

Status: Point in time view as at 29/01/2007. This version of this schedule contains provisions that are not valid for this point in time.
Changes to legislation: There are currently no known outstanding effects for the Local Electoral Administration and Registration Services (Scotland) Act 2006, SCHEDULE 2. (See end of Document for details)

SCHEDULE 2

(introduced by section 35)

PART 1: MINOR AND CONSEQUENTIAL MODIFICATIONS

Representation of the People Act 1983 (c. 2)

VALID FROM 17/02/2007

1 The 1983 Act is amended as follows.

Commencement Information

I1 Sch. 2 para. 1 wholly in force at 17.2.2007, see s. 63(2) and S.S.I. 2007/26, art. 3(1)(i) (with transitional provisions in art. 3(2))

VALID FROM 17/02/2007

2 In section 66(1) (requirement of secrecy), before “shall”, where first occurring, insert—
“(d) every person so attending in pursuance of permission granted under section 8 or 9 (observers at Scottish local government elections) of the Local Electoral Administration and Registration Services (Scotland) Act 2006 (asp 14).”

Commencement Information

I2 Sch. 2 para. 2 wholly in force at 17.2.2007, see s. 63(2) and S.S.I. 2007/26, art. 3(1)(i) (with transitional provisions in art. 3(2))

PROSPECTIVE

3 In section 73(5)(d) (payment of expenses through election agent), for “section 90A(5)(b)” substitute “section 90ZB(7)”.

PROSPECTIVE

4 In section 74A (expenses which may be paid otherwise than by election agent)—
(a) in subsection (1)(b), for “section 90A(1)” substitute “section 90ZB(2)”,
(b) in subsection (2), the words “(determined in accordance with section 90B below)” are repealed,
(c) in subsection (3), for “sections 90A to” substitute “section 90ZB and”.

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- 5 In section 76A(2) (application of power to vary provisions about election expenses)—
- (a) the word “or” immediately following paragraph (c) is repealed,
 - (b) after paragraph (c) insert—
 - “(ca) section 75A(5) above; or”.

Commencement Information

- I3** Sch. 2 para. 5 wholly in force at 17.2.2007, see s. 63(2) and S.S.I. 2007/26, art. 3(1)(i) (with transitional provisions in art. 3(2))

- 6 In section 81 (return as to election expenses)—
- (a) in subsection (2)(c), after “section 75(2)” insert “ or 75A(6) ”,
 - (b) in subsection (9)—
 - (i) for “subsection (3)” substitute “ subsection (4A) ”, and
 - (ii) the words “of each such matter” are repealed.

VALID FROM 17/02/2007

- 7 In section 89 (inspection of returns and declarations)—
- (a) in subsection (1), after “section 75,” insert “ 75A, ”,
 - (b) in subsection (3), after “section 75” insert “ or 75A ”.

Commencement Information

- I4** Sch. 2 para. 7 wholly in force at 17.2.2007, see s. 63(2) and S.S.I. 2007/26, art. 3(1)(i) (with transitional provisions in art. 3(2))

- 8 In section 90C(2) (property, goods, services etc. provided free of charge or at a discount), for “section 90A(3)” substitute “ section 90ZB(4) ”.

PROSPECTIVE

- 9 In section 118 (interpretation of Part 2), in the definition of “election expenses” for “sections 90A” substitute “ sections 90ZB ”.

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- 10 In section 129(7)(b) (time for presentation or amendment of petition questioning local election), after “section 75” insert “ or 75A ”.

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Commencement Information

I5 Sch. 2 para. 10 wholly in force at 17.2.2007, see s. 63(2) and S.S.I. 2007/26, art. 3(1)(i) (with transitional provisions in art. 3(2))

11 In section 168(1)(a)(i) (prosecution for corrupt practices), before “above” insert “ or 62B ”.

VALID FROM 17/02/2007

12 In section 179 (offences by associations), after “section 110” insert “ or 110A ”.

Commencement Information

I6 Sch. 2 para. 12 wholly in force at 17.2.2007, see s. 63(2) and S.S.I. 2007/26, art. 3(1)(i) (with transitional provisions in art. 3(2))

13 The amendments made by paragraphs 3, 4, 6(b), 8 and 9 apply to the 1983 Act only so far as it applies to a local government election in Scotland.

VALID FROM 17/02/2007

Commencement Information

I7 Sch. 2 para. 13 wholly in force at 17.2.2007, see s. 63(2) and S.S.I. 2007/26, art. 3(1)(i) (with transitional provisions in art. 3(2))

14 In section 5(4) of the *Scottish Local Government (Elections) Act 2002 (asp 1)*, for “75(1)” substitute “ 75A(2) ”

VALID FROM 17/02/2007

Commencement Information

I8 Sch. 2 para. 14 wholly in force at 17.2.2007, see s. 63(2) and S.S.I. 2007/26, art. 3(1)(i) (with transitional provisions in art. 3(2))

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