

## SCHEDULE 6 OFFENCES

### *Personation*

- 1 (1) A person (“A”) commits the offence of personation in the referendum if—
  - (a) A votes in person or by post in the referendum as some other person, whether as a voter or as proxy, and whether that other person is living or dead or is a fictitious person, or
  - (b) A votes, as proxy, in person or by post in the referendum—
    - (i) for a person whom A knows or has reasonable grounds for supposing to be dead or to be a fictitious person, or
    - (ii) when A knows or has reasonable grounds for supposing that A’s appointment as proxy is no longer in force.
- (2) For the purposes of this paragraph, a person is deemed to have voted if the person—
  - (a) has applied for a ballot paper for the purpose of voting in person, or
  - (b) has marked, whether validly or not, and returned a ballot paper issued for the purpose of voting by post.
- (3) A person commits a corrupt practice if the person commits the offence of personation in the referendum or aids, abets, counsels or procures the commission of that offence.