

**Status:** This version of this cross heading contains provisions that are prospective.

**Changes to legislation:** There are currently no known outstanding effects for the Local Electoral Administration and Registration Services (Scotland) Act 2006, Cross Heading: Representation of the People Act 1983 (c. 2). (See end of Document for details)

## SCHEDULE 2 PART 1: MINOR AND CONSEQUENTIAL MODIFICATIONS

### *Representation of the People Act 1983 (c. 2)*

1 The 1983 Act is amended as follows.

#### Commencement Information

- II** [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\(2\)](#))

<sup>F1</sup>2 . . . . .

#### Textual Amendments

- F1** [Sch. 2 para. 2](#) repealed (9.2.2012) by [The Local Electoral Administration \(Scotland\) Act 2011 \(Consequential Amendments\) Order 2012 \(S.S.I. 2012/31\)](#), arts. 2, 4

#### 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(b) in subsection (2), the words “(determined in accordance with section 90B below)” are repealed,  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 ”.

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(a) the word “or” immediately following paragraph (c) is repealed,  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

- I2** [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(ii) the words “of each such matter” are repealed.

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- 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

- I3** [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 ”.
- 10 In section 129(7)(b) (time for presentation or amendment of petition questioning local election), after “section 75” insert “ or 75A ”.

#### Commencement Information

- I4** [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 ”.
- 12 In section 179 (offences by associations), after “section 110” insert “ or 110A ”.

#### Commencement Information

- I5** [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.

#### Commencement Information

- I6** [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\(2\)](#))

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