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**Changes to legislation:** Elections Act 2022, Paragraph 10 is up to date with all changes known to be in force on or before 21 April 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

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## SCHEDULES

### SCHEDULE 8

#### VOTING AND CANDIDACY RIGHTS OF EU CITIZENS

##### PART 3

###### AMENDMENTS IN RELATION TO CERTAIN ELECTIONS IN NORTHERN IRELAND

###### *Northern Ireland Act 1998*

- 10 (1) Section 36 of the Northern Ireland Act 1998 (disqualification) is amended as follows.
- (2) After subsection (4) insert—
- “(4A) A person who is a qualifying EU citizen or an EU citizen with retained rights is disqualified for membership of the Assembly unless the person is resident for the purposes of section 4(3) of the Representation of the People Act 1983 in—
- (a) an electoral area in Great Britain, or
  - (b) a district electoral area in Northern Ireland.”
- (3) In subsection (7), for “citizen of the European Union” substitute “qualifying EU citizen or an EU citizen with retained rights”.
- (4) After subsection (7) insert—
- “(8) In this section, “qualifying EU citizen” and “EU citizen with retained rights” have the same meaning as in the Representation of the People Act 1983 (see sections [203A](#) and [203B](#) of that Act).”

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#### Commencement Information

- I1** Sch. 8 para. 10 not in force at Royal Assent, see [s. 67\(1\)](#)
- I2** [Sch. 8 para. 10](#) in force at 1.11.2023 for specified purposes by [S.I. 2023/1145](#), [reg. 3\(i\)\(v\)](#)

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

- Sch. 8 para. 10 coming into force by [S.I. 2023/1145 reg. 5\(b\)](#)

**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. 8 para. 12(4)(da) inserted by [2023 c. 55 Sch. 4 para. 230](#)
- Sch. 9 para. 35(ea) inserted by [2023 c. 47 s. 3\(3\)](#)