



# Representation of the People Act 1983

## 1983 CHAPTER 2

### PART II

#### THE ELECTION CAMPAIGN

##### *Bribery, treating and undue influence*

#### **115 Undue influence.**

- (1) A person shall be guilty of a corrupt practice if he is guilty of undue influence.
- (2) A person shall be guilty of undue influence—
  - (a) if he, directly or indirectly, by himself or by any other person on his behalf, makes use of or threatens to make use of any force, violence or restraint, or inflicts or threatens to inflict, by himself or by any other person, any temporal or spiritual injury, damage, harm or loss upon or against any person in order to induce or compel that person to vote or refrain from voting, or on account of that person having voted or refrained from voting; or
  - (b) if, by abduction, duress or any fraudulent device or contrivance, he impedes or prevents [<sup>F1</sup>, or intends to impede or prevent,] the free exercise of the franchise of an elector or proxy for an elector, or so compels, induces or prevails upon [<sup>F2</sup>, or intends so to compel, induce or prevail upon,] an elector or proxy for an elector either to vote or to refrain from voting.

#### **Textual Amendments**

- F1** Words in s. 115(2)(b) inserted (11.9.2006) by [Electoral Administration Act 2006 \(c. 22\)](#), [ss. 39\(1\)\(a\)\(2\)](#), [77](#) (with s. 39(2)); S.I. 2006/1972, [art. 3](#), Sch. 1 para. 6 (subject to transitional provisions in art. 4, Sch. 2)
- F2** Words in s. 115(2)(b) inserted (11.9.2006) by [Electoral Administration Act 2006 \(c. 22\)](#), [ss. 39\(1\)\(b\)\(2\)](#), [77](#) (with s. 39(2)); S.I. 2006/1972, [art. 3](#), Sch. 1 para. 6 (subject to transitional provisions in art. 4, Sch. 2)

*Status: Point in time view as at 03/08/2012. This version of this provision has been superseded.*

**Changes to legislation:** Representation of the People Act 1983, Section 115 is up to date with all changes known to be in force on or before 30 May 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

#### **Modifications etc. (not altering text)**

- C1** Ss. 111–117 applied (N.I.) by S.I. 1986/2250, regs. 2, 3, 5, **Sch. 1 Pt. I**
- C2** Ss. 111–117 applied (E.W.S.) by S.I. 1986/2209, regs. 2, 3, 5(1)(6)–(8), **Sch. 1 Pt. I**
- C3** Ss. 113–115 applied (with modifications) (31.7.1997) by 1997 c. 61, s. 3, **Sch. 3 para. 13** Table 1  
Ss. 113–115 applied (W.) (24.3.2004) by **The Local Authorities (Conduct of Referendums) (Wales) Regulations 2004 (S.I. 2004/870), reg. 8**, {Sch. 3 Table 2} (which S.I. was revoked (24.7.2008) by S.I. 2008/1848)
- C4** S. 115 applied (with modifications) (2.4.2001) by S.I. 2001/1298, reg. 8, **Sch. 3** Table 2
- C5** S. 115 applied (with modifications) (1.8.2001) by S.I. 2001/2599, art. 3, **Sch. 1** (as substituted (10.2.2009) by S.I. 2009/256, arts. 1(2), 3, **Sch. 1**)
- C6** S. 115 applied (with modifications) (N.I.) (4.5.1996) by S.I. 1996/1220, art. 3(1)(b)(5)–(8), **Sch. 1**  
S. 115 applied (N.I.) (25.4.1998) by S.I. 1998/1126, art. 6, **Sch. 2**
- C7** S. 115 applied (with modifications) (31.7.1997) by 1997 c. 61, s. 3, **Sch. 3 para. 13** Table 1  
S. 115 applied (23.7.2004) by **The Regional Assembly and Local Government Referendums Order 2004 (S.I. 2004/1962), art. 6(2), Sch. 2 Pt. 2**
- C8** S. 115 modified (S.) (29.1.2007) **Local Electoral Administration and Registration Services (Scotland) Act 2006 (asp 14), ss. 14, 63; S.S.I. 2007/26, art. 2(1)(c)**
- C9** S. 115 applied (E.) (28.7.2007) by **The Local Authorities (Conduct of Referendums) (England) Regulations 2007 (S.I. 2007/2089), regs. 8, 11, 13, {Sch. 4 Table 1}**
- C10** S. 115 applied (with modifications) (W.) (24.7.2008) by **The Local Authorities (Conduct of Referendums) (Wales) Regulations 2008 (S.I. 2008/1848), reg. 8, {Sch. 4 para. 1 Table 1}**
- C11** S. 115 applied (with modifications) (E.) (9.2.2012) by **The Local Authorities (Conduct of Referendums)(England) Regulations 2012 (S.I. 2012/323), reg. 1, Sch. 4 para. 1**
- C12** S. 115 applied (with modifications) (E.) (18.2.2012) by **The Local Authorities (Conduct of Referendums) (Council Tax Increases) (England) Regulations 2012 (S.I. 2012/444), reg. 1, Sch. 4 para. 1** (with reg. 27)
- C13** S. 115 applied (with modifications) (3.8.2012) by **The Neighbourhood Planning (Referendums) Regulations 2012 (S.I. 2012/2031), regs. 1, 8, 12, 13, Sch. 4 Pt. 1**

**Status:**

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