

Status: This version of this cross heading contains provisions that are prospective.

Changes to legislation: There are currently no known outstanding effects for the Political Parties and Elections Act 2009, Cross Heading: Schedule 11 to the 2000 Act (control of donations to recognised third parties). (See end of Document for details)

SCHEDULES

PROSPECTIVE

SCHEDULE 4

DECLARATION AS TO WHETHER RESIDENCE ETC CONDITION SATISFIED

Schedule 11 to the 2000 Act (control of donations to recognised third parties)

- 4 (1) In paragraph 6 of Schedule 11 to the 2000 Act (prohibition on accepting donations from impermissible donors), for paragraph (aa) of sub-paragraph (1) (inserted by Schedule 3 above) there is substituted—

“(aa) any declaration required to be made in respect of the donation by paragraph 6A or 6B has not been received by the recognised third party; or”.

- (2) After paragraph 6A of that Schedule (inserted by Schedule 3 above) there is inserted—

“Declaration as to whether residence etc condition satisfied

- 6B (1) An individual making to a recognised third party a donation in relation to which the condition set out in section 54(2ZA) applies must give to the recognised third party a written declaration stating whether or not the individual satisfies that condition.

(2) A declaration under this paragraph must also state the full name and address of the person by whom it is made.

(3) A person who knowingly or recklessly makes a false declaration under this paragraph commits an offence.

(4) The Secretary of State may by regulations make provision requiring a declaration under this paragraph to be retained for a specified period.”

- 5 In paragraph 7 of that Schedule (acceptance or return of donations), after paragraph (a) of sub-paragraph (2) there is inserted—

“(aa) section 56(1A)(a) shall have effect as if the reference to a declaration under section 54B were construed as a reference to a declaration under paragraph 6B above; and”.

- 6 In paragraph 9A of that Schedule (inserted by Schedule 3 above)—

(a) in the heading, after “*paragraph 6A*” there is inserted “ *or 6B* ”;

(b) at the end of that paragraph (which becomes sub-paragraph (1)) there is inserted—

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- “(2) In relation to each relevant donation falling with paragraph 10(2) in the case of which a declaration under paragraph 6B has been given, the statement must either—
- (a) state that no reason was found for thinking that the declaration was incorrect, or
 - (b) give details of any respects in which the declaration was found or suspected to be incorrect.”

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