
S T A T U T O R Y I N S T R U M E N T S

1986 No. 1080(C. 29)

REPRESENTATION OF THE PEOPLE

**The Representation of the People Act 1985 (Commencement
No. 3) Order 1986**

Made - - - *25th June 1986*

In exercise of the powers conferred upon me by section 29(2) of the Representation of the People Act 1985(a), I hereby make the following Order:—

1.— (1) This Order may be cited as the Representation of the People Act 1985 (Commencement No. 3) Order 1986.

(2) In this Order “Act of 1985” means the Representation of the People Act 1985.

2. Sections 1 to 4 (extension of franchise to British citizens overseas) and subsections (1), (2) and (4) of section 12 (offences as to declarations etc.) of the Act of 1985 shall come into force on the sixteenth day after the day on which this Order is made.

3. Subject to Article 4 below, the provisions of the Act of 1985 which are listed in the Schedule to this Order shall come into force on 16th February 1987.

4.— (1) For the purposes of an application under section 6(1) or 8(6) of the Act of 1985 which is made—

(a) by a person who, on or after the sixteenth day after the day on which this Order is made, has made a service declaration or an overseas elector’s declaration in pursuance of which he is entitled to be registered, and

(b) in respect of an election or elections the poll at which is on or after 16th February 1987,

sections 6, 8, 11 and 12(3) of, and Schedule 2 to, that Act shall come into force on that sixteenth day.

(2) For the purposes of an election or elections the poll at which is on or after 16th February 1987—

(a) 1985 c.50.

- (a) sections 5 to 9, 11 and 12(3) of the Act of 1985,
- (b) Schedule 2 to that Act, and
- (c) in Schedule 5 (repeals) to that Act the entries relating to sections 19 to 22, 32 to 34 and 61 of, rule 27 in Schedule 1 to, and Schedule 8 to, the Representation of the People Act 1983(a),

shall come into force on 1st January 1987.

(3) Section 15 of the Act of 1985 shall not have effect for the purposes of an election in respect of which the notice of election is published before 16th February 1987.

(4) The amendments made by subsections (1), (3), (4) and (5) of section 19 of, and paragraphs 7, 9, 73, 84 and 85 of Schedule 4 to, the Act of 1985 shall not have effect for the purposes of an election in respect of which the notice of election is published before 16th February 1987.

(5) The amendments made by subsections (1), (2), (3) and (6)(b) and (c) of section 19 of the Act of 1985 shall not have effect for the purposes of any vacancy which occurred before 16th February 1987 and the amendment made by section 19(6)(b) shall not apply to any poll which has been demanded before that date.

Douglas Hurd,
One of Her Majesty's Principal
Secretaries of State.

Home Office.
25th June 1986.

SCHEDULE

Article 3.

PROVISIONS OF THE REPRESENTATION OF THE PEOPLE ACT 1985 COMING INTO FORCE ON
16TH FEBRUARY 1987

Provisions of the Act	Subject matter of the provisions
Sections 5 to 11	Voting at parliamentary elections in the United Kingdom and local government elections in Great Britain.
Section 12(3)	Offences as to declarations etc.
Section 15	Combination of polls at parliamentary, European Assembly and local elections.
Section 16	Postponement of poll at parish or community council elections.
Section 19, except subsection (6)(a) (which is already in force).	Timing of elections.
Section 21	Ordinary elections of parish and community councillors: insufficient nominations.
Schedule 2	Manner of voting.
In Schedule 4, the following paragraphs:— paragraph 7; paragraph 9; paragraph 73; paragraphs 79 and 80; paragraphs 84 to 86.	Miscellaneous amendments of the principal Act.
So much of Schedule 5 as is specified in the Appendix to this Schedule.	Repeals.

APPENDIX

REPEALS TAKING EFFECT ON 16TH FEBRUARY 1987

Chapter	Short title	Extent of repeal
5 & 6 Eliz. 2. c.x.	The City of London (Various Powers) Act 1957.	In section 8(1), the words from "section 32" to "(proxies at local government elections)".
1983 c.2.	The Representation of the People Act 1983.	Sections 19 to 22. Sections 32 to 34. Section 38. In section 40(1), the words from "In this subsection" onwards. In section 43(2)(b) the words " , or section 44(2)". Section 44. In section 49, subsection (3). In section 61, in subsection (1)(c) the words "or applies to vote by post", in subsection (2)(d) the words "not being a service voter" and subsection (3)(c). In Schedule 1, rule 2(3). In Schedule 1, rule 27. In Schedule 1, in rule 40(1)(b) the words "named in the list of persons". In Schedule 2, paragraph 5(4). In Schedule 8, in paragraph 3(a)(ii), the words from "section 32" to "(proxies at local government elections)" and paragraph (3)(b) and (c).

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order brings into force all of the remaining provisions of the Representation of the People Act 1985 which may be brought into force by order under section 29(2) of that Act, except paragraph 34 of Schedule 4, and which are not currently in force. Separate provision is made by section 10 of the Representation of the People Act 1985 about the bringing into force of Schedule 1 to that Act.

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