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STATUTORY INSTRUMENTS

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**2015 No. 1764**

**The Scotland Act 1998 (Modification  
of Schedules 4 and 5) Order 2015**

**Consequential amendment**

**4.** In section 2 of the Scotland Act 1998 (ordinary general elections) after subsection (5) insert—

“(5A) If, under this section as modified by virtue of an Act of the Scottish Parliament, the poll at an ordinary general election would, apart from subsection (5), be held on a day other than that provided by subsection (2) as originally enacted—

- (a) references in subsections (3) and (5) to the first Thursday in May are to be read as references to that other day (if it is not the first Thursday in May), and
- (b) subsection (5B) applies to any day proposed under subsection (5).

(5B) The day proposed must not be the same as the day of the poll at—

- (a) a parliamentary general election, other than an early parliamentary general election,
- (b) a European parliamentary general election, or
- (c) an ordinary local election.

(5C) In subsection (5B) “ordinary local election” has the meaning given by section 43(1C) of the Representation of the People Act 1983.”.