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**Changes to legislation:** There are currently no known outstanding effects for the Referendums (Scotland) Act 2020, Cross Heading: Further provision about declarations under paragraph 2. (See end of Document for details)

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## SCHEDULE 3 CAMPAIGN RULES

### PART 2

#### PERMITTED PARTICIPANTS AND DESIGNATED ORGANISATIONS

##### *Further provision about declarations under paragraph 2*

- 3 (1) A declaration under paragraph 2 by a registered party—
- (a) must be signed by the responsible officers of the party (within the meaning of section 64(7) of the 2000 Act), and
  - (b) if made by a minor party, must be accompanied by a notification which states the name of the person who will be responsible for compliance on the part of the party with the provisions of this schedule.
- (2) A declaration under paragraph 2 by a qualifying individual must—
- (a) state the individual's full name and home address, and
  - (b) be signed by the individual.
- (3) A declaration under paragraph 2 by a qualifying body within any of paragraphs (a) to (f) of paragraph 2(4) must—
- (a) state—
    - (i) all such details in respect of the body as are required by virtue of any of sub-paragraphs (4) and (6) to (10) of paragraph 2 of schedule 6 of the 2000 Act to be given in respect of such a body as the donor of a recordable donation,
    - (ii) the name of the person or officer who will be responsible for compliance on the part of the body with the provisions of this schedule, and
    - (iii) in the case of a body within paragraph (f) of paragraph 2(4) (unincorporated associations), the details mentioned in sub-paragraph (4),
  - (b) be signed by the body's secretary or a person who acts in a similar capacity in relation to the body.
- (4) The details referred to in sub-paragraph (3)(a)(iii) are the names of—
- (a) where the body has more than 15 members and has officers or a governing body, those officers or the members of the governing body, or
  - (b) otherwise, the body's members.
- (5) A declaration under paragraph 2 by a qualifying body within any of paragraphs (g) to (j) of paragraph 2(4) must—
- (a) state—
    - (i) the details mentioned in sub-paragraph (6), and
    - (ii) the name of the person or officer who will be responsible for compliance on the part of the body with the provisions of this schedule, and
  - (b) be signed by the body's secretary or a person who acts in a similar capacity in relation to the body.

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- (6) The details referred to in sub-paragraph (5)(a)(i) are—
- (a) in the case of a body within paragraph 2(4)(g) (body incorporated by Royal Charter)—
    - (i) the name of the body, and
    - (ii) the address of its main office in the United Kingdom,
  - (b) in the case of a body within paragraph 2(4)(h) or (i) (charitable incorporate organisation)—
    - (i) the name of the body, and
    - (ii) the address of its principal office,
  - (c) in the case of a body within paragraph 2(4)(j) (Scottish partnership)—
    - (i) the name of the body, and
    - (ii) the address of its main office in the United Kingdom.
- (7) Sub-paragraph (8) applies if, at any time before the end of the compliance period, any statement which—
- (a) is contained in a notification under sub-paragraph (1)(b), or
  - (b) in accordance with any provision of sub-paragraph (2), (3) or (5), is contained in a declaration under paragraph 2,
- ceases to be accurate.
- (8) The permitted participant by whom the notification was given or declaration was made must give the Electoral Commission a notification (“a notification of alteration”) replacing the statement with another statement—
- (a) contained in the notification of alteration, and
  - (b) conforming with sub-paragraph (1)(b), (2), (3) or (as the case may be) (5).
- (9) For the purposes of sub-paragraph (7), “the compliance period” is the period during which any provision of this schedule remains to be complied with on the part of the permitted participant.
- (10) A declaration under paragraph 2 must be accompanied by a statement by the person who is the responsible person which—
- (a) states that the person is willing to exercise in relation to the referendum the functions conferred by and under this Act on the responsible person, and
  - (b) is signed by that person.
- (11) Sub-paragraph (10) applies to a notification of alteration if the notification replaces a statement under sub-paragraph (1)(b), (3)(a)(ii) or (5)(a)(ii).

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