#### SCOTTISH STATUTORY INSTRUMENTS

## 2002 No. 457

# REPRESENTATION OF THE PEOPLE

The Scottish Local Government Elections Rules 2002

Made - - - - 8th October 2002

Laid before Parliament 9th October 2002

Coming into force in accordance with rule 1(2)

## THE SCOTTISH LOCAL GOVERNMENT ELECTIONS RULES 2002

- 1. Citation, commencement and extent
- 2. Revocations
- 3. Interpretation
- 4. Local government elections rules Signature

SCHEDULE 1

REVOCATIONS

SCHEDULE 2

SCOTTISH LOCAL GOVERNMENT ELECTIONS RULESRULES FOR CONDUCT OF A SCOTTISH LOCAL GOVERNMENT ELECTION WHERE THE POLL IS NOT TAKEN TOGETHER WITH THE POLL

AT ANOTHER ELECTION

PART I PROVISIONS AS TO TIME

- 1. Timetable
- 2. Computation of time

PART II STAGES COMMON TO CONTESTED AND UNCONTESTED ELECTIONS

Notice of election

3. Notice of election

Nomination

- 4. Nomination of candidates
- 5. Consent to nomination
- 6. Subscription of nomination paper
- 7. Decisions as to validity of nomination papers

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

- 8. Withdrawal of candidates
- 9. Nomination in more than one electoral ward
- 10. Inspection of nomination papers
- 11. Method of election and notice of uncontested election

#### PART III CONTESTED ELECTIONS

#### **General Provisions**

- 12. Poll to be taken by ballot
- 13. The ballot papers
- 14. The official mark
- 15. Prohibition of disclosure of vote
- 16. Use of schools and public rooms

#### Action to be taken before the poll

- 17. Notice of poll
- 18. Postal ballot papers
- 19. Provision of polling stations
- 20. Appointment of presiding officers and clerks
- 21. Issue of official poll cards and notifications
- 22. Equipment of polling stations
- 23. Appointment of polling and counting agents
- 24. Notification of requirement of secrecy

## The poll

- 25. Admission to polling station
- 26. Keeping of order in station
- 27. Sealing of ballot boxes
- 28. Questions to be put to voters
- 29. Challenge of voter
- 30. Voting procedure
- 31. Votes marked by presiding officer
- 32. Voting by persons with disabilities
- 33. Tendered ballot papers
- 34. Spoilt ballot papers
- 35. Adjournment of poll in case of riot
- 36. Procedure on close of poll

## Counting of votes

- 37. Attendance at counting of votes
- 38. The count
- 39. Re-count
- 40. Rejected ballot papers
- 41. **Decisions on ballot papers**
- 42. Equality of votes
- 43. **Declaration of result**

#### PART IV DISPOSAL OF DOCUMENTS

- 44. Sealing up of ballot papers
- 45. Delivery of documents
- 46. Orders for production of documents
- 47. Retention and public inspection of documents

PART V DEATH OF CANDIDATE

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#### 48. Countermand or abandonment of poll on death of candidate

APPENDIX OF FORMS FOR USE AT SCOTTISH LOCAL

**GOVERNMENT ELECTIONS** 

SCHEDULE 3 MODIFICATIONS TO THE LOCAL GOVERNMENT

ELECTIONS RULES IN SCHEDULE 2 TO APPLY WHERE THE POLL AT A LOCAL GOVERNMENT ELECTION IS TAKEN TOGETHER WITH THE POLL AT ANOTHER ELECTION UNDER SECTION 15(1) OR (2) OF THE REPRESENTATION OF THE PEOPLE ACT 1985

- 1. Where the poll at a local government election is taken...
- 2. At the end of rule 13(2) (the ballot papers) the...
- 3. At the end of rule 17 (notice of poll) the...
- 4. At the end of rule 21 (issue of official poll...
- 5. After paragraph (1) of rule 22 (equipment of polling stations)...
- 6. For paragraph (5) of rule 22 there shall be substituted...
- 7. After paragraph (3) of rule 23 (appointment of polling and...
- 8. In question (ii) in sub-paragraph (a) and (b) of paragraph...
- 9. At the end of rule 30 (voting procedure) there shall...
- 10. After paragraph (2) of rule 31 (votes marked by presiding...
- 11. After paragraph (4) of rule 32 (voting by persons with...
- 12. At the end of paragraph (3) of rule 33 (tendered...
- 13. At the end of paragraph (1) of rule 35 (adjournment...
- 14. After paragraph (1) of rule 36 (procedure on close of...
- 15. For paragraph (1) of rule 37 (attendance at counting of...
- 16. In paragraph (2) of rule 37 before "at the counting...
- 17. In paragraph (3) of rule 37 before the words "counting...
- 18. For paragraphs (1) and (2) of rule 38 (the count)...
- 19. At the end of rule 45 (delivery of documents) there...
- 20. In rule 48 (countermand or abandonment of poll on death...
- 21. In the Appendix of forms in Schedule 2, for the...
- 22. Where the poll at a local government election is taken...
- 23. In the Appendix of forms in Schedule 2, for the...
- 24. In the Appendix of forms in Schedule 2, in the...

SCHEDULE 4 FORM OF DECLARATION OF IDENTITY REFERRED TO IN PARAGRAPH 21 OF SCHEDULE 3 ABOVE

**Explanatory Note**