
STATUTORY INSTRUMENTS

2000 No. 1040

**LONDON GOVERNMENT
REPRESENTATION OF THE PEOPLE**

**The Greater London Authority Elections
(No. 2) (Amendment) Rules 2000**

<i>Made</i>	- - - -	<i>12th April 2000</i>
<i>Laid before Parliament</i>		<i>13th April 2000</i>
<i>Coming into force</i>	- -	<i>4th May 2000</i>

The Secretary of State, in exercise of the powers conferred on him by sections 36(2), (2A), (2B), 81(7) and 82(2A) and (5A) of the Representation of the People Act 1983(1), and of all other powers enabling him in that behalf, hereby makes the following Rules:

Citation and commencement

1. These Rules may be cited as the Greater London Authority Elections (No. 2) (Amendment) Rules 2000 and shall come into force on 4th May 2000.

Amendment of Rules

2.—(1) The Greater London Authority Elections (No. 2) Rules 2000(2) shall be amended in accordance with the following paragraphs of this rule.

(2) In Schedule 2 (the London Members Election Rules)—

- (a) in rule 41 (the local count), in paragraph (7), after the word “may” there shall be inserted the words “, in so far as he and the agents agree,”; and
- (b) after Part VII (list candidates and the filling of vacancies) there shall be added the following Part:

(1) 1983 c. 2. Subsections (2A) and (2B) of section 36 were inserted by the Greater London Authority Act 1999 (c. 29), Schedule 3, paragraph 4(2). Subsection (7) of section 81 was inserted by paragraph 23(3) of that Schedule. Subsections (2A) and (5A) of section 82 were inserted by paragraph 24(4) and (6) of that Schedule.

(2) S.I.2000/427.

“PART VIII

Returns And Declarations As To Election Expenses

Returns as to election expenses

59. The form of the return to be delivered by the election agent under subsection (1) of section 81(3) (return as to election expenses) of the 1983 Act in the circumstances mentioned in subsection (6) of that section shall be that set out in Form 16 in the Forms Schedule.

Declarations as to election expenses

60.—(1) Subject to paragraph (2), the form of the declaration required by subsection (1) (declaration by agent) of section 82(4) (declarations as to election expenses) of the 1983 Act in the circumstances mentioned in subsection (2A)(a) of that section shall be that set out in Part I of Form 17 of the Forms Schedule.

(2) In a case to which subsection (5A) of section 82 of the 1983 Act applies, the declaration referred to in paragraph (1) shall be modified as specified in Part II of Form 17.

(3) Subject to paragraph (4), the form of the declaration required by subsection (2) (declaration by candidate) of section 82 (declarations as to election expenses) of the 1983 Act in the circumstances mentioned in subsection (2A)(b) of that section shall be that set out in Part I of the Form 18 of the Forms Schedule.

(4) In a case to which subsection (5A) of section 82 of the 1983 Act applies, the declaration referred to in paragraph (3) shall be modified as specified in Part II of Form 18.”.

(3) In Schedule 3 (the Mayoral Election Rules), in rule 41(8) (the local count) after the word “may” there shall be inserted the words “, in so far as he and the agents agree,”.

(4) In Schedule 5 (Forms), after Form 15 there shall be added the following forms:
“Form 16 Return as to election expenses of list candidates

(3) Section 81(1) of the Representation of the People Act 1983 was amended by the Representation of the People Act 1985 (c. 50), Schedule 4, paragraph 27 and section 81(6) was amended by the Greater London Authority Act 1999, Schedule 3, paragraph 23(3).

(4) Section 82(1) of the Representation of the People Act 1983 was amended by the Greater London Authority Act 1999, Schedule 3, paragraph 24(2). See subsection (2A) of that section for the definition of “the appropriate form”.

**REPRESENTATION OF THE PEOPLE ACTS
GREATER LONDON AUTHORITY
ELECTION OF MEMBERS OF THE LONDON ASSEMBLY**

Date of publication of notice of ordinary election

Name of registered party

Names of the party's list candidates
(where the election agent was included on the party's list, his name should be included here)

1. I am the election agent for the candidates named above [including myself]* who were included in the party list of the registered party named above at this election. *Omit if the election agent was not one of the candidates.

(Where there has been a change of election agent suitable variations may be introduced here and elsewhere in the return.)

2. I make the following return of [those candidates' election expenses] [my own election expenses and those of the other candidates on that list] at this election. *Include the words in the first set of brackets and omit the alternative if the election agent was not a candidate on that list. Include the words in the second set of brackets and omit the alternative if the election agent was one of the candidates on that list.*

Note: *Election agents are advised to pay particular attention to the requirements of section 81(8) to (10) of the 1983 Act (inserted by paragraph 23(3) of Schedule 3 to the Greater London Authority Act 1999) when preparing this return.*

RECEIPTS

(Include all money, securities or equivalent of money received in respect of expenses incurred on account of, or in connection with, or incidental to, the election.)

Received of the above-named [party] [candidate(s), identifying the candidates(s) concerned (other than the election agent)] £

Paid by me (if the election agent was included in that party's list) £

Received of (set out separately the name and description of each individual, club, society, association or other person and the amount received from him/her or them) £

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EXPENDITURE

Note: *The return must deal under a separate heading or sub-heading with any expenses included in it as respects which a return is required to be made by section 75 of the 1983 Act.*

Candidates' personal expenses—

paid by <i>[insert name of candidate]</i> [me as candidate] <i>(a separate entry must be made for each list candidate)</i>	£
paid by me as election agent	£
Received by me for my services as election agent	£
Paid to * as sub-agent of the polling district of	£
Paid to *† as polling agent(s)	£
Paid to*‡ as clerk(s) [messenger(s)] for days services	£
Paid to the following person(s) in respect of goods supplied or work done <i>(set out nature of goods supplied or work done thus [printing], [advertising], [stationery])</i>	£
Paid to *‡ as a speaker at a public meeting at..... on, as remuneration [expenses]	£
Paid for the hire of rooms—	
for holding public meetings—	
paid to *‡ for hire of <i>(identify the rooms by naming or describing them)</i>	£
for committee rooms—	
paid to *‡ for hire of <i>(identify the rooms by naming or describing them)</i>	£
Paid for postage	£
Paid for [telephones, fax machines or other means of communication]	£
Paid for miscellaneous matters— to*‡ <i>(set out the reason for the payment)</i>	£

I am aware of the following disputed and unpaid claims—

Disputed claims—	
by § for <i>(set out the goods, work, or other matter on the ground of which the claim is based)</i>	£
Unpaid claims allowed by the court to be paid after the proper time or in respect of which application has been or is about to be made to the court <i>(state in each case whether the High Court or some other court)—</i>	
by § for <i>(set out goods, work, or other matter on the ground of which the claim is based)</i>	£

Signature of person making return
.....

* Set out separately the name and description of each person with the amount paid to him.
† These particulars may be set out in a separate list annexed to and referred to in the return thus
 "Paid to (polling agent) as per annexed list £.....".
‡ These particulars may be set out in a separate list annexed to and referred to in the return.
§ Set out separately the name and description of each person with the amount paid to or claimed by him.

Form 17 Election agent's declaration as to election expenses

LMER rule 60(1) and (2)

PART I

Form of declaration as to election expenses by election agent who was not also list candidate

**REPRESENTATION OF THE PEOPLE ACTS
GREATER LONDON AUTHORITY
ELECTION OF MEMBERS OF THE LONDON ASSEMBLY**

Date of publication of notice of election

Name of Registered Party

I, *(full names)* of *(full address)* solemnly and sincerely declare as follows:

1. I was at this election the election agent for the candidates included in the list submitted by the registered party named above.
2. I have examined the return of election expenses *[about to be] delivered by me to the appropriate officer, of which a copy is now shown to me and marked *(indicate how marked)* and to the best of my knowledge and belief it is a complete and correct return as required by law.
**delete if inapplicable*
3. To the best of my knowledge and belief, all expenses shown in the return as paid were paid by me, except as otherwise stated in relation to the personal expenses of the candidates.
4. I understand that the law does not allow any election expenses not mentioned in this return to be defrayed except in pursuance of a court order.

Signature of Declarant

Signed and declared by the above-named Declarant on *(insert date)*, before me,

(Signed)

(Description)*

Note: Where there has been a change of election agent, suitable variations may be introduced.

*The declaration may be made either before a justice of the peace or before any person who is the chairman or proper officer of a county council or a district council, the mayor or proper officer of a London borough, or the proper officer of the Greater London Authority.

PART II

Modifications to form of declaration set out in Part I where a candidate included in a list is the election agent for candidates on that list

The modifications to the declaration set out in Part I are—

- (a) the substitution for paragraph 1 of the following—

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“1. At this election I was one of the candidates included in the list submitted by the registered party named above and I was also the election agent for the candidates on that list.”; and

(b) in paragraph 3, the addition, after the word “candidates” of the words “other than myself”.
Form 18List candidate’s declaration as to election expenses

LMER rule 60(3) and (4)

PART I

Form of declaration as to election expenses by list candidate who was not also election agent

REPRESENTATION OF THE PEOPLE ACTS GREATER LONDON AUTHORITY ELECTION OF MEMBERS OF THE LONDON ASSEMBLY

Date of publication of notice of election

Name of Registered Party

I, *(full names)* of *(full address)* solemnly and sincerely declare as follows:

1. I was at this election one of the candidates included in the list submitted by the registered party named above.
2. I have examined the return of election expenses *[about to be] delivered to the appropriate officer by the person who was the election agent for all of the candidates included in that list, of which a copy is now shown to me and marked *(indicate how marked)* and to the best of my knowledge and belief it is a complete and correct return as required by law. **delete if inapplicable*
3. To the best of my knowledge and belief, all expenses shown in the return as paid were paid by the list candidates’ election agent, except as otherwise stated in relation to my personal expenses.
4. I understand that the law does not allow any election expenses not mentioned in this return to be defrayed except in pursuance of a court order.

Signature of Declarant

Signed and declared by the above-named Declarant on *(insert date)*,
before me,

(Signed)

*(Description**)*

**The declaration may be made either before a justice of the peace or before any person who is the chairman or proper officer of a county council or a district council, the mayor or proper officer of a London borough, or the proper officer of the Greater London Authority.

Note: Where there has been a change of election agent, suitable variations may be introduced.

PART II

Modifications to form of declaration set out in Part I where a candidate included in a list is the election agent for candidates on that list

The modifications to the declaration set out in Part I are—

(a) the substitution for paragraph 1 of the following—

“1. At this election I was one of the candidates included in the list submitted by the registered party named above and I was also the election agent for the candidates on that list.”; and

(b) in paragraph 3—

(i) by the substitution for the words “by the list candidates' election agent” of the words “by me”; and

(ii) by the substitution for the words “my personal expenses” of the words “the personal expenses of the candidates other than myself.”.

Signed by authority of the Secretary of State for the Environment, Transport and the Regions

Keith Hill
Parliamentary Under Secretary of State,
Department of the Environment, Transport and
the Regions

12th April 2000

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EXPLANATORY NOTE

(This note is not part of the Rules)

These Rules amend the Greater London Authority Elections (No. 2) Rules 2000 (“the principal Rules”).

They amend rule 41(8) of the London Members Election Rules (set out in Schedule 2 to the principal Rules) and 41(7) of the Mayoral Election Rules (in Schedule 3) so as to make these provisions correspond more closely to rule 40(B) of the Constituency Members Election Rules (in Schedule 1). These Rules also insert a new Part VIII into the London Members Election Rules. The new Part introduces Forms 16 to 18 into Schedule 5 to the principal Rules (the Forms Schedule).

Form 16 is the form to be used for the return as to election expenses which the election agent for the candidates included in a registered political party’s list (“list candidates”) is required to make under section 81(1) of the Representation of the People Act 1983 in connection with the election of the London members of the London Assembly.

The form set out in Part I of Form 17 is to be used by election agents for the declaration as to election expenses of list candidates at elections of the London members. Where a list candidate is the election agent for himself and the other list candidates, the declaration is modified as specified in Part II of Form 17.

The form set out in Part I of Form 18 is to be used by list candidates for the declaration as to election expenses at elections of the London members. Where a list candidate is the election agent for himself and the other list candidates, the declaration is modified as specified in Part II of Form 18.