
DRAFT STATUTORY INSTRUMENTS

2012 No.

The Neighbourhood Planning (Referendums) Regulations 2012

Restriction on publication etc of promotional material

- 5.—(1) This regulation applies to any material which—
- (a) provides general information about the referendum;
 - (b) deals with any of the issues raised by the question to be asked in the referendum; or
 - (c) puts any arguments for or against a particular answer to that question.
- (2) No material to which this regulation applies is to be published by or on behalf of—
- (a) the relevant council, or
 - (b) the local planning authority for the referendum area, where that is not the relevant council,
- during the referendum period.
- (3) Paragraph (2) does not apply to—
- (a) material required to be published under regulation 4, or
 - (b) the publication of press notices containing factual information where the sole purpose of the publication is to refute or correct any inaccuracy in material published by a person other than the relevant council.
- (4) In this regulation “publish” means make available to the public, or to any section of the public, in whatever form and by whatever means (including, in particular, by inclusion in any programme included in a programme service within the meaning of the Broadcasting Act 1990)⁽¹⁾; and “publication” is to be construed accordingly.

(1) 1990 c.42. Section 201, which contains the definition of programme service, was amended by section 360 of and Schedule 19 to the Communications Act 2003 (c. 21).