

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

**Changes to legislation:** Elected Authorities (Northern Ireland) Act 1989, SCHEDULE 1 is up to date with all changes known to be in force on or before 15 January 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

SCHEDULES

SCHEDULE 1

Section 2.

APPLICATION AND MODIFICATION OF REPRESENTATION OF THE PEOPLE ACT 1983

**Modifications etc. (not altering text)**

C1 Sch. 1 applied (9.7.2003) by The Local and European Parliamentary Elections (Registration of Citizens of Accession States) Regulations 2003 (S.I. 2003/1557), reg. 4 (subject to reg. 2)

PART I

PROVISIONS APPLIED

Section 3(1) and (2) (disfranchisement of offenders in prison, etc.).

[<sup>F1</sup>Section 3A(1) and (4) to (7) (disfranchisement of offenders detained in mental hospitals).]

**Textual Amendments**

F1 Entries in Sch. 1 Pt. I inserted (29.1.2001 for specified purposes and otherwise 16.2.2001) by 2000 c. 2, s. 8, Sch. 3 para. 3(2)(7)(8); S.I. 2001/116, art. 2(1)(2)

<sup>F2</sup>[<sup>F3</sup>Section 4(3) ] to (6) (entitlement to be registered). ]

**Textual Amendments**

F2 Entries in Sch. 1 Pt. I substituted (29.1.2001 for specified purposes and otherwise 16.2.2001) by 2000 c. 2, s. 8, Sch. 3 para. 3(3)-(6); S.I. 2001/116, art. 2(1)(2)

F3 Words in Sch. 1 Pt. 1 substituted (1.10.2014) by Northern Ireland (Miscellaneous Provisions) Act 2014 (c. 13), ss. 14(2)(a)(i), 28; S.I. 2014/2613, art. 2(2)(a)

<sup>F2</sup>[ Sections 5 and 6 (residence (general) and residence of merchant seamen).

Sections 7 to 7C (residence of mental patients, and of persons remanded in custody, and declarations of local connection).]

<sup>F2</sup>[ Sections 9, [<sup>F4</sup>9B, 9C,][<sup>F5</sup>9A,]10, [<sup>F6</sup> 10ZA, 10ZB, ][<sup>F7</sup>10ZF,] 10A [<sup>F8</sup> , [<sup>F9</sup>10B,] 13 [<sup>F10</sup> , 13A, 13BA ] and 13D ] (preparation, publication and alteration of registers [<sup>F11</sup> and related offences ] ). ]

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#### Textual Amendments

- F4** Words in Sch. 1 Pt. 1 inserted (15.9.2014) by [The Anonymous Registration \(Northern Ireland\) Order 2014 \(S.I. 2014/1116\)](#), arts. 1(1), **8(2)**
- F5** Word in Sch. 1 Pt. I inserted (13.5.2014) by [Northern Ireland \(Miscellaneous Provisions\) Act 2014 \(c. 13\)](#), ss. **18(4)**, 28(4)
- F6** Words in Sch. 1 Pt. 1 inserted (1.12.2006) by [Northern Ireland \(Miscellaneous Provisions\) Act 2006 \(c. 33\)](#), s. 30(1), **Sch. 4 para. 7(2)(a)**; S.I. 2006/2688, **art. 3(2)(c)**
- F7** Word in Sch. 1 Pt. I inserted (31.5.2018) by [The Representation of the People \(Electronic Communications and Amendment\) \(Northern Ireland\) Regulations 2018 \(S.I. 2018/699\)](#), regs. 1(2), **6(a)**
- F8** Words in entry in Sch. 1 Pt. I substituted (1.9.2002) by [Electoral Fraud \(Northern Ireland\) Act 2002 \(c. 13\)](#), s. **7(2)(a)**; S.I. 2002/1648, **art. 3**
- F9** Word in Sch. 1 Pt. I inserted (31.5.2018) by [The Representation of the People \(Electronic Communications and Amendment\) \(Northern Ireland\) Regulations 2018 \(S.I. 2018/699\)](#), regs. 1(2), **6(b)**
- F10** Words in Sch. 1 Pt. 1 substituted (14.5.2008) by [Northern Ireland \(Miscellaneous Provisions\) Act 2006 \(c. 33\)](#), s. 30(1), **Sch. 4 para. 7(2)(b)**; S.I. 2008/1318, **art. 2(2)(b)**
- F11** Words in entry in Sch. 1 Pt. I inserted (1.9.2002) by [Electoral Fraud \(Northern Ireland\) Act 2002 \(c. 13\)](#), s. **7(2)(b)**; S.I. 2002/1648, **art. 3**

Sections 14 to 17 (service qualifications and service declarations).

Sections 49 and 50 (effect of registers and of misdescription).

<sup>F2</sup>[ Section 53 and, in Schedule 2, paragraphs 1(2) to (5), [<sup>F12</sup> 1A, ][<sup>F13</sup>2B,] 3, 3A,[<sup>F14</sup>3B,] 4 to 11A and 13 (regulations as to registration). ]

#### Textual Amendments

- F12** Word in Sch. 1 Pt. 1 inserted (13.3.2014) by [Northern Ireland \(Miscellaneous Provisions\) Act 2014 \(c. 13\)](#), ss. **20(3)**, 28(1)(e)
- F13** Word in Sch. 1 Pt. 1 inserted (15.9.2014) by [The Anonymous Registration \(Northern Ireland\) Order 2014 \(S.I. 2014/1116\)](#), arts. 1(1), **8(3)(a)**
- F14** Word in Sch. 1 Pt. 1 inserted (15.9.2014) by [The Anonymous Registration \(Northern Ireland\) Order 2014 \(S.I. 2014/1116\)](#), arts. 1(1), **8(3)(b)**

Section 54(2) to (4) (expenses of registration).

[<sup>F15</sup>Section 58 (registration appeals: Northern Ireland).]

#### Textual Amendments

- F15** Sch. 1 Pt. 1: entry substituted (14.5.2008) for entries by [Northern Ireland \(Miscellaneous Provisions\) Act 2006 \(c. 33\)](#), ss. 10(2), 30(1), 31, **Sch. 4 para. 7(3)**; S.I. 2008/1318, **art. 2(2)(b)**

Section 59 (supplemental provisions as to members of forces, etc.).

Section 62 (offences as to declarations).

[<sup>F1</sup>Section 180A (evidence by certificate of electoral registration).]

Section 201 (regulations) and, in section 202(1), [<sup>F16</sup>the definitions of [<sup>F17</sup>“anonymous entry”,] “dwelling”, “prescribed” and “qualifying address”].

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Textual Amendments

F16

Words in entry in Sch. 1 Pt. I substituted (29.1.2001 for specified purposes and otherwise 16.2.2001) by 2000 c. 2, s. 8, [Sch. 3 para. 3\(9\)](#); S.I. 2001/116, [art. 2\(1\)\(2\)](#)

F17

Words in Sch. 1 Pt. 1 inserted (15.9.2014) by [The Anonymous Registration \(Northern Ireland\) Order 2014 \(S.I. 2014/1116\)](#), arts. 1(1), [8\(4\)](#)

PART II

MODIFICATIONS

General

- 1
- References to local government elections are to be read as references to local elections.
- 2
- References to section 2 (local government electors in Great Britain) are to be read as references to section 1 of this Act and references to Part I (Parliamentary and local government franchise and its exercise) include section 1 of this Act.
- 3
- References to the registration officer are to be read as references to the Chief Electoral Officer for Northern Ireland.
- 4
- References to local government electors are to be read as references to local electors.
- 5
- References to legal incapacity are to legal incapacity within the meaning of this Act.
- 6
- References to any other provision mentioned in Part I of this Schedule are to that provision as modified by this Part.

Specific

- [<sup>F18</sup>~~F19~~(1) .....

(2) In section 4(4)(a), the reference to any enactment includes an enactment comprised in Northern Ireland legislation.]

Textual Amendments

F18

Sch. 1 Pt. 2 paras. 7, 7A substituted for para. 7 (29.1.2001 for specified purposes and otherwise 16.2.2001) by 2000 c. 2, s. 8, [Sch. 3 para. 4\(2\)](#); S.I. 2001/116, [art. 2\(1\)\(2\)](#)

F19

[Sch. 1 Pt. 2 para. 7\(1\)](#) omitted (1.10.2014) by virtue of [Northern Ireland \(Miscellaneous Provisions\) Act 2014 \(c. 13\)](#), [ss. 14\(2\)\(a\)\(ii\)](#), 28; S.I. 2014/2613, art. 2(2)(a)

- [<sup>F20</sup>7A

In section 7B references to the United Kingdom are to be read as references to Northern Ireland.]

Textual Amendments

F20

[Sch. 1 Pt. 2 paras. 7, 7A](#) substituted for para. 7 (29.1.2001 for specified purposes and otherwise 16.2.2001) by 2000 c. 2, s. 8, [Sch. 3 para. 4\(2\)](#); S.I. 2001/116, [art. 2\(1\)\(2\)](#)

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- 8 In section 9, for subsection (1)(b) there is substituted—  
“(b) a register of local electors for each district.”

PROSPECTIVE

<sup>F21</sup>8A . . . . .

#### Textual Amendments

**F21** Sch. 1 Pt. 2 para. 8A omitted (1.10.2014) by virtue of [Northern Ireland \(Miscellaneous Provisions\) Act 2014 \(c. 13\)](#), [ss. 16\(2\)\(a\)](#), 28; S.I. 2014/2613, art. 2(2)(c)

<sup>F22</sup>9 . . . . .

#### Textual Amendments

**F22** Sch. 1 Pt. 2 paras. 9-11 repealed (29.1.2001 for specified purposes and otherwise 16.2.2001) by [2000 c. 2](#), ss. 8, 15, Sch. 3 para. 4(3), [Sch. 7 Pt. III](#); S.I. 2001/116, [art. 2\(1\)\(2\)](#)

<sup>F23</sup>10 . . . . .

#### Textual Amendments

**F23** Sch. 1 Pt. 2 paras. 9-11 repealed (29.1.2001 for specified purposes and otherwise 16.2.2001) by [2000 c. 2](#), ss. 8, 15, Sch. 3 para. 4(3), [Sch. 7 Pt. III](#); S.I. 2001/116, [art. 2\(1\)\(2\)](#)

<sup>F24</sup>11 . . . . .

#### Textual Amendments

**F24** Sch. 1 Pt. 2 paras. 9-11 repealed (29.1.2001 for specified purposes and otherwise 16.2.2001) by [2000 c. 2](#), ss. 8, 15, Sch. 3 para. 4(3), [Sch. 7 Pt. III](#); S.I. 2001/116, [art. 2\(1\)\(2\)](#)

- 12 In section 49—  
(a) in subsection (2), in paragraph (b) the reference to a local government area is to be read as a reference to a district and at the end of that subsection there is inserted—  
“(c) whether or not a person registered as an elector in a district was during the whole of the period of three months ending on the qualifying date resident in Northern Ireland”, and  
(b) in subsection (5) “or entered in the list of proxies” is omitted.
- 13 In section 50, for paragraph (c) there is substituted—  
“(c) in any list, notice or other document required for the purposes of this Part of this Act”.
- 14 In section 53—  
<sup>F25</sup>(a) in subsection (1)(a) omit the words from “and any special lists” to the end,  
(b) for subsection (1)(b) substitute—

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(“ with respect to—

(i) the procedure to be followed in the preparation of the register, and

(ii) the place and manner of its publication; and;”.]

[<sup>F26</sup>(ba) subsection (1)(ba) is omitted;]

(c) in subsection (1)(c) “or to voting by post or proxy” is omitted.

#### Textual Amendments

**F25** Sch. 1 Pt. 2 para. 14(a)(b) substituted (29.1.2001 for specified purposes and otherwise 16.2.2001) by 2000 c. 2, s. 8, **Sch. 3 para. 4(4)**; S.I. 2001/116, **art. 2(1)(2)**

**F26** Sch. 1 Pt. 2 para. 14(ba) inserted (27.8.2022) by [Elections Act 2022 \(c. 37\)](#), s. 67(1), **Sch. 6 para. 30(2)**; S.I. 2022/916, **art. 2(f)(ii)**

15 In section 54, in subsections (3) and (4) paragraph (a) is omitted.

[<sup>F27</sup>16 In section 58, omit [<sup>F28</sup>subsection (1)(bb) and (c)] and after subsection (2) insert—  
“(2A) No appeal lies from the decision of the Court of Appeal on appeal from a decision of the county court under this section.”.]

#### Textual Amendments

**F27** Sch. 1 Pt. 2 para. 16 substituted (14.5.2008) by [Northern Ireland \(Miscellaneous Provisions\) Act 2006 \(c. 33\)](#), ss. 10(2), 30(1), 31, **Sch. 4 para. 7(5)**; S.I. 2008/1318, **art. 2**

**F28** Words in Sch. 1 Pt. 2 para. 16 substituted (16.1.2023) by [Elections Act 2022 \(c. 37\)](#), s. 67(1), **Sch. 6 para. 30(3)**; S.I. 2022/1401, **reg. 2(f)(x)** (with **reg. 3(3)**)

17 In section 59, in subsection (3)(a) the words from “and of” to the end are omitted.

<sup>F29</sup>18 . . . . .

#### Textual Amendments

**F29** Sch. 1 Pt. 2 para. 18A substituted for Sch. 1 Pt. 2 para. 18 (27.8.2022) by [Elections Act 2022 \(c. 37\)](#), s. 67(1), **Sch. 6 para. 30(4)**; S.I. 2022/916, **art. 2(f)(ii)**

[<sup>F29</sup>18A In Schedule 2, references to applications under sections 13BD, 13BE and 13C and documents or cards issued under any of those sections are to be disregarded, and the following are omitted—

(a) in paragraph 1A—

(i) sub-paragraph (1A)(b)(iii);

(ii) in sub-paragraph (6), “or a relevant absent voting application”;

(iii) sub-paragraphs (7)(a) and (8);

(b) in paragraph 5(2), “or with his appointment as a proxy”;

(c) paragraphs 5ZA and 5A;

(d) in paragraph 13(1)(a), “or paragraph 2”.]

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#### **Textual Amendments**

- F29** Sch. 1 Pt. 2 para. 18A substituted for Sch. 1 Pt. 2 para. 18 (27.8.2022) by [Elections Act 2022 \(c. 37\)](#), s. 67(1), [Sch. 6 para. 30\(4\)](#); S.I. 2022/916, art. 2(f)(ii)

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**Changes and effects yet to be applied to :**

- Sch. 1 Pt. 1 words inserted by [2022 c. 37 Sch. 8 para. 9\(4\)](#)

**Changes and effects yet to be applied to the whole Act associated Parts and Chapters:**

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- Sch. 1 Pt. 2 para. 11A11B inserted by [2022 c. 37 Sch. 8 para. 9\(5\)\(c\)](#)
- Sch. 1 Pt. 2 para. 7A substituted by [2022 c. 37 Sch. 8 para. 9\(5\)\(b\)](#)
- Sch. 1 Pt. 2 para. 12(b) substituted by [2022 c. 37 Sch. 8 para. 9\(5\)\(d\)](#)
- Sch. 1 Pt. 2 para. 7 words inserted by [2022 c. 37 Sch. 8 para. 9\(5\)\(a\)](#)