

Status: This version of this provision is prospective.

Changes to legislation: Elections Act 2022, Paragraph 9 is up to date with all changes known to be in force on or before 20 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

SCHEDULES

SCHEDULE 8

VOTING AND CANDIDACY RIGHTS OF EU CITIZENS

PART 3

AMENDMENTS IN RELATION TO CERTAIN ELECTIONS IN NORTHERN IRELAND

PROSPECTIVE

Elected Authorities (Northern Ireland) Act 1989

- 9 (1) The Elected Authorities (Northern Ireland) Act 1989 is amended as follows.
- (2) In section 1(1)(c) (local electors in Northern Ireland), for “or a relevant citizen of the Union” substitute “, a qualifying EU citizen or an EU citizen with retained rights”.
- (3) In section 10(1) (interpretation)—
- (a) omit the definitions of “citizen of the Union” and “relevant citizen of the Union”;
- (b) at the appropriate place insert—
- ““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);”.
- (4) In Part 1 of Schedule 1 (provisions of RPA 1983 applied to local elections), at the end insert—
- “Sections 203A and 203B (meaning of “qualifying EU citizen” and “EU citizen with retained rights”).
- Schedule 6A (list of countries for the purposes of section 203A).”
- (5) In Part 2 of Schedule 1 (modifications of provisions of RPA 1983 applied to local elections)—
- (a) in paragraph 7, before sub-paragraph (2) insert—
- “(1A) In section 4(3)(c)—
- (a) in sub-paragraph (i), omit “in relation to a local government election in England,”, and
- (b) omit sub-paragraph (ii) (and the “or” preceding it).”;
- (b) for paragraph 7A substitute—
- “7A In section 7B—
- (a) references to the United Kingdom are to be read as references to Northern Ireland;

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- (b) in subsection (3)(e)—
 - (i) in sub-paragraph (i), omit “in England,”, and
 - (ii) omit sub-paragraph (ii) (and the “or” preceding it);
- (c) in subsection (7)(a)—
 - (i) in sub-paragraph (i), omit “in England,”, and
 - (ii) omit sub-paragraph (ii) (and the “or” preceding it).”;
- (c) before paragraph 12 insert—
 - “11A In section 15(5)(a)—
 - (a) in sub-paragraph (i), omit “in England,”, and
 - (b) omit sub-paragraph (ii) (and the “or” preceding it).
 - 11B In section 17(1)(c)—
 - (a) in sub-paragraph (i), omit “in England,”, and
 - (b) omit sub-paragraph (ii) (and the “or” preceding it).”;
- (d) in paragraph 12, for paragraph (b) substitute—
 - “(b) in subsection (5)—
 - (i) in the first sentence, omit “, or entered in the list of proxies,”,
 - (ii) in paragraph (b)(iiia), omit “in England or entered in the list of proxies”, and
 - (iii) omit paragraph (b)(iv).”

Commencement Information

II Sch. 8 para. 9 not in force at Royal Assent, see [s. 67\(1\)](#)

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Changes and effects yet to be applied to :

- Sch. 8 para. 9 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\(3\)](#)