
Changes to legislation: There are currently no known outstanding effects for the Electoral Administration Act 2006, Paragraph 154. (See end of Document for details)

SCHEDULES

SCHEDULE 1

AMENDMENTS

PART 7

MISCELLANEOUS

The 2000 Act

- 154 (1) Schedule 7 (donations to individuals and members associations by donors) is amended as follows.
- (2) In paragraph 2—
- (a) in sub-paragraph (1), omit paragraph (d);
 - (b) in sub-paragraph (3), omit paragraph (a);
 - (c) in sub-paragraph (3) omit “the loan or”.
- (3) In paragraph 4(3)(b), omit the words “except for the purposes of paragraph 14,”.
- (4) In paragraph 5(4)—
- (a) for “2(1)(d) or (e)” substitute “2(1)(e)”;
 - (b) in paragraph (a) omit “the loan or”;
 - (c) in paragraph (a) omit sub-paragraph (i) and “or” following it.
- (5) In paragraph 10, for sub-paragraphs (1) and (2) substitute—
- “(1) A regulated donee must prepare a report under this paragraph in respect of each controlled donation accepted by the donee which is a recordable donation.
- (1A) For the purposes of this paragraph a controlled donation is a recordable donation—
- (a) if it is a donation of more than £5,000 (where the donee is a members association) or £1,000 (in any other case);
 - (b) if, when it is added to any other controlled benefit or benefits accruing to the donee—
 - (i) from the same person and in the same calendar year, and
 - (ii) in respect of which no report has been previously made under this paragraph,the aggregate amount of the benefits is more than £5,000 (where the donee is a members association) or £1,000 (in any other case).
- (1B) A controlled benefit is—
- (a) a controlled donation;

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- (b) a controlled transaction within the meaning of paragraph 2 of Schedule 7A.
- (1C) A controlled benefit which is a controlled donation accrues—
 - (a) from the permissible donor who made it, and
 - (b) when it is accepted by the donee.
- (1D) A controlled benefit which is a controlled transaction accrues—
 - (a) from any authorised participant (within the meaning of paragraph 4(3) of Schedule 7A) who is a party to it, and
 - (b) when it is entered into;
 and paragraph 9(6) of Schedule 7A applies for the purposes of paragraph (b) above.
- (2) A regulated donee must deliver the report prepared by virtue of sub-paragraph (1) to the Commission within the period of 30 days beginning with—
 - (a) if sub-paragraph (1A)(a) applies, the date of acceptance of the donation;
 - (b) if sub-paragraph (1A)(b) applies, the date on which the benefit which causes the aggregate amount to exceed £5,000 or (as the case may be) £1,000 accrues.”
- (6) In that paragraph, in each of sub-paragraphs (6) and (7)—
 - (a) after “In the case of” insert “ a controlled benefit which is ”;
 - (b) for “sub-paragraph (2)(b)” substitute “ sub-paragraph (1A)(b) ”;
 - (c) for “by the same permissible donor” substitute “ from the same person ”.
- (7) In paragraph 12(1), for “that provision” substitute “ paragraph 10(2) or 11(1) ”.
- (8) Omit Part 4 (reporting of donations by donors).
- (9) In paragraph 15 (register of recordable donations), omit sub-paragraph (3)(b).

Commencement Information

- II** Sch. 1 para. 154 partly in force; Sch. 1 para. 154 not in force at Royal Assent see s. 77; Sch. 1 para. 154(3)(8)(9) wholly in force and Sch. 1 para. 154(1)(2)(4)-(7) in force for E.W.S. for certain purposes at 11.9.2006 by S.I. 2006/1972, art. 3, Sch. 1 paras 25(k)(m) (as amended by S.I. 2006/2268, art. 3) (subject to Sch. 2 of S.I. 2006/1972); Sch. 1 para. 154(1)(2)(4)-(7) in force for N.I. at 1.7.2008 by S.I. 2008/1656, art. 2(1)(2)(d)(ii) (subject to art. 3, Sch.)

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