
SCOTTISH STATUTORY INSTRUMENTS

2009 No. 352

The Health Board Elections (Scotland) Regulations 2009

Interpretation

2.—(1) In these Regulations, unless the context otherwise requires—

“the 1978 Act” means the National Health Service (Scotland) Act 1978;

“the 1983 Act” means the Representation of the People Act 1983⁽¹⁾;

“the 2000 Act” means the Political Parties, Elections and Referendums Act 2000⁽²⁾;

“absent voter” has the meaning given by rule 7(3);

“absent voters list” has the meaning given by rule 8(1);

“adjudicator” has the meaning given by rule 11(2);

“appointed member” has the meaning given by paragraph 2(1)(a) of Schedule 1 to the 1978 Act⁽³⁾;

“ballot paper” means a ballot paper as described in rule 22;

“candidate statement” is a statement in terms of rule 14(2);

“councillor member” has the meaning given by paragraph 2(1)(b) of Schedule 1 to the 1978 Act;

“the count” has the meaning given by rule 32(1)(a);

“counting agent” means a person appointed under rule 20;

“elected member” has the meaning given by paragraph 2(1)(c) of Schedule 1 to the 1978 Act;

“election” means a Health Board election;

“election court” has the meaning given by section 202(1) of the 1983 Act⁽⁴⁾;

“election day” means the day on which a Health Board election is held;

“election notice” has the meaning given by rule 4(1);

“election petition” means a petition presented under Part 3 of the 1983 Act as that Part is applied to Health Board elections by regulation 6;

“electoral area” has the meaning given by section 204(1) of the 1983 Act⁽⁵⁾;

“Health Board” means a Health Board constituted under section 2(1)(a) of the 1978 Act⁽⁶⁾;

“Health Board election” has the meaning given by paragraph 1 of Schedule 1A to the 1978 Act;

“local government area” has the meaning given by section 204(1) of the 1983 Act⁽⁷⁾;

(1) 1983 c.2.

(2) 2000 c.41.

(3) Paragraph 2 was substituted by section 1(2) of the 2009 Act.

(4) The definition of “election court” was amended by the Greater London Authority Act 1999 (c.29), Schedule 3, paragraph 38.

(5) The definition of “electoral area” was amended by the Local Government etc (Scotland) Act 1994 (c.39) (“the 1994 Act”), Schedule 13, paragraph 130(8)(a).

(6) Section 2(1)(a) was amended by the Health and Social Security Adjudications Act 1983, Schedule 7, paragraph 1, the National Health Service and Community Care Act 1990 (c.19), section 28(a), the National Health Service Reform (Scotland) Act 2004 (asp 7), Schedule 1, paragraph 1 and the Smoking, Health and Social Care Act 2005 (asp 13), Schedule 2, paragraph 2.

(7) The definition of “local government area” was substituted by the 1994 Act, Schedule 13, paragraph 130(8)(c).

“nomination period” has meaning given by rule 1;

“register of local government electors” means a register maintained under section 9(1)(b) of the 1983 Act⁽⁸⁾;

“registration officer” means an officer appointed in accordance with section 8 of the 1983 Act⁽⁹⁾;

“relevant registration officer” has the meaning given by rule 6;

“returning officer” means the returning officer for a Health Board election in terms of rule 2;

“voter” means an individual entitled to vote at a Health Board election in terms of paragraph 9 of Schedule 1A to the 1978 Act and rule 5; and

“voting pack” is a pack described in rule 21(2).

(2) Any reference in these Regulations to a numbered rule is a reference to the rule set out in the Schedule.

⁽⁸⁾ Section 9 was substituted by the Electoral Administration Act 2006 (c.22), Schedule 2, paragraph 1.

⁽⁹⁾ Section 8 was relevantly amended by the 1994 Act, Schedule 13, paragraph 130(2).