Recall of MPs Act 2015

CHAPTER 25

RECALL OF MPS ACT 2015

How an MP becomes subject to a recall petition process

1 How an MP becomes subject to a recall petition process
2 The first and third recall conditions: further provision
3 The first and third recall conditions: expiry of appeal period
4 The first and third recall conditions: courts to notify the Speaker
5 Speaker’s notice that first, second or third recall condition has been met

Conduct of the recall petition process

6 Petition officers
7 Where and from when the recall petition may be signed
8 Notice of petition to be sent to registered electors
9 Recall petition to be made available for signing
10 Persons entitled to sign a recall petition
11 How entitlement to sign a recall petition is to be exercised
12 Double signing

Early termination of recall petition process

13 Early termination of recall petition process

Outcome of recall petition

14 Determination of whether recall petition successful
15 Effect of successful petition

Financial controls

16 Expenses, donations and reporting
17 Loans

Final provisions

18 Power to make further provision about conduct of a recall petition etc
19 Performance of the Speaker’s functions by others
20 Minor and consequential amendments
21 Regulations
22 Interpretation
23 Extent
24 Commencement
25 Short title

SCHEDULES

SCHEDULE 1 — Petition officers
1 Petition officer’s general duty
2 Performance of petition officer’s functions: delegation, assistance etc
3 Expenditure
4 Taxation of petition officer’s account

SCHEDULE 2 — Alteration of registers of parliamentary electors
1 Part 1 of the Representation of the People Act 1983...
2 In section 13 (publication of registers), in subsection (5)(b), for...
3 (1) Section 13A (alteration of registers) is amended as follows....
4 (1) Section 13AB (alteration of registers: interim publication dates) is...
5 (1) Section 13B (alteration of registers: pending elections), as it...
6 (1) Section 13BA (alteration of registers in Northern Ireland: pending...
7 Before section 13C, insert— Alteration of registers: recall petition (1)
   This section applies if— (a) a Speaker’s notice is...
8 (1) Section 56 (registration appeals: England and Wales) is amended...
9 (1) Section 58 (registration appeals: Northern Ireland) is amended as...

SCHEDULE 3 — Regulation of expenditure
   PART 1 — INTRODUCTION
1 Overview
2 Limit on petition expenditure: persons other than accredited
   campaigner
3 Limit on petition expenditure: accredited campaigner
4 Expenses incurred by persons acting in concert
5 Expenses incurred before the recall petition period
6 Notional petition expenses
7 Petition expenses incurred before becoming an accredited campaigner
   PART 3 — PETITION EXPENSES OF ACCREDITED CAMPAIGNERS: GENERAL
   CONTROLS
8 Restriction on incurring petition expenses
9 Restriction on payments in respect of petition expenses
10 Restrictions on payment of claims in respect of petition expenses
11 Payment of claims in respect of petition expenses: application for leave
   to pay late claims
12 Disputed claims
PART 4 — MEANING OF “PETITION EXPENSE”

13 Meaning of “petition expense”
14 List of matters
15 General exclusions
16 Guidance

PART 5 — ACCREDITED CAMPAIGNERS AND RESPONSIBLE PERSONS

17 Meaning of “accredited campaigner”
18 Eligibility to be an accredited campaigner
19 Accreditation notice
20 Notice of alteration
21 The responsible person
22 Duty of petition officer to publish information about accredited campaigners

PART 6 — FINAL PROVISIONS

23 Power to alter meaning of “petition expense”
24 Power to alter certain financial limits
25 Corrupt and illegal practices
26 Application of defined terms in PPERA 2000

SCHEDULE 4 — Control of donations to accredited campaigners

PART 1 — INTRODUCTION AND INTERPRETATION

1 Operation of Schedule and meaning of “accredited campaigner” and “relevant donation” etc
2 Donations: general rules
3 Sponsorship
4 Payments etc not to be regarded as donations
5 Value of donations
6 Meaning of “permissible donor”
7 Return of donations
8 Power to alter certain financial limits

PART 2 — CONTROL OF DONATIONS

9 Prohibition on accepting donations from impermissible or unidentifiable donors
10 Donations treated as received or not received from permissible donors
11 Meaning of “exempt trust donation” in paragraph 10
12 Donations made on behalf of other persons
13 Duty to verify identity of donor
14 Duty to return donations from impermissible donors
15 Duty to return donations from unidentifiable donors
16 Circumstances in which donations treated as accepted or received
17 Forfeiture of donations made by impermissible or unidentifiable donors
18 Appeal against order under paragraph 17
19 Supplementary provision about orders under paragraph 17 or 18
20 Evasion of restrictions on donations
21 Further provision about offences under this Schedule
22 Application of defined terms in PPERA 2000

SCHEDULE 5 — Recall petition returns

1 Recall petition returns
2 Statements and accompanying documents relating to petition expenses
3 Statement and accompanying documents relating to relevant donations accepted
4 Statement relating to relevant donations received from impermissible or unidentifiable donors
5 Declaration of responsible person as to return
6 Delivery of return etc to petition officer and supplementary returns
7 Offences relating to return
8 Onward delivery of returns to Electoral Commission
9 Inspection of returns and accompanying documents
10 Application of certain provisions of Schedule 3

SCHEDULE 6 — Minor and consequential amendments
1 Representation of the People Act 1983 (c. 2)
2 Political Parties, Elections and Referendums Act 2000 (c. 41)
3 (1) Part 1 (the Electoral Commission) is amended as follows....
4 (1) Part 2 (registration of political parties) is amended as...
5 (1) Part 5 (control of campaign expenditure) is amended as...
6 (1) Part 6 (controls relating to third party national election...
7 (1) Part 9 (reports of gifts received by unincorporated associations)...