

## SCHEDULE 3

### APPLICATION OF EXISTING PROVISIONS OF REGULATIONS

#### PART 3

#### OTHER REGULATIONS

##### Control of advertisements

**109.** The Town and Country Planning (Control of Advertisements) Regulations 1992<sup>(1)</sup> apply in relation to the display on any site in Wales of an advertisement relating specifically to the referendum as they apply in relation to the display of an advertisement relating specifically to a pending parliamentary election.

**110.** The Town and Country Planning (Control of Advertisements) (Scotland) Regulations 1984<sup>(2)</sup> apply in relation to the display on any site in Scotland of an advertisement relating specifically to the referendum as they apply in relation to the display of an advertisement relating specifically to a pending parliamentary election.

**111.** The Planning (Control of Advertisements) Regulations (Northern Ireland) 2015<sup>(3)</sup> apply in relation to the display on any site in Northern Ireland of an advertisement relating specifically to the referendum as they apply in relation to the display of an advertisement relating specifically to a pending parliamentary election.

##### Right of audience and right to conduct litigation

**112.** Article 6 of the European Parliamentary Elections (Combined Region and Campaign Expenditure) (United Kingdom and Gibraltar) Order 2004<sup>(4)</sup> applies for the purposes of the referendum but as if for “European Parliamentary elections in the combined region” (in each place) there were substituted “the referendum under section 1 of the European Union Referendum Act 2015 in the South West and Gibraltar Region within the meaning of that Act (see paragraph 5 of Schedule 3 to that Act)”.

##### Provision of information regarding proxies

**113.** Regulation 2 of the Representation of the People (Provision of Information Regarding Proxies) Regulations 2013<sup>(5)</sup> has effect for the purposes of the referendum as if—

(a) the following paragraph were treated as substituted for paragraph (1)—

“(1) A registration officer in Great Britain may require a registration officer in Great Britain or Northern Ireland to provide information as soon as reasonably practicable about—

(a) whether the person, whom an elector wishes to be appointed as their proxy under paragraph 6(7) or (8) of Schedule 4 to the Representation of the People Act 2000, has or will have an entry in a relevant register maintained by that officer under section 9(1) of the Representation of the People Act 1983; or

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(1) [S.I. 1992/666](#), amended by [S.I. 1999/1910](#) and [S.I. 2012/791 \(W. 106\)](#), extended by article 11 of [S.I. 2006/1282](#) and revoked in relation to England by [S.I. 2007/783](#); there are other amending instruments but none is relevant.

(2) [S.I. 1984/467](#), amended by [S.I. 2003/503](#) and [S.I. 2004/334](#) and extended by article 6 of [S.I. 2006/270](#).

(3) [S.R. 2015/66](#).

(4) [S.I. 2004/366](#).

(5) [S.I. 2103/3199](#).

- (b) whether the person, whom the principal wishes to be appointed as their proxy under regulation 64 of the European Union Referendum (Conduct) Regulations 2016, has or will have an entry in a relevant register maintained by that officer.”, and
- (b) the following paragraphs were treated as substituted for paragraph (2)—
  - “(2) In paragraph (1)(a) “relevant register” means a register which relates to elections of the same kind as those to which the proxy appointment relates.
  - (3) In paragraph (1)(b) “relevant register” means—
    - (a) a register of parliamentary electors, or
    - (b) in relation to a peer —
      - (i) a register of local government electors in Great Britain, or
      - (ii) a register of local electors in Northern Ireland, or
      - (iii) a register of peers maintained under section 3 of the Representation of the People Act 1985 (peers resident outside the United Kingdom).”

#### **Persons convicted of corrupt or illegal practices: Gibraltar**

**114.** Regulation 107 of the European Parliamentary Elections Regulations 2004<sup>(6)</sup> applies for the purposes of the referendum but as if—

- (a) references to an illegal practice included an illegal practice under any provision of Gibraltar conduct law,
- (b) references to a corrupt practice included a corrupt practice under any such provision,
- (c) in paragraph (1) for “paragraph (2)” there were substituted “paragraphs (1A) and (2)”,
- (d) after that paragraph there were inserted—
  - “(1A) Paragraph (1) does not apply in relation to an act or omission that is an illegal practice by reason of being a contravention of Gibraltar conduct law (within the meaning of section 11(1) of the European Union Referendum Act 2015) in respect of which the Gibraltar court has made an order under any provision of Gibraltar conduct law making provision corresponding to regulation 108.”,
- (e) the reference in paragraph (2) to regulation 23 included any provision of Gibraltar conduct law making provision corresponding to that regulation, and
- (f) the reference in that paragraph to regulation 24 included any provision of Gibraltar conduct law making provision corresponding to that regulation.

**115.** Regulation 112 of the European Parliamentary Elections Regulations 2004 applies for the purposes of the referendum.

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<sup>(6)</sup> S.I. 2004/293.