

**2022 No. 600**

**REPRESENTATION OF THE PEOPLE, ENGLAND AND WALES**

**LOCAL GOVERNMENT, ENGLAND**

**The Local Authority and Greater London Authority Elections  
(Nomination of Candidates) (Amendment) (England) Rules  
2022**

|                               |                       |
|-------------------------------|-----------------------|
| <i>Made</i> - - - -           | <i>30th May 2022</i>  |
| <i>Laid before Parliament</i> | <i>6th June 2022</i>  |
| <i>Coming into force</i>      | <i>29th June 2022</i> |

The Secretary of State makes these Rules in exercise of the powers conferred by section 36(1), (2), (2A) and (2B) of the Representation of the People Act 1983(a).

The Secretary of State has consulted the Electoral Commission about these Rules in accordance with section 7(1) and (2)(d) of the Political Parties, Elections and Referendums Act 2000(b).

**Citation, commencement and extent**

1.—(1) These Rules may be cited as the Local Authority and Greater London Authority Elections (Nomination of Candidates) (Amendment) (England) Rules 2022.

(2) These Rules come into force on 29th June 2022.

(3) Any amendment made by these Rules has the same extent as the provision amended.

**Amendment of the Local Elections (Principal Areas) (England and Wales) Rules 2006**

2.—(1) The Local Elections (Principal Areas) (England and Wales) Rules 2006(c) are amended as follows.

(2) In Schedule 2 (rules for conduct of an election of councillors of a principal area where poll is not taken together with poll at another election)—

(a) in rule 7 (consent to nomination), in paragraph (b)(i) for “and 81” substitute “, 81 and 81A”; and

(b) in Part 7 (appendix of forms) for “Form of Candidate’s Consent to Nomination” substitute the form set out in Part 1 of Schedule 1 to these Rules.

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(a) 1983 c. 2.

(b) 2000 c. 41.

(c) S.I. 2006/3304, to which there are amendments not relevant to this instrument.

(3) In Schedule 3 (rules for conduct of an election of councillors of a principal area where the poll is taken together with the poll at a relevant election or referendum)—

(a) in rule 7 (consent to nomination), in paragraph (b)(i) for “and 81” substitute “, 81 and 81A”; and

(b) in Part 7 (appendix of forms) for “Form of Candidate’s Consent to Nomination” substitute the form set out in Part 2 of Schedule 1 to these Rules.

### **Amendment of the Local Elections (Parishes and Communities) (England and Wales) Rules 2006**

**3.**—(1) The Local Elections (Parishes and Communities) (England and Wales) Rules 2006(a) are amended as follows.

(2) In Schedule 2 (rules for conduct of an election of councillors of a parish or community where poll is not taken together with poll at another election), in Part 7 (appendix of forms) for “Form of Candidate’s Consent to Nomination” substitute the form set out in Part 1 of Schedule 2 to these Rules.

(3) In Schedule 3 (rules for conduct of an election of councillors of a parish or community where the poll is taken together with the poll at a relevant election or referendum), in Part 7 (appendix of forms) for “Form of Candidate’s Consent to Nomination” substitute the form set out in Part 2 of Schedule 2 to these Rules.

### **Amendment of the Greater London Authority Elections Rules 2007**

**4.** In Schedule 10 to the Greater London Authority Elections Rules 2007(b) (Schedule of forms), for Form 4 (candidate’s consent to nomination) substitute the form set out in Schedule 3 to these Rules.

Signed by authority of the Secretary of State for Levelling Up, Housing and Communities

*Kemi Badenoch*  
Minister of State

30th May 2022

Department for Levelling Up, Housing and Communities

## **SCHEDULE 1**

Regulation 2

### **The Local Elections (Principal Areas) (England and Wales) Rules 2006: New Forms**

#### **PART 1**

**Rules for conduct of an election of councillors of a principal area where poll is not taken together with poll at another election: Form of candidate’s consent to nomination**

Form to be substituted for “Form of Candidate’s Consent to Nomination” in Part 7 of Schedule 2 to the Local Elections (Principal Areas) (England and Wales) Rules 2006—

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(a) S.I. 2006/3305.

(b) S.I. 2007/3541.

**Local Government Elections**  
**Form of Candidate's consent to Nomination**

**Front of form**

Date of election.....

I (*name in full*).....

hereby consent to my nomination as a candidate for election as councillor for the \*(electoral division/ward) of the \*county/district/London borough of .....

*\*Delete whichever is inappropriate*

I declare that on the day of my nomination, I am qualified and that, if there is a poll on the day of election, I will be qualified to be so elected by virtue of being on that day or those days a qualifying Commonwealth citizen, a citizen of the Republic of Ireland or a citizen of a Member State of the European Union, who has attained the age of 18 years and that

\*(a) I am registered as a local government elector for the area of the \*county/district/London borough named above; or

\*(b) I have during the whole of the 12 months preceding that day, or those days, occupied as owner or tenant land or other premises in the area named above; or

\*(c) my principal or only place of work during those 12 months has been in the \*county/district/London borough named above; or

\*(d) I have during the whole of those twelve months resided in the area named above.

*\*Delete whichever is inappropriate.*

I declare that to the best of my knowledge and belief I am not disqualified for being elected by reason of any disqualification set out in, or decision made under, sections 80 or 81A of the Local Government Act 1972 or section 34 of the Localism Act 2011 (copies of which are printed overleaf), and I do not hold a politically restricted post, within the meaning of Part 1 of the Local Government and Housing Act 1989, under a local authority, within the meaning of that Part.

Date of birth .....

Signature .....

Date of consent .....

Signed in my presence

Signature of witness.....

Name of witness .....

(WRITE CLEARLY)

Notes

1. A candidate who is qualified by more than one qualification may complete any of those which may apply.

2. Disqualifications set out under Section 81A of the Local Government Act 1972 only apply to a person who is subject to any relevant notification requirements, or a relevant order, made on or after 28 June 2022.

**Back of form**

Set out sections 80, 81 and 81A of the Local Government Act 1972 and section 34 of the Localism Act 2011 (*as amended from time to time*).

## PART 2

Rules for conduct of an election of councillors of a principal area where the poll is taken together with the poll at a relevant election or referendum: Form of candidate's consent to nomination

Form to be substituted for "Form of Candidate's Consent to Nomination" in Part 7 of Schedule 3 to the Local Elections (Principal Areas) (England and Wales) Rules 2006—

### Local Government Elections

#### Form of Candidate's consent to Nomination

##### Front of form

Date of election.....

I (*name in full*).....

hereby consent to my nomination as a candidate for election as councillor for the \*(electoral division/ward) of the \*county/district/London borough of .....

*\*Delete whichever is inappropriate*

I declare that on the day of my nomination, I am qualified and that, if there is a poll on the day of election, I will be qualified to be so elected by virtue of being on that day or those days a qualifying Commonwealth citizen, a citizen of the Republic of Ireland or a citizen of a Member State of the European Union, who has attained the age of 18 years and that

\*(a) I am registered as a local government elector for the area of the \*county/district/London borough named above; or

\*(b) I have during the whole of the 12 months preceding that day, or those days, occupied as owner or tenant land or other premises in the area named above; or

\*(c) my principal or only place of work during those 12 months has been in the \*county/district/London borough named above; or

\*(d) I have during the whole of those twelve months resided in the area named above.

*\*Delete whichever is inappropriate.*

I declare that to the best of my knowledge and belief I am not disqualified for being elected by reason of any disqualification set out in, or decision made under, sections 80 or 81A of the Local Government Act 1972 or section 34 of the Localism Act 2011 (copies of which are printed overleaf), and I do not hold a politically restricted post, within the meaning of Part 1 of the Local Government and Housing Act 1989, under a local authority, within the meaning of that Part.

Date of birth .....

Signature .....

Date of consent .....

Signed in my presence

Signature of witness.....

Name of witness .....

(WRITE CLEARLY)

Notes

1. A candidate who is qualified by more than one qualification may complete any of those which may apply.
2. Disqualifications set out under Section 81A of the Local Government Act 1972 only apply to a person who is subject to any relevant notification requirements, or a relevant order, made on or after 28 June 2022.

**Back of form**

Set out sections 80, 81 and 81A of the Local Government Act 1972 and section 34 of the Localism Act 2011 (*as amended from time to time*).

SCHEDULE 2

Regulation 3

The Local Elections (Parishes and Communities) (England and Wales) Rules 2006: New Forms

PART 1

Rules for conduct of an election of councillors of a principal area where poll is not taken together with poll at another election: Form of candidate’s consent to nomination

Form to be substituted for “Form of Candidate’s Consent to Nomination” in Part 7 of Schedule 2 to the Local Elections (Parishes and Communities) (England and Wales) Rules 2006—

Parish Elections

Form of Candidate’s consent to Nomination

Front of form

Date of election.....

I (name in full).....

hereby consent to my nomination as a candidate for election as councillor for the \*(..... ward of the) parish of .....

\*Delete whichever is inappropriate

I declare that on the day of my nomination, I am qualified and that, if there is a poll on the day of election, I will be qualified to be so elected by virtue of being on that day or those days a qualifying Commonwealth citizen, a citizen of the Republic of Ireland or a citizen of a Member State of the European Union, who has attained the age of 18 years and that

\*(a) I am registered as a local government elector for the area of the parish of .....; or

\*b) I have, during the whole of the 12 months preceding that day or those days, occupied as owner or tenant land or other premises in the parish named above; or

\*(c) my principal or only place of work during those 12 months has been in the parish named above; or

\*(d) I have during the whole of those twelve months resided in the parish named above or within 4.8 kilometres of it.

\*Delete whichever is inappropriate.

I declare that to the best of my knowledge and belief I am not disqualified for being elected by reason of any disqualification set out in, or decision made under, sections 80 or 81A of the Local Government Act 1972 or section 34 of the Localism Act 2011 (copies of which are printed overleaf).

Date of birth .....

Signature .....

Date of consent .....

Signed in my presence

Signature of witness.....

Name of witness .....

(WRITE CLEARLY)

Notes

- 1. A candidate who is qualified by more than one qualification may complete any of those which may apply.
2. Disqualifications set out under Section 81A of the Local Government Act 1972 only apply to a person who is subject to any relevant notification requirements, or a relevant order, made on or after 28 June 2022.

**Back of form**

Set out sections 80, 81 and 81A of the Local Government Act 1972 and section 34 of the Localism Act 2011 (*as amended from time to time*).



## PART 2

### Rules for conduct of an election of councillors of a principal area where the poll is taken together with the poll at a relevant election or referendum: Form of candidate's consent to nomination

Form to be substituted for "Form of Candidate's Consent to Nomination" in Part 7 of Schedule 3 to the Local Elections (Parishes and Communities) (England and Wales) Rules 2006—

#### Parish Elections

#### Form of Candidate's consent to Nomination

#### Front of form

Date of election.....

I (name in full).....

hereby consent to my nomination as a candidate for election as councillor for the \*(..... ward of the) parish of .....

*\*Delete whichever is inappropriate*

I declare that on the day of my nomination, I am qualified and that, if there is a poll on the day of election, I will be qualified to be so elected by virtue of being on that day or those days a qualifying Commonwealth citizen, a citizen of the Republic of Ireland or a citizen of a Member State of the European Union, who has attained the age of 18 years and that

\*(a) I am registered as a local government elector for the area of the parish of .....; or

\*b) I have, during the whole of the 12 months preceding that day or those days, occupied as owner or tenant land or other premises in the parish named above; or

\*c) my principal or only place of work during those 12 months has been in the parish named above; or

\*d) I have during the whole of those twelve months resided in the parish named above or within 4.8 kilometres of it.

*\*Delete whichever is inappropriate.*

I declare that to the best of my knowledge and belief I am not disqualified for being elected by reason of any disqualification set out in, or decision made under, sections 80 or 81A of the Local Government Act 1972 or section 34 of the Localism Act 2011 (copies of which are printed overleaf).

Date of birth .....

Signature .....

Date of consent .....

Signed in my presence

Signature of witness.....

Name of witness .....

(WRITE CLEARLY)

#### Notes

1. A candidate who is qualified by more than one qualification may complete any of those which may apply.
2. Disqualifications set out under Section 81A of the Local Government Act 1972 only apply to a person who is subject to any relevant notification requirements, or a relevant order, made on or after 28 June 2022.

**Back of form**

Set out sections 80, 81 and 81A of the Local Government Act 1972 and section 34 of the Localism Act 2011 (*as amended from time to time*).

SCHEDULE 3

Regulation 4

The Greater London Authority Elections Rules 2007: New Forms

Form to be substituted for "Form 4" (candidates consent to nomination) in Schedule 10 to the Greater London Authority Elections Rules 2007—

GREATER LONDON AUTHORITY

ELECTION OF \*CONSTITUENCY/\*LONDON ASSEMBLY MEMBERS/\*THE

MAYOR OF LONDON..... Constituency \*delete
whichever is inappropriate

Date of election.....

I (name in full).....

hereby consent to my nomination as a candidate for election as \*the constituency member for the Assembly constituency of ...../\*a London Member of the London Assembly/\*the Mayor of London
\*delete whichever is inappropriate

I declare that on the day of my nomination I am qualified and that, if there is a poll on the day of election, I will be qualified to be so elected by virtue of being on that day or those days a qualifying Commonwealth citizen, a citizen of the Republic of Ireland or a citizen of a Member State of the European Union, who has attained the age of 18 years and that:

- (a) \*I am, from that day or those days, and will continue to be, a local government elector for Greater London;
(b) \*I have, during the whole of the twelve months preceding that day or those days, occupied as owner or tenant land or other premises in Greater London;
(c) \*my principal or only place of work during that twelve months has been in Greater London;
(d) \*I have during the whole of that twelve months resided in Greater London.
\*delete whichever is inappropriate

I declare that to the best of my knowledge and belief I am not disqualified from being elected by reason of any disqualification set out in sections 21 or 21A of the Greater London Authority Act 1999, or specified in any order under section 21(1)(b), or an order made under section 34(4) of the Localism Act 2011, (copies of which are printed overleaf).

Date of birth.....

Signature.....

Date.....

Signed in the presence

Signature of witness .....
(WRITE CLEARLY)

Name of witness.....
(WRITE CLEARLY)

Notes

- 1. A candidate who is qualified by more than one qualification may complete any of those that may apply.
2. Disqualifications set out under 21A of the Greater London Authority Act 1999 only apply to a person who is subject to any relevant notification requirements, or a relevant order, made on or after 28 June 2022.

**Back of form**

*Set out sections 21 and 21A of the Greater London Authority Act 1999 and section 34 of the Localism Act 2011 (as amended from time to time).*

## EXPLANATORY NOTE

*(This note is not part of the Rules)*

These Rules amend the Local Elections (Principal Areas) (England and Wales) Rules 2006 (S.I. 2006/3304), the Local Elections (Parishes and Communities) (England and Wales) Rules 2006 (S.I. 2006/3305) and the Greater London Authority Elections Rules 2007 (S.I. 2007/3541). Specifically they amend the requirements for candidate consent to nomination to cover the additional disqualification criteria imposed by the amendments made by the Local Government (Disqualification) Act 2022 (c. 17). These amendments add to the existing disqualification criteria the notification requirements set out in the Sexual Offences Act 2003 (c. 42), a Sexual Risk Order made under section 122A of that Act, and the equivalent notification requirements and Orders in effect in Jersey, Guernsey and the Isle of Man.

The amended criteria are at section 81A of the Local Government Act 1972 (c. 70) for candidates for election to the offices of parish councillor and local councillor, and at section 21A (disqualification relating to sexual offences etc) of the Greater London Authority Act 1999 (c. 29) for candidates for election to the offices of Mayor of London and of constituency and London members of the Assembly.

A full regulatory impact assessment has not been prepared as this instrument will have no impact on the costs of business and the voluntary sector.

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