
WELSH STATUTORY INSTRUMENTS

2021 No. 1247 (W. 319)

LOCAL GOVERNMENT, WALES
REPRESENTATION OF THE PEOPLE, WALES

The Representation of the People (Amendment)
(Wales) (Coronavirus) (No. 2) Regulations 2021

Made - - - - 9 November 2021

Coming into force - - 10 November 2021

The Welsh Ministers, in exercise of the powers conferred on the Secretary of State by paragraphs 4(2)(c) and 6(7) and (8) of Schedule 4 to the Representation of the People Act 2000⁽¹⁾ and now exercisable by them⁽²⁾, make the following Regulations.

In accordance with section 201(2) of the Representation of the People Act 1983⁽³⁾, a draft of this instrument has been laid before and approved by a resolution of Senedd Cymru.

Title and commencement

1.—(1) The title of these Regulations is the Representation of the People (Amendment) (Wales) (Coronavirus) (No. 2) Regulations 2021.

(2) These Regulations come into force on 10 November 2021.

Amendment of the Representation of the People (England and Wales) Regulations 2001

2. In regulation 56(3C) of the Representation of the People (England and Wales) Regulations 2001⁽⁴⁾, for “4 November 2021” substitute “28 March 2022”.

(1) 2000 c. 2; relevant amendments to Schedule 4 were made by the Electoral Administration Act 2006 (c. 22), section 14(2)(a) and (8). For the definition of “prescribed” see section 202(1) of the Representation of the People Act 1983 (c. 2) read together with paragraph 1(2) of Schedule 4 of the Representation of the People Act 2000.

(2) Functions of the Secretary of State were transferred to the Welsh Ministers by article 45 of, and Schedule 1 to, the Welsh Ministers (Transfer of Functions) Order 2018 (S.I. 2018/644).

(3) 1983 c. 2; paragraph 1(2) of Schedule 4 to the Representation of the People Act 2000 provides that Schedule 4 shall have effect as if it were contained in Part 1 of the Representation of the People Act 1983.

(4) S.I. 2001/341. Relevant amendments to regulation 56 were made by S.I. 2006/752, S.I. 2006/2910, S.I. 2013/3198, S.I. 2020/1399 (W. 310) and S.I. 2021/193 (W. 44).

9 November 2021

Rebecca Evans
Minister for Finance and Local Government, one
of the Welsh Ministers

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations make provision in relation to proxy voting at certain local government by-elections.

Regulation 2 amends the Representation of the People (England and Wales) Regulations 2001, so as to extend the additional grounds for applicants applying for emergency proxy votes, or changing their nominated proxy, implemented by the Representation of the People (Amendment) (Wales) (Coronavirus) Regulations 2021. These additional grounds relate to persons who are unable to attend a polling station in person as a result of following relevant legislation, guidance or medical advice in relation to the COVID-19 pandemic.

The Welsh Ministers' Code of Practice on the carrying out of Regulatory Impact Assessments was considered in relation to these Regulations. As a result, it was not considered necessary to carry out a regulatory impact assessment as to the likely costs and benefits of complying with these Regulations.