1}Broadcasting Act 1990 or ^{M2}1996 ,
 - (b) the British Broadcasting Corporation, or
 - (c) Sianel Pedwar Cymru.

^{F1}(3)

Textual Amendments

- F1** S. 37(3) repealed (31.12.2020) by [The European Parliamentary Elections Etc. \(Repeal, Revocation, Amendment and Saving Provisions\) \(United Kingdom and Gibraltar\) \(EU Exit\) Regulations 2018 \(S.I. 2018/1310\)](#), reg. 1, [Sch. 1 Pt. 1](#) (as amended by [S.I. 2019/1389](#), regs. 1, 2(2))

Commencement Information

- II** S. 37 wholly in force at 16.2.2001; s. 37 not in force at Royal Assent and in force for specified purposes at 14.12.2000, see s. 163(2)(4); s. 37 in force at 16.2.2001 by [S.I. 2001/222](#), art. 2, [Sch. Pt. I](#) (subject to transitional provisions in [Sch. 1 Pt. II](#))

Changes to legislation: Political Parties, Elections and Referendums Act 2000, Cross Heading:
 Supplemental is up to date with all changes known to be in force on or before 22 April 2024. There are
 changes that may be brought into force at a future date. Changes that have been made appear in the
 content and are referenced with annotations. (See end of Document for details) View outstanding changes

Marginal Citations

- M1** 1990 c. 42.
M2 1996 c. 55.

38 Amendment of parliamentary elections rules.

- (1) The rules set out in Schedule 1 to the Representation of the ^{M3}People Act 1983 (the parliamentary elections rules) shall be amended as follows.
- (2) In rule 6 (nomination of candidates), for paragraph (3) there shall be substituted—
- “(3) The description, if any, must consist of either—
- (a) a description (of not more than 6 words in length) which is authorised as mentioned in rule 6A(1) below; or
 - (b) the word “Independent” or, where the candidate is the Speaker of the House of Commons seeking re-election, the words “The Speaker seeking re-election”.
- (3) In rule 6A (nomination papers: name of registered political party)—
- (a) in paragraph (1), after “unless” there shall be inserted “ the party is a qualifying party in relation to the constituency and ”; and
 - (b) for paragraph (3) there shall be substituted—
- “(3) For the purposes of the application of this rule in relation to an election—
- (a) “registered political party” means a party which was registered under Part II of the Political Parties, Elections and Referendums Act 2000 at the time by which the notice of the election is required to be published by virtue of rule 1 (“the relevant time”);
 - (b) a registered political party is a qualifying party in relation to a constituency if—
 - (i) the constituency is in England, Scotland or Wales and the party was at the relevant time registered in respect of that part of Great Britain in the Great Britain register maintained under that Part of that Act, or
 - (ii) the constituency is in Northern Ireland and the party was at the relevant time registered in the Northern Ireland register maintained under that Part of that Act.”
- (4) In the Appendix of Forms, in the form of nomination paper, for “Merchant” there shall be substituted “ Independent ”.

Commencement Information

- I2** S. 38 wholly in force at 16.2.2001; s. 38 not in force at Royal Assent and in force for specified purposes at 14.12.2000, see s. 163(2)(4); s. 38 in force at 16.2.2001 by [S.I. 2001/222](#), [art. 2](#), [Sch. Pt. I](#) (subject to transitional provisions in [Sch. 1 Pt. II](#))

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Marginal Citations

M3 1983 c. 2.

39 False statements: offence.

A person commits an offence if—

- (a) he knowingly or recklessly makes a statement to the Commission which is false in any material particular, and
- (b) the statement is made, or purports to be made, on behalf of a party for any purpose of this Part of this Act.

Commencement Information

I3 S. 39 wholly in force at 16.2.2001; s. 39 not in force at Royal Assent and in force for specified purposes at 14.12.2000, see s. 163(2)(4); s. 39 in force at 16.2.2001 by [S.I. 2001/222, art. 2, Sch. 1 Pt. I](#) (subject to transitional provisions in [Sch. 1 Pt. II](#))

40 Interpretation of Part II.

(1) In this Part—

“the appointed day” means the day appointed under section 163(2) for the coming into force of section 23;

“financial year”, in relation to a registered party, shall be construed in accordance with section 41(6);

“parish or community election” means an election of councillors for a parish in England or a community in Wales;

“party” includes any organisation or person;

“the register” shall be construed in accordance with section 28(10);

“registered” (unless the context otherwise requires) means registered under this Part (whether in the Great Britain or the Northern Ireland register), and other references to registration shall be construed accordingly;

“the registrar of companies” means the registrar or other officer who performs the duty of registering companies under the^{M4}Companies Act 1985;

“relevant election” shall be construed in accordance with section 22(5).

(2) For the purposes of this Part a registered party contests an election—

- (a) by one or more candidates standing for election in the party’s name at the election, or
- (b) by the party itself standing nominated at the election.

^{F2}(3)

Textual Amendments

F2 S. 40(3) repealed (31.12.2020) by [The European Parliamentary Elections Etc. \(Repeal, Revocation, Amendment and Saving Provisions\) \(United Kingdom and Gibraltar\) \(EU Exit\) Regulations 2018 \(S.I. 2018/1310\)](#), reg. 1, [Sch. 1 Pt. 1](#) (as amended by [S.I. 2019/1389](#), regs. 1, 2(2))

Changes to legislation: Political Parties, Elections and Referendums Act 2000, Cross Heading:
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Commencement Information

- I4** S. 40 wholly in force at 16.2.2001; s. 40 not in force at Royal Assent and in force for specified purposes at 14.12.2000, see s. 163(2)(4); s. 40 in force at 16.2.2001 by [S.I. 2001/222](#), [art. 2](#), [Sch. 1 Pt. I](#) (subject to transitional provisions in [Sch. 1 Pt. II](#))

Marginal Citations

- M4** [1985 c. 6](#).

Changes to legislation:

Political Parties, Elections and Referendums Act 2000, Cross Heading: Supplemental is up to date with all changes known to be in force on or before 22 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.

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

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

- s. 2(2A) inserted by [2022 c. 37 s. 18\(1\)](#)
- s. 4A-4E and cross-heading inserted by [2022 c. 37 s. 16](#)
- s. 8(3)(d) inserted by [2011 c. 13 Sch. 10 para. 12](#)
- s. 13ZA and cross-heading inserted by [2022 c. 37 s. 17\(1\)](#)
- s. 54(1)(aa) inserted by [2009 c. 12 s. 9\(1\)](#)
- s. 54(1)(aa) substituted by [2009 c. 12 s. 10\(1\)](#)
- s. 54(2ZA)-(2ZC) inserted by [2009 c. 12 s. 10\(3\)](#)
- s. 56(1A) inserted by [2009 c. 12 s. 10\(5\)](#)
- s. 56(2)(aa) inserted by [2009 c. 12 s. 9\(3\)\(b\)](#)
- s. 56(3B) inserted by [2009 c. 12 s. 9\(4\)](#)
- s. 71H(3ZA) inserted by [2009 c. 12 Sch. 6 para. 19](#)
- s. 71L(9A) inserted by [2009 c. 12 s. 11\(2\)](#)
- Sch. 1 para. 2(1) Sch. 1 para. 2 renumbered as Sch. 1 para. 2(1) by [2022 c. 37 s. 19\(2\)](#)
- Sch. 1 para. 2(2) inserted by [2022 c. 37 s. 19\(4\)](#)
- Sch. 1 para. 2(1) words inserted by [2022 c. 37 s. 19\(3\)\(a\)](#)
- Sch. 1 para. 2(1) words omitted by [2022 c. 37 s. 19\(3\)\(b\)](#)
- Sch. 2 para. 2(1A) inserted by [2022 c. 37 s. 18\(2\)](#)
- Sch. 2 para. 4 and cross-heading inserted by [2022 c. 37 s. 17\(2\)](#)
- Sch. 7 para. 6(1)(aa) inserted by [2009 c. 12 Sch. 3 para. 1\(1\)](#)
- Sch. 7 para. 8(1A) inserted by [2009 c. 12 Sch. 4 para. 2](#)
- Sch. 7 para. 10(5)(aa) inserted by [2009 c. 12 Sch. 3 para. 2\(5\)\(b\)](#)
- Sch. 7 para. 6(1)(aa) substituted by [2009 c. 12 Sch. 4 para. 1\(1\)](#)
- Sch. 7 para. 10(5)(aa) words inserted by [2009 c. 12 Sch. 4 para. 3\(3\)](#)
- Sch. 7A para. 8(9A) inserted by [2009 c. 12 s. 11\(5\)](#)
- Sch. 7A para. 9(10)(ba) inserted by [2009 c. 12 s. 11\(6\)\(b\)](#)
- Sch. 11 para. 4(3) inserted by [2009 c. 12 Sch. 6 para. 29\(2\)](#)
- Sch. 11 para. 6(1)(aa) inserted by [2009 c. 12 Sch. 3 para. 4\(1\)](#)
- Sch. 11 para. 7(2)(aa) inserted by [2009 c. 12 Sch. 4 para. 5](#)
- Sch. 11 para. 6(1)(aa) substituted by [2009 c. 12 Sch. 4 para. 4\(1\)](#)
- Sch. 11 para. 4(3) words inserted by [2009 c. 12 Sch. 6 para. 29\(3\)](#)
- Sch. 15 para. 4(3)(4) inserted by [2009 c. 12 Sch. 6 para. 30\(2\)\(b\)](#)
- Sch. 15 para. 6(1)(aa) inserted by [2009 c. 12 Sch. 3 para. 7\(1\)](#)
- Sch. 15 para. 7(2)(aa) inserted by [2009 c. 12 Sch. 4 para. 8](#)
- Sch. 15 para. 6(1)(aa) substituted by [2009 c. 12 Sch. 4 para. 7\(1\)](#)
- Sch. 15 para. 4(3) words inserted by [2009 c. 12 Sch. 6 para. 30\(3\)](#)