
STATUTORY INSTRUMENTS

2012 No. 444

COUNCIL TAX, ENGLAND

The Local Authorities (Conduct of Referendums)
(Council Tax Increases) (England) Regulations 2012

Made - - - - 17th February 2012

Coming into force in accordance with regulation 1

THE LOCAL AUTHORITIES (CONDUCT OF REFERENDUMS)
(COUNCIL TAX INCREASES) (ENGLAND) REGULATIONS 2012

1. Citation and commencement
2. Interpretation
3. Question to be asked in a referendum
4. Publicity and other information to be provided in connection with referendums by billing authorities
5. Publicity and other information to be provided in connection with referendums by precepting authorities other than the Greater London Authority
6. Publicity and other information to be provided in connection with referendums by the Greater London Authority
7. Further information to be provided in connection with a referendum
8. Calculation of tax for different valuation bands by local precepting authority
9. Provision of information by relevant billing authority
10. Restriction on publication etc of promotional material
11. Statement of reasons for council tax increase
12. General restriction on referendum expenses
13. Notional referendum expenses
14. Conduct of referendum: poll at referendum not taken together with poll at relevant election or referendum
15. Counting officer
16. Chief Counting Officer
17. Combination and timing of polls: general
18. Combination and timing of referendum and election polls: conduct of referendum
19. Combination and timing of referendum and election polls: supplementary provisions relating to elections

Status: This is the original version (as it was originally made).

20. Procedures for questioning referendum
 21. Immediate consequences of referendum petitions
 22. Determination of referendum petitions
 23. Time
 24. Advertisements
 25. Non-domestic rating: premises used for referendum purposes
 26. Application of these regulations where authority calculates basic amounts of council tax for its predecessor areas under the 2008 Regulations
 27. Transitional provisions
- Signature

SCHEDULE 1 — QUESTION TO BE ASKED IN A REFERENDUM

SCHEDULE 2 — MATTERS RELEVANT TO REFERENDUM EXPENSES

1. Advertising of any nature (whatever the medium used). Expenses in...
2. Unsolicited material addressed to voters (whether addressed to them by...
3. Any material of a description referred to in regulation 10(1)...
4. Market research or canvassing conducted for the purposes of ascertaining...
5. The provision of any services or facilities in connection with...
6. Transport (by any means) of persons to any place or...
7. Rallies and other events, including public meetings organised so as...
8. Nothing in paragraphs 1 to 7 is to be taken...

SCHEDULE 3 — THE LOCAL GOVERNMENT FINANCE ACT REFERENDUMS RULES

PART 1 — Citation and interpretation

1. Citation
2. Interpretation

PART 2 — Provisions as to time

3. Timetable
4. Computation of time

PART 3 — General provisions

5. Notice of referendum
6. Poll to be taken by ballot
7. The ballot papers
8. The corresponding number list
9. The official mark
10. Prohibition of disclosure of vote
11. Use of schools and public rooms

PART 4 — Action to be taken before the poll

12. Notice of poll
13. Postal ballot papers
14. Provision of polling stations
15. Appointment of presiding officers and polling clerks
16. Issue of official poll cards
17. Equipment of polling stations
18. Appointment of polling observers and counting observers
19. Notification of requirement of secrecy
20. Return of postal ballot papers

PART 5 — The Poll

21. Admission to polling station

22. Keeping of order in station
23. Sealing of ballot boxes
24. Questions to be put to voters and proxies
25. Challenge of voter or proxy
26. Voting procedure
27. Votes marked by presiding officer
28. Voting by persons with disabilities
29. Tendered ballot papers: circumstances where available
30. Tendered ballot papers: general provisions
31. Spoilt ballot papers
32. Correction of errors on day of poll
33. Adjournment of poll in case of riot
34. Procedure on close of poll
 - PART 6 — Counting of votes
35. Attendance at counting of votes
36. The count
37. Rejected ballot papers
38. Decisions on ballot papers
 - PART 7 — Declaration of result and disposal of documents
39. Declaration of result
40. Chief Counting Officer's re-count
41. Counting officer's statement and declaration of result
42. Sealing up of ballot papers
43. Delivery of documents to relevant registration officer
44. Orders for production of documents
45. Retention of documents
 - PART 8 — Appendix of forms

SCHEDULE 4 — Application, with modifications, of Acts and subordinate legislation

1. Interpretation

SCHEDULE 5 — The Local Government Finance Act Referendums (Combination of Polls) Rules

PART 1 — Citation and interpretation

1. Citation
2. Interpretation
 - PART 2 — Provisions as to time
3. Timetable
4. Computation of time

PART 3 — General provisions

5. Notice of referendum
6. Poll to be taken by ballot
7. The ballot papers
8. The corresponding number list
9. The official mark
10. Prohibition of disclosure of vote
11. Use of schools and public rooms

PART 4 — Action to be taken before the poll

12. Notice of Poll
13. Postal ballot papers
14. Provision of polling stations
15. Appointment of presiding officers and clerks
16. Issue of official poll cards

Status: This is the original version (as it was originally made).

17. Equipment of polling stations
18. Appointment of counting observers
19. Appointment of polling observers
20. Notification of requirement of secrecy in respect of polling stations
21. Notification of requirement of secrecy in respect of the count
22. Return of postal ballot papers
 - PART 5 — The poll
23. Admission to the polling station
24. Keeping of order in station
25. Sealing of ballot boxes
26. Questions to be put to voters and proxies
27. Challenge of voter or proxy
28. Voting procedure
29. Votes marked by presiding officer
30. Voting by persons with disabilities
31. Tendered ballot papers: circumstances where available
32. Tendered ballot papers: general provisions
33. Spoilt ballot papers
34. Correction of errors on day of poll
35. Adjournment of poll in case of riot
36. Procedure on close of poll
 - PART 6 — Counting of votes
37. Attendance at counting of votes
38. The count
39. Rejected ballot papers
40. Decisions on ballot papers
 - PART 7 — Final Proceedings and Miscellaneous
41. Declaration of result
42. Chief Counting Officer's re-count
43. Counting officer's statement and declaration of result
44. Sealing up of ballot papers
45. Delivery of documents to relevant registration officer
46. Orders for production of documents
47. Retention of documents
48. Countermand or abandonment of poll at election on death of candidate
 - PART 8 — Appendix of Forms

SCHEDULE 6 — Application, with modifications, of the Representation of the People Act 1983 in relation to referendum petitions

SCHEDULE 7 — Modifications of the Election Petition Rules 1960

Explanatory Note