
STATUTORY INSTRUMENTS

2016 No. 295

REPRESENTATION OF THE PEOPLE

The Recall of MPs Act 2015 (Recall Petition) Regulations 2016

Made - - - - 3rd March 2016

Coming into force in accordance with regulation 1

**THE RECALL OF MPS ACT 2015
(RECALL PETITION) REGULATIONS 2016**

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Changes to legislation: There are outstanding changes not yet made by the [legislation.gov.uk](https://www.legislation.gov.uk) editorial team to The Recall of MPs Act 2015 (Recall Petition) Regulations 2016. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details) [View outstanding changes](#)

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Changes to legislation: There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Recall of MPs Act 2015 (Recall Petition) Regulations 2016. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details) [View outstanding changes](#)

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Changes to legislation: There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Recall of MPs Act 2015 (Recall Petition) Regulations 2016. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

SCHEDULES

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1. (1) Part 3 of the 1983 Act (legal proceedings) applies...
2. General modifications
3. Questioning of a recall petition
4. In section 121 (presentation and service of a recall petition)...
5. In section 122 (time for presentation or amendment of a...)
6. In section 123 (constitution of the election court and place)...
7. Omit sections 127 to 135A (questioning of a local election)...
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9. In section 138 (list of petitions)— (a) in subsection (1),...
10. In section 139 (trial of petition)— (a) in subsection (1),...
11. In section 140 (witnesses), in subsection (1), omit the words...
12. In section 143 (expenses of witnesses), in subsection (2), omit...
13. In section 144 (conclusion of trial of recall petition complaint)—...
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20. In section 159 (MP reported guilty of corrupt or illegal)...
21. In section 160 (persons reported personally guilty of corrupt or)...
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23. Omit section 165 (avoidance of election for employing corrupt agent)...
24. In section 166 (signatures to be struck off for corrupt)...

25. Power to except innocent act from being illegal practice, payment, employment or hiring
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28. In section 173 (incapacities on conviction of corrupt or illegal...
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31. Omit section 177 (local election offences punishable summarily).
32. In section 178 (prosecution of offences committed outside the United...
33. In section 179 (offences by associations)— (a) for “section 100...
34. In section 180 (evidence by certificate of holding of recall...
35. In section 181 (Director of Public Prosecutions), in subsection (1),...
36. Supplemental
37. In section 183 (costs), for “Part 2 or this Part...
38. In section 184 (service of notices)— (a) in subsection (1),...
39. In section 185 (interpretation of Part 3)—
PART 2 — THE ELECTION PETITION RULES 1960
40. (1) The Election Petition Rules 1960 apply for the purposes...
41. In rule 2 (definitions)— (a) omit the definitions of “local...
42. In rule 4 (form of petition), in paragraph (1)—
43. In rule 6 (notice to be given to respondent and...
44. In rule 9 (display etc of notice of time and...
45. In rule 10 (duty to specify matters in issue in...
46. Omit rules 14 (petition abated in the event of a...
47. In rule 19 (computation of time)— (a) in paragraph (1),...
48. In the Schedule (form of recall petition complaint), for the...

Explanatory Note

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Changes and effects yet to be applied to :

- Sch. 2 Pt. 1 Form D modified (temp.) by S.I. 2023/1147 Sch. 2 para. 37(2)
- Sch. 2 Pt. 1 Form F modified (temp.) by S.I. 2023/1147 Sch. 2 para. 37(2)
- Sch. 2 Pt. 1 Form G modified (temp.) by S.I. 2023/1147 Sch. 2 para. 37(2)
- Sch. 2 Pt. 1 Form E modified (temp.) by S.I. 2023/1147 Sch. 2 para. 37(3)
- Sch. 2 Pt. 3 Form D modified (temp.) by S.I. 2023/1147 Sch. 2 para. 37(4)
- Sch. 2 Pt. 3 Form F modified (temp.) by S.I. 2023/1147 Sch. 2 para. 37(4)
- Sch. 2 Pt. 3 Form G modified (temp.) by S.I. 2023/1147 Sch. 2 para. 37(4)
- Sch. 2 Pt. 3 Form E modified (temp.) by S.I. 2023/1147 Sch. 2 para. 37(5)
- Sch. 2 Pt. 2 omitted by S.I. 2022/1382 reg. 92(b)
- Sch. 2 Pt. 1 Form D substituted by S.I. 2022/1382 reg. 92(a)(i) Sch. 12
- Sch. 2 Pt. 1 Form F substituted by S.I. 2022/1382 reg. 92(a)(ii) Sch. 12
- Sch. 2 Pt. 1 Form G substituted by S.I. 2022/1382 reg. 92(a)(iii) Sch. 12
- Sch. 2 Pt. 1 Form H substituted by S.I. 2022/1382 reg. 92(a)(iv) Sch. 12
- Sch. 2 Pt. 1 Form J substituted by S.I. 2022/1382 reg. 92(a)(v) Sch. 12
- Sch. 2 Pt. 1 Form D substituted by S.I. 2023/1147 Sch. 10 Pt. 1
- Sch. 2 Pt. 1 Form F substituted by S.I. 2023/1147 Sch. 10 Pt. 1
- Sch. 2 Pt. 1 Form J substituted by S.I. 2023/1147 Sch. 10 Pt. 1
- Sch. 2 Pt. 3 Form D substituted by S.I. 2023/1147 Sch. 10 Pt. 2
- Sch. 2 Pt. 3 Form F substituted by S.I. 2023/1147 Sch. 10 Pt. 2
- Sch. 2 Pt. 3 Form J substituted by S.I. 2023/1147 Sch. 10 Pt. 2
- Sch. 2 Pt. 1 Form E substituted by S.I. 2023/1225 Sch. 8 Pt. 1
- Sch. 2 Pt. 1 Form G substituted by S.I. 2023/1225 Sch. 8 Pt. 1
- Sch. 2 Pt. 1 Form K substituted by S.I. 2023/1225 Sch. 8 Pt. 1
- Sch. 2 Pt. 1 Form L substituted by S.I. 2023/1225 Sch. 8 Pt. 1
- Sch. 2 Pt. 3 Form E substituted by S.I. 2023/1225 Sch. 8 Pt. 2
- Sch. 2 Pt. 3 Form G substituted by S.I. 2023/1225 Sch. 8 Pt. 2
- Sch. 2 Pt. 3 Form L substituted by S.I. 2023/1225 Sch. 8 Pt. 2
- Sch. 2 Pt. 3 Form M substituted by S.I. 2023/1225 Sch. 8 Pt. 2
- Sch. 3 para. 1(2)(b) substituted by S.I. 2020/581 reg. 13(5)(b)
- Sch. 3 para. 1(3) words omitted by 2018 c. 12 Sch. 19 para. 398
- Sch. 3 para. 3(1)(b)(iv) words substituted by S.I. 2023/1225 reg. 10(22)(a)
- Sch. 4 para. 26(a) substituted by S.I. 2023/1225 reg. 10(23)(b)
- Sch. 4 para. 28(b) substituted by S.I. 2023/1225 reg. 10(23)(c)
- Sch. 4 para. 21(b) words substituted by S.I. 2023/1225 reg. 10(23)(a)
- Regulations applied by 2022 c. 37 Sch. 11 para. 7(3)
- reg. 2(2)(i) words inserted by S.I. 2022/1382 reg. 69(d)
- reg. 2(2)(p) words substituted by S.I. 2023/1225 reg. 10(2)(a)(ii)
- reg. 2(2)(q) words substituted by S.I. 2023/1225 reg. 10(2)(a)(ii)
- reg. 2(2)(r) word substituted by S.I. 2023/1225 reg. 10(2)(a)(iii)
- reg. 3 words inserted by S.I. 2021/1188 art. 9(2)
- reg. 3(1) words inserted by S.I. 2022/1382 reg. 70(a)
- reg. 3(1) words inserted by S.I. 2022/1382 reg. 70(b)
- reg. 3(1) words inserted by S.I. 2023/1147 reg. 19(3)(a)
- reg. 3(1) words inserted by S.I. 2023/1225 reg. 10(3)
- reg. 3(1) words substituted by S.I. 2023/1147 reg. 19(3)(b)
- reg. 17(3)(b) words inserted by S.I. 2022/1382 reg. 71(a)(i)
- reg. 17(3)(b) words substituted by S.I. 2022/1382 reg. 71(a)(ii)
- reg. 18(8) words inserted by S.I. 2022/1382 reg. 72(b)
- reg. 19(4)(b) substituted by S.I. 2022/1309 reg. 12(1)(a)
- reg. 25 modified (temp.) by S.I. 2023/1147 Sch. 2 para. 32(2)

- reg. 25 Table words inserted by S.I. 2022/1382 reg. 75(a)
- reg. 25 table words omitted by S.I. 2023/1147 reg. 19(4)(a)(iii)
- reg. 25 table words substituted by S.I. 2023/1147 reg. 19(4)(a)(i)
- reg. 25 table words substituted by S.I. 2023/1147 reg. 19(4)(a)(ii)
- reg. 25(2) words substituted by S.I. 2023/1147 reg. 19(4)(b)
- reg. 25(4) words substituted by S.I. 2022/1382 reg. 75(c)
- reg. 25(5) words inserted by S.I. 2022/1382 reg. 75(e)
- reg. 27(1) words substituted by S.I. 2022/1382 reg. 76(2)(a)
- reg. 27(1)(a) omitted by S.I. 2022/1382 reg. 76(2)(b)
- reg. 27(2) words omitted by S.I. 2022/1382 reg. 76(4)
- reg. 27(3) words substituted by S.I. 2022/1382 reg. 76(5)
- reg. 39(3)(c) word omitted by S.I. 2023/1225 reg. 10(5)(a)(i)
- reg. 39(5)(b) word omitted by S.I. 2023/1225 reg. 10(5)(b)(i)
- reg. 39(6) words inserted by S.I. 2018/699 reg. 8(2)(a)
- reg. 39(6) words substituted by S.I. 2018/699 reg. 8(2)(b)
- reg. 46 heading words inserted by S.I. 2020/581 reg. 13(2)(a)
- reg. 50(4) word omitted by S.I. 2023/1147 reg. 19(5)(b)
- reg. 50(4) words substituted by S.I. 2023/1147 reg. 19(5)(a)
- reg. 51(1) words omitted by S.I. 2023/1147 reg. 19(6)(a)
- reg. 51(4)(a) substituted by S.I. 2023/1147 reg. 19(6)(c)
- reg. 51(7) words omitted by S.I. 2023/1147 reg. 19(6)(d)
- reg. 51(9) word omitted by S.I. 2023/1147 reg. 19(6)(f)
- reg. 52(1)(a) words inserted by S.I. 2018/699 reg. 8(3)(a)(i)
- reg. 52(1)(d) words inserted by S.I. 2018/699 reg. 8(3)(a)(ii)
- reg. 54(1)(d) words inserted by S.I. 2018/699 reg. 8(4)(a)(i)
- reg. 57(5) excluded (temp.) by S.I. 2023/1147 Sch. 2 para. 34(1)
- reg. 58(7)(a) substituted by S.I. 2023/1147 reg. 19(8)(b)
- reg. 60(6) words inserted by S.I. 2022/1382 reg. 85
- reg. 60(7)(b) words substituted by S.I. 2023/1147 reg. 19(9)(c)
- reg. 63(1) words omitted by S.I. 2023/1147 reg. 19(10)(a)
- reg. 64(2)(i) words substituted by S.I. 2019/1094 Sch. 3 para. 39(a) (This amendment comes into force on the date on which Children and Social Work Act 2017 (c. 16), s. 39(1) comes into force. That provision comes into force on 2.12.2019 by S.I. 2019/1436, reg. 2(b))
- reg. 64(2)(m)(i) words substituted by S.I. 2019/1094 Sch. 3 para. 39(b) (This amendment comes into force on the date on which Children and Social Work Act 2017 (c. 16), s. 39(1) comes into force. That provision comes into force on 2.12.2019 by S.I. 2019/1436, reg. 2(b))
- reg. 64(5)(b)(iii) word inserted by S.I. 2021/1188 art. 9(3)(b)
- reg. 64(5)(b)(iii) word omitted by S.I. 2022/332 art. 9(2)(a)
- reg. 64(5)(b)(ii) word omitted by S.I. 2021/1188 art. 9(3)(a)
- reg. 65(4)(b)(iii) word inserted by S.I. 2021/1188 art. 9(4)(b)
- reg. 65(4)(b)(iii) word omitted by S.I. 2022/332 art. 9(3)(a)
- reg. 65(4)(b)(ii) word omitted by S.I. 2021/1188 art. 9(4)(a)
- reg. 69 heading words inserted by S.I. 2022/1382 reg. 87
- reg. 71(2) words substituted by S.I. 2022/1382 reg. 89(2)
- reg. 71(3) words substituted by S.I. 2022/1382 reg. 89(4)
- reg. 71(4) words inserted by S.I. 2022/1382 reg. 89(5)(a)
- reg. 71(4) words omitted by S.I. 2022/1382 reg. 89(5)(b)
- reg. 73(1) substituted by S.I. 2023/1147 reg. 19(14)(a)
- reg. 99(1) substituted by S.I. 2023/1225 reg. 10(7)(a)
- reg. 99(2) words inserted by S.I. 2023/1225 reg. 10(7)(b)(iii)
- reg. 99(2) words substituted by S.I. 2023/1225 reg. 10(7)(b)(i)
- reg. 99(2) words substituted by S.I. 2023/1225 reg. 10(7)(b)(ii)
- reg. 99(3) words substituted by S.I. 2023/1225 reg. 10(7)(d)
- reg. 99(4) substituted by S.I. 2023/1225 reg. 10(7)(e)
- reg. 102 words substituted by S.I. 2023/1225 reg. 10(9)
- reg. 106(1)(b) words inserted by S.I. 2023/1225 reg. 10(11)(a)

- reg. 106(1)(b) words substituted by S.I. 2023/1225 reg. 10(11)(b)
- reg. 110 heading words substituted by S.I. 2023/1225 reg. 10(12)(a)
- reg. 110(1) word substituted by S.I. 2023/1225 reg. 10(12)(b)(i)
- reg. 110(1) words substituted by S.I. 2023/1225 reg. 10(12)(b)(ii)
- reg. 111 heading words substituted by S.I. 2023/1225 reg. 10(14)
- reg. 114(1)(a) words inserted by S.I. 2023/1225 reg. 10(16)(a)
- reg. 114(3) word substituted by S.I. 2023/1225 reg. 10(16)(b)(i)
- reg. 114(3)(a) words substituted by S.I. 2023/1225 reg. 10(16)(b)(ii)
- reg. 114(3)(b) words inserted by S.I. 2023/1225 reg. 10(16)(b)(iii)
- reg. 114(4) word substituted by S.I. 2023/1225 reg. 10(16)(c)(i)
- reg. 114(4) words substituted by S.I. 2023/1225 reg. 10(16)(c)(ii)
- reg. 114(6) function made exercisable concurrently with the Minister for the Cabinet Office by S.I. 2016/997 art. 9
- reg. 114(6) word substituted by S.I. 2016/997 Sch. 2 para. 39
- reg. 115 heading word substituted by S.I. 2023/1225 reg. 10(17)(a)
- reg. 115(1) words substituted by S.I. 2023/1225 reg. 10(17)(b)(i)
- reg. 115(2)(b) words inserted by S.I. 2023/1225 reg. 10(17)(c)
- reg. 119(4) excluded (temp.) by S.I. 2023/1147 Sch. 2 para. 34(1)
- reg. 119(4) substituted by S.I. 2023/1147 reg. 19(16)(b)
- reg. 123(6) word substituted by S.I. 2023/1225 reg. 10(20)(b)(ii)
- reg. 123(6) words inserted by S.I. 2023/1225 reg. 10(20)(b)(i)
- reg. 136 substituted by S.I. 2023/1141 reg. 8(4)
- reg. 143(4) substituted by S.I. 2023/1147 reg. 19(17)
- reg. 144(2)(b) words substituted by S.I. 2022/1382 reg. 91(a)

Changes and effects yet to be applied to the whole Instrument associated Parts and Chapters:

Whole provisions yet to be inserted into this Instrument (including any effects on those provisions):

- Sch. 3 para. 1(1)(e)(ia) inserted by S.I. 2020/581 reg. 13(5)(a)(ii)
- Sch. 3 para. 3(1)(b)(v) inserted by S.I. 2023/1225 reg. 10(22)(b)
- Sch. 3 para. 1(1)(e)(i) words omitted by S.I. 2020/581 reg. 13(5)(a)(i)
- reg. 2(2)(aa) inserted by S.I. 2022/1382 reg. 69(b)
- reg. 2(2)(ea) inserted by S.I. 2022/1382 reg. 69(c)
- reg. 2(2)(ia) inserted by S.I. 2022/1382 reg. 69(e)
- reg. 2(2)(ja) inserted by S.I. 2022/1382 reg. 69(f)
- reg. 2(2)(jb)-(je) inserted by S.I. 2023/1147 reg. 19(2)
- reg. 2(2)(ma)-(mc) inserted by S.I. 2023/1225 reg. 10(2)(a)(i)
- reg. 2(2)(za) inserted by S.I. 2022/1382 reg. 69(a)
- reg. 2(5)(ma)(mb) inserted by S.I. 2023/1225 reg. 10(2)(b)
- reg. 17(3)(c) inserted by S.I. 2022/1382 reg. 71(b)
- reg. 18(7)(fa) inserted by S.I. 2022/1382 reg. 72(a)
- reg. 19(3A) inserted by S.I. 2022/1382 reg. 73(a)
- reg. 19(4A) inserted by S.I. 2022/1309 reg. 12(1)(b)
- reg. 19(5A) inserted by S.I. 2022/1382 reg. 73(b)
- reg. 20A inserted by S.I. 2022/1382 reg. 74
- reg. 22(1)(ba) inserted by S.I. 2023/1225 reg. 10(4)
- reg. 25(3A) inserted by S.I. 2022/1382 reg. 75(b)
- reg. 25(4A)-(4C) inserted by S.I. 2022/1382 reg. 75(d)
- reg. 25(6) inserted by S.I. 2022/1382 reg. 75(f)
- reg. 27(1A)-(1N) inserted by S.I. 2022/1382 reg. 76(3)
- reg. 29(2A) inserted by S.I. 2022/1382 reg. 77
- reg. 30(7A) inserted by S.I. 2022/1382 reg. 78
- reg. 30A inserted by S.I. 2022/1382 reg. 79
- reg. 33(5)(ea) inserted by S.I. 2022/1382 reg. 80
- reg. 37(1)(ea) inserted by S.I. 2022/1382 reg. 81

- reg. 39(3)(e) and word inserted by S.I. 2023/1225 reg. 10(5)(a)(ii)
- reg. 39(5)(d) and word inserted by S.I. 2023/1225 reg. 10(5)(b)(ii)
- reg. 43(2)(ba) inserted by S.I. 2022/1382 reg. 82
- reg. 44(1)(da) inserted by S.I. 2022/1382 reg. 83
- reg. 45(1A) inserted by S.I. 2022/1382 reg. 84
- reg. 46(1) reg. 46 renumbered as reg. 46(1) by S.I. 2020/581 reg. 13(2)(b)
- reg. 46(2) inserted by S.I. 2020/581 reg. 13(2)(c)
- reg. 46(2) words inserted by S.I. 2023/1225 reg. 10(6)
- reg. 51(1A)(1B) inserted by S.I. 2023/1147 reg. 19(6)(b)
- reg. 51(7A) inserted by S.I. 2023/1147 reg. 19(6)(e)
- reg. 52(1)(da) inserted by S.I. 2018/699 reg. 8(3)(a)(iii)
- reg. 52(1A) inserted by S.I. 2018/699 reg. 8(3)(b)
- reg. 52(9)(10) inserted by S.I. 2018/699 reg. 8(3)(c)
- reg. 52(9)-(9B) substituted for reg. 52(9) by S.I. 2020/581 reg. 13(3)(a)
- reg. 52(10) words substituted by S.I. 2020/581 reg. 13(3)(b)
- reg. 54(1)(da) inserted by S.I. 2018/699 reg. 8(4)(a)(ii)
- reg. 54(1A) inserted by S.I. 2018/699 reg. 8(4)(b)
- reg. 54(6)(7) inserted by S.I. 2018/699 reg. 8(4)(c)
- reg. 54(6)-(6B) substituted for reg. 54(6) by S.I. 2020/581 reg. 13(4)(a)
- reg. 54(7) words substituted by S.I. 2020/581 reg. 13(4)(b)
- reg. 57(3)(za) inserted by S.I. 2023/1147 reg. 19(7)(a)
- reg. 57(5)(5A) substituted for reg. 57(5) by S.I. 2023/1147 reg. 19(7)(b)
- reg. 58(6A) inserted by S.I. 2023/1147 reg. 19(8)(a)
- reg. 60(1)(aa) inserted by S.I. 2023/1147 reg. 19(9)(a)
- reg. 60(6A)-(6E) inserted by S.I. 2023/1147 reg. 19(9)(b)
- reg. 63(1A) inserted by S.I. 2023/1147 reg. 19(10)(b)
- reg. 63A inserted by S.I. 2022/1382 reg. 86
- reg. 64(5)(b)(v) and word inserted by S.I. 2022/332 art. 9(2)(b)
- reg. 64(5)(b)(iv) inserted by S.I. 2021/1188 art. 9(3)(c)
- reg. 65(4)(b)(v) and word inserted by S.I. 2022/332 art. 9(3)(b)
- reg. 65(4)(b)(iv) inserted by S.I. 2021/1188 art. 9(4)(c)
- reg. 68(6A) inserted by S.I. 2023/1147 reg. 19(11)
- reg. 69A inserted by S.I. 2022/1382 reg. 88
- reg. 71(2A) inserted by S.I. 2022/1382 reg. 89(3)
- reg. 71(4A)(4B) inserted by S.I. 2022/1382 reg. 89(6)
- reg. 71(4A) words inserted by S.I. 2023/1147 reg. 19(12)(a)
- reg. 71(4C) inserted by S.I. 2023/1147 reg. 19(12)(b)
- reg. 71(8) inserted by S.I. 2022/1382 reg. 89(7)
- reg. 71A inserted by S.I. 2022/1382 reg. 90
- reg. 72A-72C inserted by S.I. 2023/1147 reg. 19(13)
- reg. 73(9)-(13) inserted by S.I. 2023/1147 reg. 19(14)(b)
- reg. 73A inserted by S.I. 2023/1147 reg. 19(15)
- reg. 99(2A) inserted by S.I. 2023/1225 reg. 10(7)(c)
- reg. 99A-99D inserted by S.I. 2023/1225 reg. 10(8)
- reg. 102A-102E inserted by S.I. 2023/1225 reg. 10(10)
- reg. 110(6)-(9) inserted by S.I. 2023/1225 reg. 10(12)(c)
- reg. 110A inserted by S.I. 2023/1225 reg. 10(13)
- reg. 112(1)(f) inserted by S.I. 2023/1225 reg. 10(15)(a)
- reg. 112(2)(d) inserted by S.I. 2023/1225 reg. 10(15)(b)
- reg. 115(1)(a)(i) words in reg. 115(1)(a) renumbered as reg. 115(1)(a)(i) by S.I. 2023/1225 reg. 10(17)(b)(ii)(aa)
- reg. 115(1)(a)(ii)(iii) inserted by S.I. 2023/1225 reg. 10(17)(b)(ii)(bb)
- reg. 115(1)(c)(i) words in reg. 115(1)(c) renumbered as reg. 115(1)(c)(i) by S.I. 2023/1225 reg. 10(17)(b)(iii)(aa)
- reg. 115(1)(c)(ii) inserted by S.I. 2023/1225 reg. 10(17)(b)(iii)(bb)
- reg. 115A inserted by S.I. 2023/1225 reg. 10(18)
- reg. 117(ba) inserted by S.I. 2023/1141 reg. 8(2)
- reg. 119(1A) inserted by S.I. 2023/1147 reg. 19(16)(a)

- reg. 122A inserted by [S.I. 2023/1225](#) reg. 10(19)
- reg. 123(4A)-(4F) inserted by [S.I. 2023/1225](#) reg. 10(20)(a)
- reg. 123A inserted by [S.I. 2023/1141](#) reg. 8(3)
- reg. 144(2A) inserted by [S.I. 2022/1382](#) reg. 91(b)