

SCHEDULES

SCHEDULE 3

ACCESS TO MARKED REGISTERS AFTER A PETITION

Interpretation of this Schedule

1.—(1) In this Schedule references to the “marked register or lists” means any part of the marked copies of—

- (a) the register,
- (b) notices issued under section 13BC(6) of the 1983 Act (alteration of registers),
- (c) the postal signers list,
- (d) the list of proxies, and
- (e) the proxy postal signers list,

which were—

- (i) for England and Wales and Northern Ireland, forwarded to the registration officer under regulation 44 (delivery of documents to the registration officer: England and Wales and Northern Ireland), regulation 114 (forwarding of documents) or regulation 141 (public notice of early termination),
- (ii) for Scotland, retained by the petition officer under regulation 47 (retention and disposal of documents in Scotland), regulation 114 or regulation 141.

(2) In this Schedule, a reference to “the registration officer” is a reference to—

- (a) for England and Wales—
 - (i) the registration officer of the local authority in whose area the constituency of the MP to whom the petition relates is situated, or
 - (ii) if the constituency includes any part of the area of more than one local authority, the registration officer of the local authority in whose area the greatest number of electors is registered;
- (b) for Northern Ireland, the Clerk of the Crown for Northern Ireland;
- (c) for Scotland, the petition officer.

(3) In this Schedule—

“processor” means a person who provides a service which consists of putting information into data form, and any reference to a processor includes a reference to the processor’s employees;

“relevant conditions” has the same meaning as in section 33(1) of the Data Protection Act 1998⁽¹⁾;

and any reference to an employee of any person who has access to a copy of the register includes a reference to any person working or providing services for the purposes of that person or employed by or on behalf of, or working for, any person who is so working or who is supplying such a service.

(1) 1998 c. 29.

Draft Legislation: This is a draft item of legislation. This draft has since been made as a UK
Statutory Instrument: *The Recall of MPs Act 2015 (Recall Petition) Regulations 2016 No. 295*