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STATUTORY INSTRUMENTS

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**2004 No. 320 (C. 17)**

**REPRESENTATION OF THE PEOPLE**

**The European Parliament (Representation)  
Act 2003 (Commencement No. 4) Order 2004**

*Made - - - - 4th February 2004*

The Secretary of State, in exercise of the powers conferred on him by section 28(3) and (4) of the European Parliament (Representation) Act 2003<sup>(1)</sup>, makes the following Order:

**Citation**

1. This Order may be cited as the European Parliament (Representation) Act 2003 (Commencement No. 4) Order 2004.

**Commencement of provisions in European Parliament (Representation) Act 2003**

2. The following provisions of the European Parliament (Representation) Act 2003 shall come into force on 5 February 2004—

- (a) in the United Kingdom and Gibraltar—
  - (i) sections 20 and 21 for all remaining purposes; and
  - (ii) section 19 except so far as it—
    - (aa) was brought into force by the European Parliament (Representation) Act 2003 (Commencement No. 3) Order 2004<sup>(2)</sup>; or
    - (bb) relates to section 1A and 8 of, and Schedule 1A to, the European Parliamentary Elections Act 2002<sup>(3)</sup>; and
- (b) in Gibraltar—
  - (i) sections 1 and 8; and
  - (ii) section 28(2) so far as it relates to the provisions brought into force by paragraph (a) and sub-paragraph (i) above.

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(1) 2003 c. 7.

(2) S.I. 2004/24.

(3) 2002 c. 24. Section 1A and section 8(8) of, and Schedule 1A to, this Act were inserted by sections 7 and 15(3) of, and the Schedule to, the European Parliament (Representation) Act 2003. These provisions are not yet in force.

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**Status:** This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

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Signed by authority of the Secretary of State for Constitutional Affairs

4th February 2004

*Chris Leslie*  
Parliamentary under Secretary of State  
Department for Constitutional Affairs

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## EXPLANATORY NOTE

*(This note is not part of the Order)*

This Order brings into force on 5th February 2004, in the United Kingdom and Gibraltar, the provisions of the European Parliament (Representation) Act 2003 relating to returning officers and disqualification from office of MEP so far as they have not already been brought into force by the earlier commencement orders mentioned below. It also brings into force section 19 for most remaining purposes (which provision extends to Gibraltar the European Parliamentary Elections Act 2002) except in respect of provisions concerning the entitlement to vote and reviews as to the distribution of MEPs amongst the electoral regions.

It brings into force for Gibraltar section 28(2) (which extends the Act to the United Kingdom and Gibraltar) so far as it relates to the above mentioned provisions. It also brings into force in Gibraltar sections 1 and 8, which relate to the number of MEPs and electoral regions. Sections 1, 8 and 28(2) came into force in the United Kingdom on Royal Assent of the Act.

## NOTE AS TO EARLIER COMMENCEMENT ORDERS

*(This note is not part of the Order)*

The following provisions of the European Parliament (Representation) Act 2003 have been brought into force by commencement orders before the date of this Order:

| <i>Provision</i>                                                                                                                                               | <i>Date of Commencement</i> | <i>S.I. No.</i>           |
|----------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------|---------------------------|
| Section 28(1) and (3) to (5) (in Gibraltar)                                                                                                                    | 1 June 2003                 | <a href="#">2003/1401</a> |
| Section 28(2) (partially in Gibraltar)                                                                                                                         | 1 June 2003                 | <a href="#">2003/1401</a> |
| Sections 9, 10, 26 and 27 (in Gibraltar)                                                                                                                       | 2 June 2003                 | <a href="#">2003/1402</a> |
| Section 28(2) (partially in Gibraltar)                                                                                                                         | 2 June 2003                 | <a href="#">2003/1402</a> |
| Part 2 so far it confers powers to make subordinate legislation and amends provisions of the European Parliamentary Elections Act 2000 which confer such power | 7 January 2004              | <a href="#">2004/24</a>   |
| Section 19 so far as it extends to Gibraltar provisions of the European Parliamentary Elections Act 2002 which confer power to make subordinate legislation    | 7 January 2004              | <a href="#">2004/24</a>   |
| Sections 14 and 24                                                                                                                                             | 7 January 2004              | <a href="#">2004/24</a>   |

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| <i>Provision</i>                       | <i>Date of Commencement</i> | <i>S.I. No.</i>         |
|----------------------------------------|-----------------------------|-------------------------|
| Section 25 (in Gibraltar)              | 7 January 2004              | <a href="#">2004/24</a> |
| Section 28(2) (partially in Gibraltar) | 7 January 2004              | <a href="#">2004/24</a> |