



# European Union Referendum Act 2015

## 2015 CHAPTER 36

### *Supplemental*

#### **9 Regulations**

- (1) Any power under this Act to make regulations, apart from the power of the Electoral Commission under paragraph 16(10) of Schedule 3, is exercisable by statutory instrument.
- (2) Subject to subsection (3), a statutory instrument containing regulations under this Act may not be made unless a draft of the instrument has been laid before, and approved by a resolution of, each House of Parliament.
- (3) Subsection (2) does not apply to a statutory instrument containing only regulations within subsection (4).
- (4) Regulations within this subsection are any of the following—
  - (a) regulations under section 13;
  - (b) regulations made by the Minister under paragraph 16 of Schedule 3.
- (5) Regulations under this Act, other than regulations under section 13 or paragraph 16 of Schedule 3, may contain supplemental, consequential, incidental, transitional or saving provision.
- (6) Section 26 of the Welsh Language Act 1993 (power to prescribe Welsh forms) applies in relation to regulations under this Act as it applies in relation to Acts of Parliament.

#### **10 Financial provisions**

- (1) The following are to be paid out of money provided by Parliament—
  - (a) expenditure incurred under this Act by the Minister;
  - (b) any increase attributable to this Act in the sums payable under any other Act out of money so provided.
- (2) There is to be paid into the Consolidated Fund any increase attributable to this Act in the sums payable into that Fund under any other Act.

## 11 Definitions

(1) In this Act—

“the 1983 Act” means the Representation of the People Act 1983;

“the 2000 Act” means the Political Parties, Elections and Referendums Act 2000;

“the 2011 Act” means the Parliamentary Voting System and Constituencies Act 2011;

“body”, without more, means a body corporate or any combination of persons or other unincorporated association;

“Chief Counting Officer” means the Chief Counting Officer for the referendum (see section 128(2) of the 2000 Act);

“conduct regulations” means regulations under section 4(1)(a);

“counting officer” has the meaning given by paragraph 3 of Schedule 3;

“designated organisation” means a person or body designated under section 108 of the 2000 Act (designation of organisations to whom assistance is available) in respect of the referendum;

“document” means a document in whatever form;

“enactment” includes—

- (a) any provision of an Act,
- (b) any provision of, or of any instrument made under, an Act of the Scottish Parliament,
- (c) any provision of, or of any instrument made under, Northern Ireland legislation, and
- (d) any provision of subordinate legislation (within the meaning of the Interpretation Act 1978);

“Gibraltar conduct law” has the meaning given by section 5(2);

“the Gibraltar standard scale” means the standard scale set out in Part A of Schedule 9 to the Criminal Procedure and Evidence Act;

“the Minister” means the Secretary of State or the <sup>[F1]</sup>Minister for the Cabinet Office];

“permitted participant” means a person who, in relation to the referendum, is a permitted participant within the meaning given by section 105(1) of the 2000 Act (as modified by paragraph 2 of Schedule 1);

“the referendum” means the referendum under section 1;

“referendum expenses” has the meaning given by section 111 of the 2000 Act (see also paragraph 19 of Schedule 1);

“the referendum period” has the meaning given by paragraph 1 of Schedule 1;

“Regional Counting Officer” means an officer appointed under paragraph 5(1) of Schedule 3;

“registered party” and “minor party” have the same meaning as in the 2000 Act (see section 160(1) of that Act);

“registration officer” has the meaning given by section 8 of the 1983 Act;

“responsible person”, in relation to a permitted participant, means the responsible person within the meaning given by section 105(2) of the 2000 Act (as modified by paragraph 5 of Schedule 1);

“voting area” has the meaning given by subsection (2).

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*Changes to legislation:* There are currently no known outstanding effects for the European Union Referendum Act 2015, Cross Heading: Supplemental. (See end of Document for details)

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- (2) Each of the following, as it exists on the day of the referendum, is a “voting area” for the purposes of this Act—
- (a) a district in England for which there is a district council;
  - (b) a county in England in which there are no districts with councils;
  - (c) a London borough;
  - (d) the City of London (including the Inner and Middle Temples);
  - (e) the Isles of Scilly;
  - (f) a county or county borough in Wales;
  - (g) a local government area in Scotland;
  - (h) Northern Ireland;
  - (i) Gibraltar.
- (3) References in this Act to a named Act (with no date) are to the Gibraltar Act of that name.

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**Textual Amendments**

- F1** Words in s. 11(1) substituted (9.11.2016) by [The Transfer of Functions \(Elections, Referendums, Third Sector and Information\) Order 2016 \(S.I. 2016/997\)](#), art. 1(2), **Sch. 2 para. 30** (with art. 12)

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