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SCHEDULES

SCHEDULE 5

COMBINATION OF POLLS: ENGLAND

PART 1

PROVISION ABOUT COMBINATION

THE POLL

Admission to the polling station

- 24 Rule 21(1) of the referendum rules has effect as if the persons listed there included persons who would be entitled to be admitted to the polling station for any relevant election if the poll for that relevant election were held on its own.

Voting by persons on duty on day of poll

- 25 (1) Paragraph 2(5) of Schedule 3 has effect as if in the words after paragraph (b) the reference to any polling station were to any polling station in the same voting area as the allotted polling station.
- (2) A certificate as to employment on duty on the day of the poll for the referendum must be in the form set out in Form 7 in Part 3 of this Schedule.
- (3) Sub-paragraph (2) applies instead of rule 21(4)(b) of the referendum rules.

Questions put to voters: local referendums

- 26 The Table in rule 26 of the Local Referendums (Combination of Polls) Rules has effect as if for “this referendum”, in each place, there were substituted “this (*specify local authority*) referendum”.

Voting procedure: copies of registers and absent voters lists

- 27 (1) If the counting officer thinks fit, the same copy of the register of electors may be used under the following provisions for the purposes of the referendum and the relevant elections—
- (a) rule 28(2) of the referendum rules;
 - (b) rule 35(1) of the Local Elections (Combination of Polls) Rules;
 - (c) rule 35(1) of the Parish Elections (Combination of Polls) Rules;
 - (d) rule 28(1) of the Local Referendums (Combination of Polls) Rules;
 - (e) rule 37(1) of the Mayoral Elections (Combination of Polls) Rules.

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- (2) Sub-paragraphs (3) and (4) apply where the same copy of the register is used as mentioned in sub-paragraph (1).
- (3) In a case where a ballot paper is delivered at the same time in respect of the referendum and each relevant election, a single mark must be placed in the register against the number of the elector under—
- (a) rule 28(2)(c) of the referendum rules,
 - (b) rule 35(1)(c) of the Local Elections (Combination of Polls) Rules,
 - (c) rule 35(1)(c) of the Parish Elections (Combination of Polls) Rules,
 - (d) rule 28(1)(c) of the Local Referendums (Combination of Polls) Rules, and
 - (e) rule 37(1)(c) of the Mayoral Elections (Combination of Polls) Rules.
- (4) In any other case, a mark must be placed in the register against the number of the elector identifying the poll to which each ballot paper delivered relates.
- (5) In the case of an elector who is added to the register in pursuance of a notice issued under section 13B(3B) or (3D) of the 1983 Act—
- (a) references in this paragraph to the copy of the register of electors are to be read as references to the copy of the notice;
 - (b) references to a mark being placed in the register of electors are to be read as references to a mark being made on the copy of the notice.
- (6) This paragraph applies instead of—
- (a) rule 35(6) of the Local Elections (Combination of Polls) Rules;
 - (b) rule 35(6) of the Parish Elections (Combination of Polls) Rules;
 - (c) rule 28(6) of the Local Referendums (Combination of Polls) Rules;
 - (d) rule 37(6) of the Mayoral Elections (Combination of Polls) Rules.
- 28 (1) If the counting officer thinks fit, the counting officer may require the relevant registration officer to produce a combined list of proxies for the referendum and the relevant elections.
- (2) The following provisions apply where the lists are combined and a person applies for a ballot paper as proxy.
- (3) Immediately before delivery of the ballot paper the list of proxies must be marked in a way that identifies—
- (a) the proxy,
 - (b) the elector for whom the proxy is applying for the ballot paper, and
 - (c) the referendum or relevant election to which the ballot paper relates.
- (4) Sub-paragraph (3) applies instead of—
- (a) rule 28(2)(d) of the referendum rules;
 - (b) rule 35(1)(d) of the Local Elections (Combination of Polls) Rules;
 - (c) rule 35(1)(d) of the Parish Elections (Combination of Polls) Rules;
 - (d) rule 28(1)(d) of the Local Referendums (Combination of Polls) Rules;
 - (e) rule 37(1)(d) of the Mayoral Elections (Combination of Polls) Rules.
- 29 (1) This paragraph applies where proceedings on the issue and receipt of postal ballot papers are taken together by virtue of regulation 65 of the Representation of the People (England and Wales) Regulations 2001.

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- (2) If the counting officer thinks fit, the counting officer may require the relevant registration officer to produce a combined postal voters list and a combined proxy postal voters list for the referendum and the relevant elections.

List of votes marked by presiding officer

- 30 (1) If the counting officer thinks fit, a single list of votes marked by the presiding officer may be used for the purposes of the referendum and the relevant elections.
- (2) Where a person's entry in that list does not relate to the referendum and each relevant election the entry must—
- (a) indicate whether it relates to the referendum, and
 - (b) identify any relevant election to which it relates.
- (3) In this paragraph “list of votes marked by the presiding officer” means a list compiled under—
- (a) rule 30(4) of the referendum rules,
 - (b) rule 36(2) of the Local Elections (Combination of Polls) Rules,
 - (c) rule 36(2) of the Parish Elections (Combination of Polls) Rules,
 - (d) rule 29(2) of the Local Referendums (Combination of Polls) Rules, or
 - (e) rule 38(2) of the Mayoral Elections (Combination of Polls) Rules.
- (4) This paragraph applies instead of—
- (a) rule 36(4) of the Local Elections (Combination of Polls) Rules;
 - (b) rule 36(4) of the Parish Elections (Combination of Polls) Rules;
 - (c) rule 29(4) of the Local Referendums (Combination of Polls) Rules;
 - (d) rule 38(5) of the Mayoral Elections (Combination of Polls) Rules.

Declaration to be made by the companion of a voter with disabilities

- 31 (1) A declaration made by the companion of a voter with disabilities must be in the form set out in Form 8 in Part 3 of this Schedule.
- (2) In this paragraph “declaration made by the companion of a voter with disabilities” means a declaration made by a companion under—
- (a) rule 31 of the referendum rules,
 - (b) rule 37 of the Local Elections (Combination of Polls) Rules,
 - (c) rule 37 of the Parish Elections (Combination of Polls) Rules,
 - (d) rule 30 of the Local Referendums (Combination of Polls) Rules, or
 - (e) rule 39 of the Mayoral Elections (Combination of Polls) Rules.
- (3) This paragraph applies instead of—
- (a) rule 31(5)(a) of the referendum rules;
 - (b) rule 37(7)(a) of the Local Elections (Combination of Polls) Rules;
 - (c) rule 37(7)(a) of the Parish Elections (Combination of Polls) Rules;
 - (d) rule 30(7)(a) of the Local Referendums (Combination of Polls) Rules;
 - (e) rule 39(8)(a) of the Mayoral Elections (Combination of Polls) Rules.

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List of voters with disabilities assisted by companions

- 32 (1) If the counting officer thinks fit, a single list of voters with disabilities assisted by companions may be used for the purposes of the referendum and the relevant elections.
- (2) Where a person's entry in that list does not relate to the referendum and each relevant election the entry must—
- (a) indicate whether it relates to the referendum, and
 - (b) identify any relevant election to which it relates.
- (3) In this paragraph “list of voters with disabilities assisted by companions” means a list compiled under—
- (a) rule 31(8) of the referendum rules,
 - (b) rule 37(4) of the Local Elections (Combination of Polls) Rules,
 - (c) rule 37(4) of the Parish Elections (Combination of Polls) Rules,
 - (d) rule 30(4) of the Local Referendums (Combination of Polls) Rules, or
 - (e) rule 39(4) of the Mayoral Elections (Combination of Polls) Rules.
- (4) This paragraph applies instead of—
- (a) rule 37(6) of the Local Elections (Combination of Polls) Rules;
 - (b) rule 37(6) of the Parish Elections (Combination of Polls) Rules;
 - (c) rule 30(6) of the Local Referendums (Combination of Polls) Rules;
 - (d) rule 39(7) of the Mayoral Elections (Combination of Polls) Rules.

Tendered votes list

- 33 (1) If the counting officer thinks fit, a single tendered votes list may be used for the purposes of the referendum and the relevant elections.
- (2) Where a person's entry in that list does not relate to the referendum and each relevant election the entry must—
- (a) indicate whether it relates to the referendum, and
 - (b) identify any relevant election to which it relates.
- (3) In this paragraph “tendered votes list” means a list compiled under—
- (a) rule 33(7) of the referendum rules,
 - (b) rule 39(2) of the Local Elections (Combination of Polls) Rules,
 - (c) rule 39(2) of the Parish Elections (Combination of Polls) Rules,
 - (d) rule 32(2) of the Local Referendums (Combination of Polls) Rules, or
 - (e) rule 41(2) of the Mayoral Elections (Combination of Polls) Rules.
- (4) This paragraph applies instead of—
- (a) rule 39(3) of the Local Elections (Combination of Polls) Rules;
 - (b) rule 39(3) of the Parish Elections (Combination of Polls) Rules;
 - (c) rule 32(3) of the Local Referendums (Combination of Polls) Rules;
 - (d) rule 41(3) of the Mayoral Elections (Combination of Polls) Rules.

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Lists relating to correction of errors on day of poll

- 34 (1) If the counting officer thinks fit, a single list of persons to whom ballot papers are delivered in consequence of late alterations to the register may be used for the purposes of the referendum and the relevant elections.
- (2) Where a person's entry in that list does not relate to the referendum and each relevant election the entry must—
- (a) indicate whether it relates to the referendum, and
 - (b) identify any relevant election to which it relates.
- (3) In this paragraph “list of persons to whom ballot papers are delivered in consequence of late alterations to the register” means a list compiled under—
- (a) rule 36 of the referendum rules,
 - (b) rule 41(1) of the Local Elections (Combination of Polls) Rules,
 - (c) rule 41(1) of the Parish Elections (Combination of Polls) Rules,
 - (d) rule 34(1) of the Local Referendums (Combination of Polls) Rules, or
 - (e) rule 43(1) of the Mayoral Elections (Combination of Polls) Rules.
- (4) This paragraph applies instead of—
- (a) rule 41(2) of the Local Elections (Combination of Polls) Rules;
 - (b) rule 41(2) of the Parish Elections (Combination of Polls) Rules;
 - (c) rule 34(2) of the Local Referendums (Combination of Polls) Rules;
 - (d) rule 43(2) of the Mayoral Elections (Combination of Polls) Rules.

Notice of adjournment in case of riot

- 35 In the following provisions, references to a returning officer are to be read as references to the counting officer—
- (a) rule 42(1) of the Local Elections (Combination of Polls) Rules;
 - (b) rule 42(1) of the Parish Elections (Combination of Polls) Rules;
 - (c) rule 44(1) of the Mayoral Elections (Combination of Polls) Rules.

Procedure on close of poll

- 36 (1) In rule 38(1) of the referendum rules the reference to polling agents includes a reference to polling agents appointed for the purposes of any relevant election.
- (2) A packet made up under rule 38(1)(b), (c) or (f) of the referendum rules may not be combined with a packet made up under a corresponding provision of the rules governing any relevant election.
- (3) The ballot paper account prepared under rule 38(6) of the referendum rules may not be combined with the ballot paper account for any relevant election.
- 37 (1) In the following provisions, references to a returning officer are to be read as references to the counting officer—
- (a) rule 43(1) of the Local Elections (Combination of Polls) Rules;
 - (b) rule 43(1) of the Parish Elections (Combination of Polls) Rules;
 - (c) rule 45(1) of the Mayoral Elections (Combination of Polls) Rules.
- (2) This paragraph applies instead of—
- (a) rule 43(3) of the Local Elections (Combination of Polls) Rules;

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- (b) rule 43(3) of the Parish Elections (Combination of Polls) Rules;
- (c) rule 45(3) of the Mayoral Elections (Combination of Polls) Rules.