



Senedd and Elections (Wales) Act 2020

2020 anaw 1

PART 4

DISQUALIFICATION

31 Exception from disqualification by virtue of being a Member of Parliament: changes to dates of general elections of Members of the Senedd

- (1) Section 17B of the 2006 Act (exception from disqualification by virtue of being a Member of Parliament: general election of Assembly members within 372 days) is amended as follows.
- (2) After subsection (3) insert—
 - “(3A) Where, at the relevant time, section 3(1A) prevents the poll at the next ordinary general election being held on the day specified in section 3(1)—
 - (a) if an order under section 3(1B) has been made, the expected day is the day on which the poll is required to be held in accordance with section 3(1B);
 - (b) if no order under section 3(1B) has been made, the expected day is the day on which the poll would be held in accordance with section 3(1) if section 3(1A) were disregarded.
 - (3B) Where, at the relevant time, the Presiding Officer has proposed a day for the holding of the poll at the next ordinary general election under section 4(1)—
 - (a) if a proclamation under section 4(2) has been issued, the expected day is the day on which the poll is required to be held in accordance with that proclamation;
 - (b) if no proclamation under section 4(2) has been issued, the expected day is the day proposed under section 4(1).”
- (3) In subsection (4)—
 - (a) in paragraph (a)—
 - (i) for “an Order in Council under section 5(4) has been made” substitute “a proclamation under section 5(4) has been issued”;

Changes to legislation: *There are currently no known outstanding effects for the Senedd and Elections (Wales) Act 2020, Section 31. (See end of Document for details)*

- (ii) for “Order”, in the second place where it appears, substitute “proclamation”;
 - (b) in paragraph (b), for “Order in Council under section 5(4) has been made” substitute “proclamation under section 5(4) has been issued”.
- (4) In subsection (5)(a), for “an order under section 4 (power to vary date of ordinary general election) being made” substitute “a day being proposed under section 4(1) (power to vary date of ordinary general election)”.

Changes to legislation:

There are currently no known outstanding effects for the Senedd and Elections (Wales) Act 2020, Section 31.