

SCHEDULE 4

Application, with modifications, of Acts and subordinate legislation

Interpretation

- 1.—(1) The provisions set out in the first column of Tables 1 to 6 have effect subject to—
- (a) any modification mentioned in the second column of those Tables; and
 - (b) unless the context otherwise requires, the modifications mentioned in sub-paragraph (2).
- (2) The modifications mentioned in this paragraph are—
- (a) a reference to an election must be construed as a reference to the referendum;
 - (b) a reference to a returning officer must be construed as a reference to the counting officer;
 - (c) a reference to a constituency, an electoral division or a ward must be construed as a reference to a voting area;
 - (d) a reference to voting for, or a vote for, a candidate must be construed as a reference to voting for, or a vote for, an answer;
 - (e) a reference to promoting or procuring the election of a candidate, or furthering a person's candidature, must be construed as a reference to promoting or procuring a particular result in the referendum;
 - (f) references to nomination papers and, except as mentioned in sub-paragraphs (d) and (e), references to candidates, must be ignored;
 - (g) a reference to the return of a person must be construed as a reference to a particular result in the referendum;
 - (h) a reference to a person voting as an elector must be construed as a person voting on his or her own behalf;
 - (i) a reference to a person's entitlement as an elector to an absent vote must be construed as a reference to a person's entitlement to vote by post on his or her own behalf or to vote by proxy;
 - (j) except where the polls at the referendum and an election are taken together in accordance with regulation 10(1) or (5), where anything is required to be done in the presence of election, polling, counting or other agents, the reference to the presence of agents must be ignored;
 - (k) a reference to anything having been prescribed must be construed as a reference to its being provided for by a provision of subordinate legislation applied by these Regulations;
 - (l) a form which is required to be used may be used with such variations as the circumstances require;
 - (m) a reference to the registration officer, in relation to a district or a London borough, is a reference to the relevant registration officer appointed under section 8 of the 1983 Act^{F1}; and for the purpose of the exercise of a registration officer's functions in relation to the referendum, section 52(1) to (4)^{F2} (discharge of registration duties) and section 54(1), (3) and (4)^{F3} (payment of expenses of registration) of that Act have effect;
 - (n) a reference to an election petition must be construed as a reference to a referendum petition;
 - (o) any reference to an enactment or instrument made under an enactment must be construed as a reference to that enactment or instrument as applied by these Regulations;
 - (p) so much of any provision as applies only in Scotland, Wales or Northern Ireland is to be ignored.

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Table 1

Representation of the People Act 1983 ^{F4}

(1) Provision	(2) Modification
[^{F5} Section 13AB (alteration of registers: interim publication dates)]	<p>After “election”, in each place, insert “or referendum”]</p> <p>[^{F5}In subsection (5), for the words from “is the last day” to the end, substitute “is the 19th working day before the day of the referendum; and in this subsection “working day” means a day which is not a day mentioned in regulation 18(2) of the Local Authorities (Conduct of Referendums) (England) Regulations 2012.”]</p> <p>[^{F5}After subsection (8) insert—</p> <p style="padding-left: 2em;">“(8A) This section also applies to referendums.”]</p>
Section 13B (alteration of registers: pending elections) ^{F6}	<p>After “election”, in each place, substitute “or referendum ”.</p> <p>After subsection (4) insert—</p> <p>“(4A) This section also applies to referendums.”</p>
Section 31 (polling districts and stations at local government elections) ^{F7}	<p>In subsection (1)—</p> <p>(a) for “elections of county councillors” substitute “ referendums by or in respect of a county ”, and</p> <p>(b) for “elections of London borough or district councillors” substitute “ referendums by or in respect of a London borough or district ”.</p> <p>In subsection (3) for “local government elections” substitute “ referendums ”.</p>
Section 35(4) (appointments by returning officers)	
Section 36(4) and (6) (returning officer's expenditure at local elections) ^{F8}	<p>In subsection (4) for the words from “by a returning officer” to “London borough)” substitute “ by a counting officer for a voting area in relation to the holding of a referendum ”.</p> <p>In subsection (6) for the words from the beginning to “councillor, the council” substitute “ Before a poll is taken at such a</p>

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	<p>referendum as is referred to in subsection (4), the authority ”.</p> <p>Paragraph 1(2)(b) of this Schedule does not have effect in relation to the first reference in subsection (6) to the returning officer.</p>
<p>Section 47 (loan of equipment for local elections) F9</p>	<p>In subsection (1) for “the returning officer at a local government election” substitute “ the counting officer at a referendum ”.</p> <p>In subsection (2)—</p> <p>(a) omit the words from “, or” at the end of paragraph (a) to “as the case may be”;</p> <p>(b) for “an election held under those Acts” substitute “ a referendum ”.</p>
<p>Section 49(4) to (5) (effect of registers) F10</p>	<p>In subsection (5) omit “prevent the rejection of the vote on a scrutiny or”.</p>
<p>Section 60 (personation)</p>	<p>In subsection (2) omit “parliamentary or”.</p>
<p>Section 61 (other voting offences) F11</p>	<p>In subsection (1) after “local government election” and “local government elections”, in each place, insert “ or referendum ” or “or referendums” respectively.</p> <p>For subsections (2) to (4) substitute—</p> <p>“(2) A person shall be guilty of an offence if—</p> <p>(a) that person votes on his or her own behalf otherwise than by proxy—</p> <p>(i) more than once in the same voting area,</p> <p>(ii) in more than one voting area, or</p> <p>(iii) in any voting area where there is in force an appointment of a person to vote as his or her proxy in the referendum in another voting area, or</p> <p>(b) that person votes on his or her own behalf in person and is entitled to vote by post, or</p> <p>(c) that person votes on his or her own behalf in person knowing that a person appointed to vote as his or her proxy has already voted in person or is entitled to vote by post, or</p> <p>(d) that person applies for a person to be appointed as his or her proxy to vote for him or her without applying for the cancellation of a previous appointment of a third party then in force or without withdrawing a pending application for such an appointment.</p> <p>(3) A person shall be guilty of an offence if—</p>

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(a) that person votes as proxy for the same person either—

(i) more than once in the same voting area, or

(ii) in more than one voting area, or

(b) that person votes in person as proxy for a person and is entitled to vote by post as proxy for someone whom he or she already knows to have voted in person.

(4) A person shall also be guilty of an offence if he or she votes as proxy in any voting area for more than two persons of whom he or she is not the spouse, civil partner, parent, grandparent, brother, sister, child or grandchild.”

[^{F12}In subsection (6ZB), for “, (2A)(a) to (c), (3)(a)(i) and (3A)(a) to (c)” substitute “and (3)(a)(i)”.]

For subsection (6A) substitute—

“(6A) A person is not guilty of an offence under subsection (2)(b) only by reason of his or her having marked a tendered ballot paper in pursuance of rule 29 of the Local Government Act Referendums Rules or rule 31 of the Local Government Act Referendums (Combination of Polls) Rules (as the case may be) within the meaning of the Local Authorities (Conduct of Referendums)(England) Regulations 2012.”

Section 62A (offences relating to applications for postal and proxy votes)

^{F13}

In subsection (1)(a) after “election” insert “ or referendum ”.

Section 63 (breach of official duty)

^{F14}

In subsection (3) after “local government election” in both places insert “ or referendum ”.

In subsection (4)(a) after “election” insert “ or referendum ”.

Section 65 (tampering with ballot papers, etc)

^{F15}

In subsection (1)—

(a) after “election”, in the first place it occurs, insert “ or referendum ”, and

(b) omit paragraph (a).

In subsection (3) for “clerk” substitute “ person ”.

Section 66 (requirement of secrecy)

^{F16}

For subsection (1)(b) substitute—

“(b) every polling observer, so attending.”

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Section 66A (prohibition of exit polls)

F17

In subsection (2) omit the “and” preceding paragraph (b) and after that paragraph insert—

“; and

(c) any referendum”.

Section 92 (broadcasting from outside the United Kingdom)

F18

In subsection (1) after “local government election” insert “ or referendum ”.

Section 94 (imitation poll cards)

F19

In subsection (2)—

(a) after “section 36” insert “ above, or regulations made under section 9MG of the Local Government Act 2000 ”, and

(b) after “the rules”, insert “ or, as the case may be, the regulations ”.

Section 96 (schools and rooms for local election meetings)

F20

For subsection (1) substitute—

“(1) Subject to the provisions of this section, any person is entitled, for the purpose of holding a public meeting to promote a particular result in the referendum, to use free of charge at reasonable times during the campaign period any meeting room to which this section applies.

(1A) In subsection (1), “the campaign period” means the period of 25 days ending with the day before the date of the referendum.”

Omit subsection (2).

In subsection (3)—

(a) for the words from “electoral area for which” to “that electoral area” substitute “ voting area ”, and

(b) omit paragraph (b).

In subsection (4)—

(a) omit the words “and paragraph 1(1) of Schedule 5 to this Act”,

(b) after the words “that section” insert “subject to the substitution in subsection (5) of that section, for the word “ candidate ” of the word “person” ”, and

(c) omit the words from “and any person” to the end.

After subsection (4) insert—

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“(5) The lists maintained by a county council, district council or London borough council of meeting rooms which candidates at a parliamentary election in any constituency are entitled to use shall have effect for the purposes of the referendum; and any person shall, before the referendum, be entitled at all reasonable hours to inspect those lists or a copy of them.”

Section 97 (disturbances at election meetings) For subsection (2) substitute—
F21

“(2) This section applies to a meeting in connection with a referendum held during the campaign period.

(2A) In subsection (2) “the campaign period” means the period of 25 days ending with the day before the date of the referendum.”

Section 100(1) and (2) (illegal canvassing by police officers) In subsection (1) for the words from “from giving his vote” to the end substitute “ from giving his or her vote in the referendum in a voting area wholly or partly within the police area ”.
F22

Section 109 (payments for the exhibition of election notices)

Section 110 (details to appear on election publications)
F23

Section 111 (prohibition of paid canvassers)

Section 112 (providing money for illegal purposes)

Section 113 (bribery)
F24

Section 114 (treating)

Section 115 (undue influence)
F25

Section 116 (rights of creditors)

Omit paragraphs (b) and (c).

Section 118 (interpretation of Part 2)
F26

Section 119 (computation of time for purposes of Part 2) In subsection (1)(b) after “disregarded” insert—
F27

“; and

(c) in computing any period referred to in section 96(1A) or 97(2A), as applied for the

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purposes of a referendum, any of the days so mentioned shall be disregarded.”

Section 167 (application for relief)

F28

Section 168 (prosecutions for corrupt practices)

F29

Section 169 (prosecutions for illegal practices)

F30

Section 170 (conviction of illegal practice on charge of corrupt practice etc)

Section 173(1)(a)(i), (2) and (3)

F31

(incapacities)

In subsection (1)(a)(i) after “Great Britain” insert “ or at any referendum ”.

Section 174 (mitigation and remission etc)

F32

Section 175 (illegal payments etc)

F33

Omit subsection (2).

Section 176 (time limit for prosecutions)

Section 177 (summary trial)

For “the local government Act” substitute “ the Local Authority (Conduct of Referendums) (England) Regulations 2012 ”.

In subsection (1)(a) for the words from “in the county” to “adjoins”, substitute “ for the voting area in which the offence is alleged to have been committed ”.

Section 178 (prosecution of offences committed outside the United Kingdom)

F34

Section 179 (offences by associations)

Section 181(1) (Director of Public Prosecutions)

F35

Section 185 (interpretation of Part 3)

F36

Section 199B (translations of certain documents)

F37

In subsections (1), (5) and (7) after “local government election” insert “ or referendum ”.

Omit subsection (4)(a).

Section 200(1A) and (2) (public notices, and declarations)

F38

Section 202 (interpretation)

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Table 2

Representation of the People Act 1985 ^{F40}

<i>(1) Provision</i>	<i>(2) Modification</i>
<p>Section 15 (combination of polls at parliamentary ^{F41} ... and local elections) ^{F42}</p>	<p>[^{F43}After subsection (1)(b) insert—</p> <p>“or</p> <p>(d) a referendum and an election of one or more of the descriptions specified in paragraph (b),”.]</p> <p>In subsection (2), after “related areas”, insert “or the polls at elections and a referendum”.</p> <p>In subsection (4)—</p> <p>(a) after “elections”, in the first place where that word appears, insert “or elections and a referendum (as the case may be)”,</p> <p>(b) after “one election” insert “or the referendum”, and</p> <p>(c) after “elections”, in the second place where that word appears, insert “or the elections and the referendum (as the case may be)”.</p>

Table 3

Representation of the People Act 2000 ^{F44}

<i>(1) Provision</i>	<i>(2) Modification</i>
<p>Section 10 (pilot schemes for local elections in England and Wales) ^{F45}</p>	<p>In subsection (2)—</p> <p>(a) after “Representation of the People Acts”, insert “or the Local Government Act 2000”, and</p> <p>(b) in paragraph (c) for “candidates” substitute “any campaign organiser within the meaning of regulation 6 of the Local Authorities (Conduct of Referendums) (England) Regulations 2012”.</p> <p>In subsection (3)—</p> <p>(a) in paragraph (b) for “candidates” substitute “campaign organisers”, and</p>

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(b) for “section 75(1) of the 1983 Act (restriction on third party election expenditure)” substitute “ regulation 6 of the Local Authorities (Conduct of Referendums) (England) Regulations 2012 ”.

Omit subsection (4).

At the end of subsection (7)(a) insert “ or the Local Government Act 2000 ”.

In subsection (11) for the words after “means”, substitute “ a county council, district council or a London borough council. ”

Section 12 (changes relating to absent voting at elections in Great Britain)

In subsection (1) at the end insert “ ; and as regards referendums ”.

Schedule 4 (absent voting in Great Britain)

F46

In paragraph 1(1), in the definition of “the appropriate rules” at the end of paragraph (b), insert—

“, and

(c) in the case of a referendum, the Local Government Act Referendums Rules or the Local Government Act Referendums (Combination of Polls) Rules (as the case may be) within the meaning of the Local Authorities (Conduct of Referendums) (England) Regulations 2012”.

In paragraphs 2 to 7, 7C and 7D, except in paragraphs 3(1), 3(2), 3(4)(a)(i), 6(7), 7(4)(a) and 7(6)(a)(i), after “local government election”, “local government elections”, “elections” and “election”, insert, as the context requires, “ or a referendum ”, “or referendums”, or “or the referendum”.

In paragraphs 3(1) and 3(2) for “or at both” substitute “ or at referendums, or at any combination of such polls ”.

In paragraphs 3(4)(a)(i) and 7(6)(a)(i) for “or both” substitute “ or referendums, or at any combination of such polls ”.

In paragraphs 6(7) and 7(4)(a) for “or at both” substitute “ or at referendums, or at any combination of such polls ”.

Table 4

Political Parties, Elections and Referendums Act 2000 ^{F47}

(1) Provision

(2) Modification

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Section 6A (attendance of representatives of Commission at elections etc)	After subsection (1)(b) insert— “; (c) proceedings relating to a referendum under the Local Authorities (Conduct of Referendums) (England) Regulations 2012 which are the responsibility of the counting officer.”
Section 6B (observation of working practices by representatives of Commission)	After subsection (2) insert— “(2A) A representative of the Commission may also observe the working practices of a counting officer at a referendum under the Local Authorities (Conduct of Referendums) (England) Regulations 2012, and any person acting under his or her direction.”
Section 6C (accredited observers: individuals)	In subsection (1) after “applies” insert “ or which is held under the Local Authorities (Conduct of Referendums) (England) Regulations 2012 ”.
Section 6D (accredited observers: organisations)	In subsection (1) after “applies” insert “ or which is held under the Local Authorities (Conduct of Referendums) (England) Regulations 2012 ”.
Section 6E (attendance and conduct of observers)	For subsection (4)(c) substitute— “(c) in the case of any other proceedings at a referendum to which Part 7 applies, the relevant counting officer (within the meaning of section 6A); (ca) in the case of any other proceedings at a referendum under the Local Authorities (Conduct of Referendums) (England) Regulations 2012, the counting officer;” In subsection (4)(d) for “or (c)” substitute “ , (c) or (ca) ”.

Table 5

Electoral Administration Act 2006 ^{F48}

(1) Provision	(2) Modification
Section 42 (access to other election documents)	
Section 43 (access to other election documents: contravention of regulations)	In subsection (1)(a) after “section 42” insert “ as applied by the Local Authorities (Conduct

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	of Referendums) (England) Regulations 2012”.
Section 44 (access to other election documents: supplementary)	In subsection (5) for the words “election documents” to “Northern Ireland)” substitute “ referendum documents are such documents relating to a referendum ”. After subsection (7)(e) insert— “; (f) in relation to a referendum, a voting area within the meaning of the Local Authorities (Conduct of Referendums) (England) Regulations 2012.”
Section 46 (returning officers: correction of procedural errors)	After subsection (3)(b) insert— “; (c) a referendum.” Omit subsection (6).
Section 69 (encouraging electoral participation)	After subsection (8)(b) insert— “; (c) a counting officer at a referendum.”

Table 6

The Representation of the People (England and Wales) Regulations 2001 ^{F49}

(1) Provision	(2) Modification
Regulation 3 (interpretation) F50	At the end of paragraph (2)(b) insert— “; or (c) in the case of a referendum, the corresponding rule in the Local Government Act Referendums Rules or the Local Government Act Referendums (Combination of Polls) Rules (as the case may be) within the meaning of the Local Authorities (Conduct of Referendums) (England) Regulations 2012.”

[^{F51}Regulation 4(1)(b) (forms) and, in so far as it gives effect to Forms E and K in Schedule 3, regulation 4(2)]

Regulation 5 (communication of applications, notices, etc)

Regulation 6 (electronic signatures and related certificates)
F52

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Regulation 7 (copies of documents)

F53

Regulation 8 (time)

F54

Regulation 11 (interference with notices)

Regulation 50 (interpretation of Part 4)

F55

Regulation 51 (general requirements for an absent vote) For paragraph (4)(b) substitute—

F56

“(b) whether it is made for all or any of parliamentary elections, local government elections or referendums.”

In paragraph (5)—

(a) after “election”, in each place, insert “ or referendum ”, and

(b) omit “elections”.

Regulation 51A (additional provision concerning the requirement that an application for an absent vote must be signed by the applicant)

F57

Regulation 51AA (additional requirement for applications for ballot papers to be sent to different address from that stated in application)

F58

Regulation 51B (additional requirements for applications for ballot papers to be sent to different address from that shown in the record kept under paragraph 3(4) or 7(6) of Schedule 4)

F59

Regulation 52 (additional requirements for applications for the appointment of a proxy)

Regulation 55 (additional requirements for applications for a proxy vote in respect of a particular election)

F60

[^{F61}Regulation 55A (additional requirements for applications for an emergency proxy vote in respect of a particular election)][^{F62}: grounds relating to occupation, service or employment]

[^{F63}Regulation 55B (additional requirements for application for an emergency proxy vote in

respect of a particular election: grounds relating to voter identification)]

[^{F64}Regulation 56 (closing dates for applications)]

[^{F64}In paragraphs (1) to (3A), after “election” in each place insert “or referendum”. In paragraph (3D), after “election” in the second and third places it occurs insert “or referendum”. In paragraphs (4) to (5A) and (7) (b), after “election” in each place insert “or referendum”.]

[^{F64}Regulation 56A (grounds relating to voter identification)]

[^{F64}In paragraph (3)—

in sub-paragraph (a), after “election” in the second place it occurs insert “or referendum”;

in sub-paragraph (b)(i) and (ii), after “election” insert “or referendum”.

In paragraph (6)—

in sub-paragraph (a), after “election” in the second place it occurs insert “or referendum”;

in sub-paragraph (b), after “election” in the first place it occurs insert “or referendum”.]

Regulation 57 (grant or refusal of applications)
^{F65}

In paragraph (5) after “election” insert “ or referendum ”.

Regulation 58 (notice of appeal)

Regulation 59 (cancellation of proxy appointment)

[^{F61}Regulation 60B (requirement to provide fresh signatures following rejection of a postal voting statement)]

Regulation 61B
^{F66}

In paragraph (3)(a) for “any candidate or agent” substitute “ those ”.

[^{F61}Regulation 61C (notification of a rejected postal voting statement)]

Regulation 62 (marked register for polling stations)
^{F67}

Regulation 64 (interpretation of Part 5)
^{F68}

Omit the definition of “agent”.

Regulation 65 (combination of polls)

Substitute—

“**65** Where the polls at elections or referendums are taken together under—

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(a) section 15(1) or (2) of the 1985 Act (combination of polls at parliamentary

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... and local government elections),

(b) section 36(3) or (3AB) of the 1983 Act (combination of polls at local elections), or

(c) the Local Authorities (Conduct of Referendums) (England) Regulations 2012, the proceedings at the issue and receipt of postal ballot papers may, if the returning and counting officers concerned agree, be taken together.”

Regulation 66 (form of postal voting statement) Omit paragraph (a).

Regulation 67 (persons entitled to be present at proceedings on issue of postal ballot papers)

F70

Regulation 68 (persons entitled to be present at proceedings on the receipt of postal ballot papers) *Where the issue and receipt of postal votes are not taken together at more than one poll in accordance with regulation 65 of the Representation of the People Regulations as applied by these Regulations:*

F71

For paragraphs (a) to (d) substitute—

“(a) the counting officer and his or her clerks,

(b) persons who by virtue of rule 35(2)(a) to (e) of the Local Government Act Referendums Rules or rule 37(3)(a) to (e) of the Local Government Act Referendums (Combination of Polls) Rules (as the case may be) within the meaning of the Local Authorities (Conduct of Referendums) (England) Regulations 2012 are entitled to attend at the counting of the votes.”

Where the issue and receipt of postal votes are taken together at more than one poll in accordance with regulation 65 of the Representation of the People Regulations as applied by these Regulations:

After paragraph (d) insert—

“(e) the counting officer and his or her clerks, and

(f) persons who by virtue of rule 35(2)(a) to (e) of the Local Government Act Referendums Rules or rule 37(3)(a) to (e) of the Local Government Act Referendums (Combination of Polls) Rules (as the case may be) within the meaning of the Local Authorities (Conduct of Referendums) (England) Regulations 2012 are entitled to attend at the counting of the votes.”

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- Regulation 69 (agents of candidates who may attend proceedings on receipt of postal ballot papers)
- In paragraph (8) for “candidates or their agents” substitute “persons entitled to be present by virtue of regulation 68 ”.
- Where the issue and receipt of postal votes are not taken together at more than one poll in accordance with regulation 65 of the Representation of the People Regulations as applied by these Regulations:*
- Omit paragraphs (1) to (7).
- Where the issue and receipt of postal votes are taken together at more than one poll in accordance with regulation 65 of the Representation of the People Regulations as applied by these Regulations*
- For paragraph (3) substitute—
- “(3) Where postal ballot papers for more than one election or referendum are issued together by virtue of regulation 65, the references to the returning officer in paragraphs (2), (4) and (5) must be construed as references to the returning or counting officer who issues the postal ballot papers.”
- Regulation 70 (notification of requirement of secrecy)
- Regulation 71 (time when postal ballot papers are to be issued)
- Regulation 72 (procedure on issue of postal ballot paper)
F72
- In paragraph (5) after “one election” insert “ or referendum, or for an election combined with a referendum ”.
- In paragraph (5)(a)—
- (a) after “elections” insert “ and referendums ”, and
- (b) after “election” insert “ or referendum ”.
- In paragraph (6) for “the poll at one election is taken with the poll at another election” substitute “ polls are taken together ”.
- Regulation 73 (refusal to issue postal ballot paper)
F73
- Regulation 74 (envelopes)
F74
- Regulation 75 (sealing up of completed corresponding number lists and security of special lists)

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Regulation 76 (delivery of postal ballot papers)

Regulation 77 (spoilt postal ballot papers)
F76

In paragraph (2)(b) for “election” substitute “poll”.

Regulation 78 (lost postal ballot papers)
F77

In paragraph (2A)(b) for “election” substitute “poll”.

[^{F61}Regulation 78A (cancellation of postal ballot papers)

In paragraph (1), for “after the final nomination day at a parliamentary or local government election” substitute “during the referendum period in respect of a referendum”.

Omit paragraph (5).]

Regulation 79(3) to (5) (alternative means of returning postal ballot paper or postal voting statement)
F78

In paragraph (5) for “polling agents” substitute “polling observers (if any)”.

Regulation 80 (notice of opening of postal ballot paper envelopes)

Where the issue and receipt of postal votes are not taken together at more than one poll in accordance with regulation 65 of the Representation of the People Regulations as applied by these Regulations;

In paragraph (1) for “each candidate” substitute “those persons who by virtue of rule 35(2)(a) to (e) of the Local Government Act Referendums Rules or rule 37(3)(a) to (e) of the Local Government Act Referendums (Combination of Polls) Rules (as the case may be) within the meaning of the Local Authorities (Conduct of Referendums) (England) Regulations 2012 are entitled to attend at the counting of the votes”.

Omit paragraph (2)(b).

Where the issue and receipt of postal votes are taken together at more than one poll in accordance with regulation 65 of the Representation of the People Regulations as applied by these Regulations:

In paragraph (1) after “each candidate” insert “and those persons who by virtue of rule 35(2)(a) to (e) of the Local Government Act Referendums Rules or rule 37(3)(a) to (e) of the Local Government Act Referendums (Combination of Polls) Rules (as the case may be) within the meaning of the Local Authorities (Conduct of Referendums) (England) Regulations 2012 are entitled to attend at the counting of the votes”.

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Regulation 81 (postal ballot boxes and receptacles) F79	In paragraphs (3) and (4) for “the agents” substitute “ those ”.
Regulation 82 (receipt of covering envelopes)	
Regulation 83 (opening of postal voters' ballot box) F80	In paragraph (1) for “the agents” substitute “ such of those who are entitled to attend as are present ”.
Regulation 84 (opening of covering envelopes) F81	
Regulation 84A (confirming receipt of postal voting statements) F82	
...	...
Regulation 85A (procedure in relation to postal voting statements: personal identifier verification) F83	In paragraph (4) for “agents” substitute “ counting observers or agents or both (as the case may be) ”.
...	...
Regulation 86 (opening of ballot paper envelopes)	
Regulation 86A (retrieval of cancelled postal ballot papers) F84	In paragraph (2)(b) and (f) for “agents” substitute “ counting observers or agents or both (as the case may be) ”.
Regulation 87 (lists of rejected postal ballot papers)	
Regulation 88 (checking of lists kept under regulation 87)	
Regulation 89 (sealing of receptacles) F85	
Regulation 91 (forwarding of documents) F86	[^{F87} After paragraph (3A) insert— (3B) In the case of a referendum, the documents to be forwarded under paragraphs (1) and (3A)(a) are to be forwarded to the registration officer of the local authority by or in respect of which the referendum is to be held.]
Regulation 116 (interpretation of Part 7) F88	
Regulation 118 (inspection of documents open to public inspection) F89	

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Regulation 119 (conditions on the use, supply and disclosure of documents open to public inspection)

F90

In Schedule 3, Form E

F91

After “REPRESENTATION OF THE PEOPLE ACTS” insert “ *[[insert name of council]] REFERENDUM] ”.

[^{F92} After “Local government electoral area(s)” insert “ Referendum voting area... ”.]

[^{F93} After the words “*[local government] election” in both places where they occur, insert “*[referendum]”.]

[^{F94} After the words “*[electoral area], in both places where they occur, insert “*[voting area]”.]

In the note after “election” in each place insert “ or referendum ”.

[^{F61} In Schedule 3, Form K

For “Representation of the People Acts” substitute “Local Authorities (Conduct of Referendums) (England) Regulations”.

For “Parliamentary Election” substitute “Local Government Act Referendum”.]

- F1** 1983 c.2
- F2** As amended by paragraph 12 of Schedule 4 to the [Representation of the People Act 1985 \(c.50\)](#) and paragraph 6 of Schedule 21 to the [Political Parties, Elections and Referendums Act 2000 \(c.41\)](#).
- F3** As amended by paragraph 14 of Schedule 4 to the [Representation of the People Act 1985 \(c.50\)](#).
- F4** 1983 c.2.
- F5** Words in [Sch. 4 Table 1](#) inserted (6.4.2014) by [The Local Authorities \(Conduct of Referendums\) \(England\) \(Amendment\) Regulations 2014 \(S.I. 2014/924\)](#), regs. 1(3), **10** (with reg. 1(4))
- F6** The existing section 13B was substituted (together with sections 13 and 13A) for section 13 as originally enacted by paragraph 6 of Schedule 1 to the [Representation of the People Act 2000 \(c.2\)](#); section 13B was amended by section 11 of the [Electoral Administration Act 2006 \(c.41\)](#).
- F7** Section 31 was amended by Schedule 17 to the [Local Government Act 1985 \(c.50\)](#), **paragraph 2** of Schedule 3 to the [Greater London Authority Act 1999 \(c.29\)](#) and paragraph 108 of Schedule 1 to the [Electoral Administration Act 2006 \(c. 22\)](#).
- F8** Subsection 4 was amended by Schedule 17 to the [Local Government Act 1985 \(c.51\)](#).
- F9** Section 47 was amended by [S.I. 1991/1728](#) and paragraph 6 of Schedule 21 to the [Political Parties, Elections and Referendums Act 2000 \(c.41\)](#).
- F10** Subsection (4A) was inserted by paragraph 7 of Schedule 1 to the [Electoral Administration Act 2006 \(c.22\)](#); subsection 5 was substituted by [S.I. 1995/1948](#) and amended by paragraph 12 of Schedule 1 to the [Representation of the People Act 2000 \(c.2\)](#).
- F11** Section 61 was amended by paragraph 2 of Schedule 2, and Schedule 5, to the [Representation of the People Act 1985 \(c. 50\)](#), **paragraph 10** of Schedule 3 to the [Greater London Authority Act 1999 \(c.29\)](#), **paragraph 83** of Schedule 27 to the [Civil Partnership Act 2004 \(c.33\)](#) and section 38(3) of the [Electoral Administration Act 2006 \(c.22\)](#).
- F12** Words in [Sch. 4 Table 1](#) inserted (16.1.2023) by [The Voter Identification Regulations 2022 \(S.I. 2022/1382\)](#), regs. 1(3), **49(2)** (with reg. 1(6)(7))

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- F13** Section 62A was inserted by section 40 of the [Electoral Administration Act 2006 \(c.22\)](#).
- F14** The existing section 63 was substituted by paragraph 19 of Schedule 4 to the [Representation of the People Act 1985 \(c.50\)](#) and amended by S.I. 2001/1149, [sections 7, 41\(8\) and 46\(6\)](#) of the [Electoral Administration Act 2006 \(c.22\)](#) and sections 25(a) and 39 of and Schedule 7 to the [Political Parties and Elections Act 2009 \(c.12\)](#).
- F15** Section 65 was amended by paragraph 2 of Schedule 3 to the [Representation of the People Act 1985 \(c.50\)](#) and paragraphs 72 and 96 of Schedule 1 to the [Electoral Administration Act 2006 \(c.22\)](#)
- F16** Section 66 was amended by paragraph 3 of Schedule 3 to the [Representation of the People Act 1985 \(c.50\)](#), [paragraph 11](#) of Schedule 3 to the [Greater London Authority Act 1999 \(c.29\)](#) and paragraphs 82, 86 and 96 of Schedule 1 to the [Electoral Administration Act 2006 \(c.22\)](#).
- F17** Section 66A was inserted by paragraphs 3 and 6 of Schedule 6 to the [Representation of the People Act 2000 \(c.2\)](#)
- F18** Section 92 was amended by paragraph 35 of Schedule 20 to the [Broadcasting Act 1990 \(c.42\)](#) and paragraph 61 of Schedule 17 to the [Communications Act 2003 \(c.21\)](#).
- F19** Section 94 was amended by paragraph 36 of Schedule 4 to the [Representation of the People Act 1985 \(c.50\)](#).
- F20** The existing section 96 was substituted for section 96 as originally enacted by paragraph 38 of Schedule 4 to the [Representation of the People Act 1985 \(c.50\)](#) and amended by paragraph 11 of Schedule 30 to the [School Standards and Framework Act 1998 \(c.31\)](#) and paragraph 29 of Schedule 3 to the [Greater London Authority Act 1999 \(c.29\)](#).
- F21** Section 97 was amended by paragraph 39 of Schedule 4 to the [Representation of the People Act 1985 \(c.50\)](#) and Part 1 of Schedule 7 to the [Police and Criminal Evidence Act 1984 \(c.60\)](#).
- F22** Subsection (2) was amended by paragraph 5 of Schedule 3 to the [Representation of the People Act 1985 \(c.50\)](#).
- F23** The existing section 110 was substituted for section 110 as originally enacted by paragraph 14 of Schedule 18 to the [Political Parties, Elections and Referendums Act 2000 \(c.41\)](#).
- F24** Section 113 was amended by paragraph 30 of Schedule 3 to the [Greater London Authority Act 1999 \(c.29\)](#).
- F25** Section 115 was amended by section 39(1) of the [Electoral Administration Act 2006 \(c.22\)](#).
- F26** Section 118 was amended by paragraph 43 of Schedule 4 to the [Representation of the People Act 1985 \(c.50\)](#), [section 135](#) of and paragraph 15 of Schedule 18 to the [Political Parties, Elections and Referendums Act 2000 \(c.41\)](#) and paragraphs 119 and 133 of Schedule 1 to the [Electoral Administration Act 2006 \(c.22\)](#).
- F27** Section 119 was amended by section 19(4) of the [Representation of the People Act 1985 \(c.50\)](#) and paragraph 49 and 51(1) of Schedule 1 to the [Electoral Administration Act 2006 \(c.22\)](#).
- F28** Section 167 was amended by paragraph 56 of Schedule 4 to the [Representation of the People Act 1985 \(c.50\)](#) and paragraph 18 of Schedule 18 to the [Political Parties, Elections and Referendums Act 2000 \(c.41\)](#).
- F29** Section 168 was amended by paragraph 8 of Schedule 3 and paragraph 57 of Schedule 5 to the [Representation of the People Act 1985 \(c.50\)](#) and paragraph 121 of Schedule 1 to the [Electoral Administration Act 2006 \(c.22\)](#).
- F30** Section 169 was amended by paragraph 9 of Schedule 3 to the [Representation of the People Act 1985 \(c.50\)](#).
- F31** The existing section 173 was substituted for section 173 as originally enacted by section 136 of the [Political Parties, Elections and Referendums Act 2000 \(c.41\)](#).
- F32** Section 174 was amended by paragraph 18 of Schedule 18 to the [Political Parties, Elections and Referendums Act 2000 \(c.41\)](#).
- F33** Section 175 was amended by paragraph 10 of Schedule 3 to [Representation of the People Act 1985 \(c.50\)](#) and paragraph 6 of Schedule 21 to the [Political Parties, Elections and Referendums Act 2000 \(c.41\)](#).
- F34** The existing section 178 was substituted for section 178 as originally enacted by paragraph 62 of Schedule 4 to the [Representation of the People Act 1985 \(c.50\)](#).
- F35** Subsection (1) was amended by paragraph 63 of Schedule 4 to the [Representation of the People Act 1985 \(c.50\)](#).

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- F36** Section 185 was amended by paragraph 10 of Schedule 17 to the [Political Parties, Elections and Referendums Act 2000 \(c. 41\)](#) and paragraphs 86 and 87 of Schedule 6 to the [Licensing Act 2003 \(c.17\)](#).
- F37** Section 199B was inserted by section 36 of the [Electoral Administration Act 2006 \(c.22\)](#).
- F38** Subsection (1A) together with existing subsection (1) were substituted for subsection (1) as originally enacted by paragraph 68 of Schedule 4 to the [Representation of the People Act 1985 \(c.50\)](#).
- F39** Section 202 was amended by Part 1 of Schedule 2 and paragraph 70 of Schedule 4 to the [Representation of the People Act 1985 \(c.50\)](#), the [Statute Law \(Repeals\) Act 1983 \(c.50\)](#), [S.I. 1995/1948](#), the Schedule to the [Law Officers Act 1997 \(c.60\)](#), [paragraph 38](#) of Schedule 3 to the [Greater London Authority Act 1999 \(c.29\)](#), [paragraph 22](#) of Schedule 1 and paragraphs 3 and 9 of Schedule 6 to the [Representation of the People Act 2000 \(c.2\)](#), [paragraph 19](#) of Schedule 18 and paragraph 6 of Schedule 21 to the [Political Parties, Elections and Referendums Act \(c.41\)](#), [SI 2001/1149](#) and section 73 and paragraphs 13, 76 and 128 of Schedule 1 to the [Electoral Administration Act 2006 \(c.22\)](#).
- F40** 1985 (c.50).
- F41** Word in [Sch. 4 Table 2](#) omitted (31.12.2020) by virtue of [The European Parliamentary Elections Etc. \(Repeal, Revocation, Amendment and Saving Provisions\) \(United Kingdom and Gibraltar\) \(EU Exit\) Regulations 2018 \(S.I. 2018/1310\)](#), reg. 1, [Sch. 2 para. 10\(a\)](#) (as amended by [S.I. 2019/1389](#), regs. 1, 2(2))
- F42** The European Assembly to which section 15 as originally enacted referred was renamed the European Parliament by section 3 of the [European Communities \(Amendment\) Act 1986 \(c.58\)](#); section 15 was amended by paragraph 7 of Schedule 7 to the [Local Government Act 2003 \(c.26\)](#) and section 3(2) of the [Elections Act 2001 \(c.7\)](#).
- F43** Words in [Sch. 4 Table 2](#) substituted (31.12.2020) by [The European Parliamentary Elections Etc. \(Repeal, Revocation, Amendment and Saving Provisions\) \(United Kingdom and Gibraltar\) \(EU Exit\) Regulations 2018 \(S.I. 2018/1310\)](#), reg. 1, [Sch. 2 para. 10\(b\)](#) (as amended by [S.I. 2019/1389](#), regs. 1, 2(2))
- F44** 2000 (c.2).
- F45** Section 10 was amended by paragraph 16 of Schedule 21 to the [Political Parties, Elections and Referendums Act 2000 \(c.41\)](#)
- F46** Schedule 4 was amended by paragraph 164 of Schedule 27 to the [Civil Partnerships Act 2004 \(c.33\)](#), and section 5, 14, 35 and 38 of, and paragraphs 19, 20 and 137 of Schedule 1 to, the [Electoral Administration Act 2006 \(c.22\)](#).
- F47** 2000 (c.41). All the provisions mentioned in this table were inserted by section 29 of the [Electoral Administration Act 2006 \(c.22\)](#).
- F48** 2006 (c.22).
- F49** [SI 2001/341](#); as amended by [SI 2001/1700](#), [2002/1871](#), [2004/226](#), [2005/2114](#), [2006/752](#), [2006/1694](#), [2006/2910](#), [2007/1025](#), [2008/1901/ 2009/1182](#), [2010/231/2010/882](#), [2011/2085](#) and by paragraph 9 of Schedule 1 to the [Counter-Terrorism Act 2008 \(c. 28\)](#) and Part 3 of Schedule 4 to the [Parliamentary Voting System and Constituencies Act 2011 \(c.1\)](#).
- F50** As amended by [SI 2001/1700](#), [2002/1871](#) and [2006/2910](#).
- F51** Words in [Sch. 4 Table 6](#) substituted (6.4.2014) by [The Local Authorities \(Conduct of Referendums\) \(England\) \(Amendment\) Regulations 2014 \(S.I. 2014/924\)](#), regs. 1(3), [11\(b\)](#) (with reg. 1(4))
- F52** As amended by [SI 2006/2910](#).
- F53** As amended by [SI 2002/1871](#) and [2006/2910](#).
- F54** As amended by [SI 2006/2910](#).
- F55** As amended by [SI 2006/2910](#).
- F56** As amended by [SI 2006/752](#) and [2006/2910](#).
- F57** Inserted by [SI 2006/752](#) and amended by [SI 2006/2910](#).
- F58** Inserted by [SI 2006/2910](#).
- F59** Inserted by [SI 2006/752](#) and amended by [SI 2006/2910](#).
- F60** Substituted by [S.I. 2006/752](#) and amended by [SI 2006/2910](#).
- F61** [Sch. 4 Table 6](#) entries inserted (6.4.2014) by [The Local Authorities \(Conduct of Referendums\) \(England\) \(Amendment\) Regulations 2014 \(S.I. 2014/924\)](#), regs. 1(3), 11(a), [Sch. 2](#) (with reg. 1(4))
- F62** Words in [Sch. 4 Table 6](#) inserted (16.1.2023) by [The Voter Identification Regulations 2022 \(S.I. 2022/1382\)](#), regs. 1(3), [49\(3\)\(a\)](#) (with reg. 1(6)(7))

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- F63** Words in Sch. 4 Table 6 inserted (16.1.2023) by [The Voter Identification Regulations 2022 \(S.I. 2022/1382\)](#), regs. 1(3), **49(3)(b)** (with reg. 1(6)(7))
- F64** Words in Sch. 4 Table 6 substituted (16.1.2023) by [The Voter Identification Regulations 2022 \(S.I. 2022/1382\)](#), regs. 1(3), **49(3)(c)** (with reg. 1(6)(7))
- F65** Amended by SI 2006/752 and 2006/2910.
- F66** Inserted by 2006/2910.
- F67** Amended by SI 2006/2910.
- F68** Amended by SI 2006/2910.
- F69** Words in Sch. 4 Table 6 omitted (31.12.2020) by virtue of [The European Parliamentary Elections Etc. \(Repeal, Revocation, Amendment and Saving Provisions\) \(United Kingdom and Gibraltar\) \(EU Exit\) Regulations 2018 \(S.I. 2018/1310\)](#), reg. 1, **Sch. 2 para. 10(c)** (as amended by S.I. 2019/1389, regs. 1, 2(2))
- F70** Amended by SI 2006/2910.
- F71** Amended by SI 2006/2910.
- F72** Amended by SI 2002/1871, 2006/752 and 2006/2910.
- F73** Amended by SI 2006/2910.
- F74** Amended by SI 2006/2910.
- F75** Amended by SI 2006/2910.
- F76** Amended by SI 2006/752 and 2006/2910.
- F77** Amended by SI 2006/752 and 2006/2910.
- F78** Amended by SI 2006/752 and SI 2006/2910.
- F79** Amended by SI 2006/2910.
- F80** Amended by SI 2006/2910.
- F81** Inserted by SI 2006/2910.
- F82** Words in Sch. 4 Table 6 omitted (6.4.2014) by virtue of [The Local Authorities \(Conduct of Referendums\) \(England\) \(Amendment\) Regulations 2014 \(S.I. 2014/924\)](#), regs. 1(3), **11(d)** (with reg. 1(4))
- F83** Inserted by SI 2006/2910.
- F84** Inserted by SI 2006/2910.
- F85** Inserted by SI 2006/2910.
- F86** Amended by SI 2006/752 and 2006/2910.
- F87** Words in Sch. 4 Table 6 substituted (6.4.2014) by [The Local Authorities \(Conduct of Referendums\) \(England\) \(Amendment\) Regulations 2014 \(S.I. 2014/924\)](#), regs. 1(3), **11(e)** (with reg. 1(4))
- F88** Inserted by SI 2006/2910 and amended by SI 2008/1901.
- F89** Inserted by SI 2006/2910 and amended by paragraph 8 of Schedule 1 to the Counter-Terrorism Act 2008.
- F90** Inserted by SI 2006/2910 and amended by paragraph 9 of Schedule 1 to the Counter-Terrorism Act 2008.
- F91** Amended by SI 2005/2114.
- F92** Words in Sch. 4 Table 6 substituted (31.12.2020) by [The European Parliamentary Elections Etc. \(Repeal, Revocation, Amendment and Saving Provisions\) \(United Kingdom and Gibraltar\) \(EU Exit\) Regulations 2018 \(S.I. 2018/1310\)](#), reg. 1, **Sch. 2 para. 10(d)(i)** (as amended by S.I. 2019/1389, regs. 1, 2(2))
- F93** Words in Sch. 4 Table 6 substituted (31.12.2020) by [The European Parliamentary Elections Etc. \(Repeal, Revocation, Amendment and Saving Provisions\) \(United Kingdom and Gibraltar\) \(EU Exit\) Regulations 2018 \(S.I. 2018/1310\)](#), reg. 1, **Sch. 2 para. 10(d)(ii)** (as amended by S.I. 2019/1389, regs. 1, 2(2))
- F94** Words in Sch. 4 Table 6 substituted (31.12.2020) by [The European Parliamentary Elections Etc. \(Repeal, Revocation, Amendment and Saving Provisions\) \(United Kingdom and Gibraltar\) \(EU Exit\) Regulations 2018 \(S.I. 2018/1310\)](#), reg. 1, **Sch. 2 para. 10(d)(iii)** (as amended by S.I. 2019/1389, regs. 1, 2(2))

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Changes and effects yet to be applied to the whole Instrument associated Parts and Chapters:

Whole provisions yet to be inserted into this Instrument (including any effects on those provisions):

- Sch. 3 rule 21(1)(ba) inserted by [S.I. 2023/1225 reg. 6\(2\)\(a\)](#)
- Sch. 3 rule 36(3)(e) and word inserted by [S.I. 2023/1225 reg. 6\(2\)\(b\)\(ii\)](#)
- Sch. 3 rule 24 modified (temp.) by [S.I. 2023/1147 Sch. 2 para. 11\(2\)\(3\)](#)
- Sch. 3 rule 36(3)(c) word omitted by [S.I. 2023/1225 reg. 6\(2\)\(b\)\(i\)](#)
- Sch. 3 rule 24(1)(b) words inserted by [S.I. 2023/1147 reg. 15\(3\)\(a\)](#)
- Sch. 3 rule 24 table words omitted by [S.I. 2023/1147 reg. 15\(3\)\(b\)\(ii\)](#)
- Sch. 3 rule 24 table words substituted by [S.I. 2023/1147 reg. 15\(3\)\(b\)\(i\)](#)
- Sch. 3 rule 24(2) words substituted by [S.I. 2023/1147 reg. 15\(3\)\(c\)](#)
- Sch. 5 rule 23(1)(ba) inserted by [S.I. 2023/1225 reg. 6\(4\)\(b\)](#)
- Sch. 5 rule 38(5)(e) and word inserted by [S.I. 2023/1225 reg. 6\(4\)\(c\)\(ii\)](#)
- Sch. 5 rule 26 modified (temp.) by [S.I. 2023/1147 Sch. 2 para. 11\(2\)\(3\)](#)
- Sch. 5 rule 38(5)(c) word omitted by [S.I. 2023/1225 reg. 6\(4\)\(c\)\(i\)](#)
- Sch. 5 rule 26(1)(b) words inserted by [S.I. 2023/1147 reg. 15\(7\)\(a\)](#)
- Sch. 5 rule 26 table words omitted by [S.I. 2023/1147 reg. 15\(7\)\(b\)\(ii\)](#)
- Sch. 5 rule 26 table words substituted by [S.I. 2023/1147 reg. 15\(7\)\(b\)\(i\)](#)
- Sch. 5 rule 26(2) words substituted by [S.I. 2023/1147 reg. 15\(7\)\(c\)](#)
- Sch. 5 rule 17(10) words substituted by [S.I. 2023/1225 reg. 6\(4\)\(a\)](#)