

SCHEDULES

SCHEDULE 2

Rules for conduct of an election of councillors for a principal area where poll is taken together with poll at a relevant election

PART 4

Counting of Votes and Declaration of Result at Contested Elections

The count: general

59.—(1) This rule applies where the returning officer has mixed the ballot papers under rule 55(10) or 57(4).

(2) The result of the poll must be ascertained by counting the votes given to each candidate.

(3) The candidate or candidates to whom more votes have been given than to the other candidates, up to the number of councillors to be elected, must be declared to have been elected.

(4) Subject to paragraph (5) the returning officer must, so far as practicable, proceed continuously with the counting of votes, allowing only time for refreshment.

(5) The returning officer may exclude any hours between 7 p.m. and 9 a.m. on the following morning.

(6) During any time that is excluded, the returning officer must—

- (a) place the ballot papers and other documents relating to the election under the returning officer's seal and the seals of any principal area counting agents who wish to affix their seals, and
- (b) otherwise take proper precautions for the security of the ballot papers and other documents.

Commencement Information

11 Sch. 2 rule 59 in force at 17.12.2021, see [rule 1](#)

Changes to legislation:

There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Local Elections (Principal Areas) (Wales) Rules 2021. Any changes that have already been made by the team appear in the content and are referenced with annotations.

[View outstanding changes](#)

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. 1 rule 22(3A) inserted by [S.I. 2023/1064 rule 3\(3\)\(b\)](#)
- Sch. 1 rule 28(1A) inserted by [S.I. 2023/1064 rule 3\(4\)\(b\)](#)
- Sch. 1 rule 31(7)(aa) inserted by [S.I. 2023/1064 rule 3\(5\)\(c\)](#)
- Sch. 1 rule 32(9A) inserted by [S.I. 2023/1064 rule 3\(6\)\(b\)](#)
- Sch. 1 rule 32(12) inserted by [S.I. 2023/1064 rule 3\(6\)\(d\)](#)
- Sch. 1 Pt. 4A inserted by [S.I. 2023/1064 rule 4\(2\)](#)
- Sch. 1 Appendix 2A inserted by [S.I. 2023/1064 Sch. 1](#)
- Sch. 1 Appendix 4A inserted by [S.I. 2023/1064 Sch. 2](#)
- Sch. 1 Appendix 5A inserted by [S.I. 2023/1064 Sch. 3](#)
- Sch. 1 Appendix 6A inserted by [S.I. 2023/1064 Sch. 4](#)
- Sch. 1 rule 21(2) substituted by [S.I. 2023/1064 rule 3\(2\)](#)
- Sch. 1 rule 22(3) words inserted by [S.I. 2023/1064 rule 3\(3\)\(a\)](#)
- Sch. 1 rule 32(11) words inserted by [S.I. 2023/1064 rule 3\(6\)\(c\)](#)
- Sch. 1 rule 62(2)(c) words inserted by [S.I. 2023/1064 rule 5\(a\)](#)
- Sch. 1 rule 62(2)(d) words inserted by [S.I. 2023/1064 rule 5\(b\)](#)
- Sch. 1 rule 28(1)(b) words substituted by [S.I. 2023/1064 rule 3\(4\)\(a\)](#)
- Sch. 1 rule 31(4) words substituted by [S.I. 2023/1064 rule 3\(5\)\(a\)](#)
- Sch. 1 rule 31(6)(a) words substituted by [S.I. 2023/1064 rule 3\(5\)\(b\)](#)
- Sch. 1 rule 32(9) words substituted by [S.I. 2023/1064 rule 3\(6\)\(a\)](#)
- Sch. 2 rule 22(3A) inserted by [S.I. 2023/1064 rule 7\(3\)\(b\)](#)
- Sch. 2 rule 28(1A) inserted by [S.I. 2023/1064 rule 7\(4\)\(b\)](#)
- Sch. 2 rule 31(8)(aa) inserted by [S.I. 2023/1064 rule 7\(5\)\(c\)](#)
- Sch. 2 rule 32(11A) inserted by [S.I. 2023/1064 rule 7\(6\)\(b\)](#)
- Sch. 2 rule 32(13A) inserted by [S.I. 2023/1064 rule 7\(6\)\(d\)](#)
- Sch. 2 Pt. 4A inserted by [S.I. 2023/1064 rule 8\(2\)](#)
- Sch. 2 Appendix 2A inserted by [S.I. 2023/1064 Sch. 5](#)
- Sch. 2 Appendix 4A inserted by [S.I. 2023/1064 Sch. 6](#)
- Sch. 2 Appendix 5A inserted by [S.I. 2023/1064 Sch. 7](#)
- Sch. 2 Appendix 6A inserted by [S.I. 2023/1064 Sch. 8](#)
- Sch. 2 rule 21(2) substituted by [S.I. 2023/1064 rule 7\(2\)](#)
- Sch. 2 rule 22(3) words inserted by [S.I. 2023/1064 rule 7\(3\)\(a\)](#)
- Sch. 2 rule 32(13) words inserted by [S.I. 2023/1064 rule 7\(6\)\(c\)](#)
- Sch. 2 rule 66(2)(c) words inserted by [S.I. 2023/1064 rule 9\(a\)](#)
- Sch. 2 rule 66(2)(d) words inserted by [S.I. 2023/1064 rule 9\(b\)](#)
- Sch. 2 rule 28(1)(b) words substituted by [S.I. 2023/1064 rule 7\(4\)\(a\)](#)
- Sch. 2 rule 31(4) words substituted by [S.I. 2023/1064 rule 7\(5\)\(a\)](#)
- Sch. 2 rule 31(6)(a) words substituted by [S.I. 2023/1064 rule 7\(5\)\(b\)](#)
- Sch. 2 rule 32(11) words substituted by [S.I. 2023/1064 rule 7\(6\)\(a\)](#)
- Sch. 2 rule 54(3) words substituted by [S.I. 2023/1064 rule 11](#)