

---

DRAFT STATUTORY INSTRUMENTS

---

**2012 No.**

**The Police and Crime Commissioner Elections Order 2012**

**PART 4**

**Legal Proceedings**

**Incapacities on conviction of corrupt or illegal practice**

**77.**—(1) In section 173 of the 1983 Act<sup>(1)</sup> (incapacities where a person has been convicted of a corrupt or illegal practice)—

- (a) in subsections (1), (3)(a) and (7), each reference to a person convicted of a corrupt practice includes a reference to a person convicted of a corrupt practice under—
    - (i) a provision of the 1983 Act applied by paragraph 1 of Schedule 9, or
    - (ii) a provision of this Order;
  - (b) in subsections (1), (3)(b), and (7), each reference to a person convicted of an illegal practice includes a reference to a person convicted of an illegal practice under—
    - (i) a provision of the 1983 Act applied by paragraph 1 of Schedule 9, or
    - (ii) a provision of this Order;
  - (c) in subsections (1), (4), (6), (7) and (8), each reference to elective office or office includes a reference to the office of police and crime commissioner.
- (2) In the application of section 173 of the 1983 Act by virtue of paragraph (1)(a)(ii) or (b)(ii)—
- (a) in subsection (2)—
    - (i) the reference to a person convicted of a corrupt practice under section 60, 62A or 62B of the 1983 Act includes a reference to a person convicted of a corrupt practice under article 17 of, or paragraph 10 of Schedule 2 to, this Order, and
    - (ii) the reference to a person convicted of an illegal practice under section 61 of the 1983 Act includes a reference to a person convicted of an illegal practice under article 18 of this Order;
  - (b) the references in subsection (9) to section 168 or 169 of the 1983 Act, and section 174 of that Act, include a reference to that section as applied by paragraph 1 of Schedule 9.

---

(1) Section 173 was substituted by section 136 of the 2000 Act and subsection (2) was amended by [S.I. 2007/931](#).