

*This draft Statutory Instrument supersedes the draft of the same title which was laid before Parliament and published 5th December 2018 (ISBN 978-0-11-117609-2). It is being issued free of charge to all known recipients of that draft Statutory Instrument.*

*Draft Order laid before Parliament under section 117(2) of the Local Democracy, Economic Development and Construction Act 2009, for approval by resolution of each House of Parliament.*

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## DRAFT STATUTORY INSTRUMENTS

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**2019 No.**

# LOCAL GOVERNMENT, ENGLAND

## The Combined Authorities (Mayoral Elections) (Amendment) Order 2019

*Made* - - - - *\*\*\**

*Coming into force in accordance with regulation 1*

The Minister for the Cabinet Office makes the following Order in exercise of the powers conferred by sections 114 and 117(1A) of, and paragraph 12(1)(a) and (b) and (2)(d) of Schedule 5B to, the Local Democracy, Economic Development and Construction Act 2009(1) (“the 2009 Act”).

The Minister for the Cabinet Office has consulted the Electoral Commission about this Order as required by paragraph 12(4) of Schedule 5B to the 2009 Act.

In accordance with section 117(2) of the 2009 Act, a draft of this Order has been laid before and approved by a resolution of each House of Parliament.

### **Citation and commencement**

**1.** This Order may be cited as the Combined Authorities (Mayoral Elections) (Amendment) Order 2019 and comes into force on the day after the day on which it is made.

### **Interpretation**

**2.** In this Order, “the 2017 Order” means the Combined Authorities (Mayoral Elections) Order 2017(2) and “combined authority mayoral election” has the meaning given in article 2 of that Order.

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(1) [2009 c. 20](#). Section 114 was amended by the Cities and Local Government Devolution Act [2016 \(c. 1\)](#) (“the 2016 Act”), Schedule 5, paragraph 26, and [S.I. 2016/997](#). Section 117(1A) was inserted by the 2016 Act, Schedule 5, paragraph 29. Schedule 5B was inserted by the 2016 Act, Schedule 1, and amended by [S.I. 2016/997](#).

(2) [S.I. 2017/67](#).

### **Application**

3. This Order applies only in relation to a combined authority mayoral election taking place in England.

### **Savings**

4. The amendments made to the 2017 Order by this Order do not apply in relation to any combined authority mayoral election in respect of which the date of the poll stated in the notice of the election is before 2nd May 2019.

### **Amendment of Schedule 1 to the 2017 Order**

5.—(1) Schedule 1 to the 2017 Order (Combined Authority Mayoral Election Rules) is amended as follows.

(2) In rule 6 (nomination of candidates)—

(a) in paragraph (3)—

(i) in the opening words, omit “Subject to paragraph (7),”;

(ii) at end of sub-paragraph (a), insert “and”;

(iii) omit sub-paragraph (b) and the “and” which follows it;

(b) for paragraphs (6) to (8) substitute—

“(6) The nomination paper must be accompanied by a form (in these Rules referred to as the “home address form”) which states—

(a) the candidate’s—

(i) full names,

(ii) home address in full, and

(iii) qualifying address or, if the candidate declares they are qualified by more than one of the qualifications mentioned in paragraph (9), qualifying addresses;

(b) the attesting person’s—

(i) full names, and

(ii) home address in full.

Provision in paragraph (2) about delivery of the nomination paper applies also to the home address form.

(7) The home address form—

(a) may contain a statement made and signed by the candidate that the candidate requires their home address not to be made public, and

(b) if it does so, must—

(i) if that address is in the United Kingdom, state the relevant area;

(ii) if that address is outside the United Kingdom, state the country within which it is situated.

(8) The home address form must also state, in relation to each qualifying address, which of the qualifications mentioned in paragraph (9) that address relates to.

(9) In this rule, “qualifying address”, in relation to a candidate, means—

- (a) if the candidate declares in their consent to nomination that they are qualified to be elected as mayor by virtue of being registered as a local government elector at a particular address, that address;
  - (b) if the candidate declares in that consent that they are qualified to be elected as mayor by virtue of owning or occupying land or other premises in a particular area, a description and the address of that land or those premises;
  - (c) if the candidate declares in that consent that they are qualified to be elected as mayor by virtue of their principal or only place of work being in a particular area, the address in full of that place of work;
  - (d) if the candidate declares in that consent that they are qualified to be elected as mayor by virtue of residing in a particular area, the address, or addresses, in full at which the candidate has so resided.
- (10) In this rule—
- “attesting person”, in relation to a candidate, means the person who attests the candidate’s consent to nomination in accordance with rule 9(1)(c);
- “relevant area”—
- (a) in relation to a home address which is in England, means—
    - (i) if it is within a district for which there is a district council, that district;
    - (ii) if it is within a county in which there are no districts with councils, that county;
    - (iii) if it is within a London borough, that London borough;
    - (iv) if it is within the City of London (including the Inner and Middle Temples), the City of London;
    - (v) if it is in the Isles of Scilly, the Isles of Scilly;
  - (b) in relation to a home address which is in Wales, means—
    - (i) if it is within a county, that county;
    - (ii) if it is within a county borough, that county borough;
  - (c) in relation to a home address in Scotland, means the local government area in which it is situated;
  - (d) in relation to a home address in Northern Ireland, means the local government district in which it is situated.”
- (3) In rule 11 (place for delivery of nomination papers and right to attend nomination)—
- (a) in paragraph (5), after “paper”, insert “and associated home address form”, and
  - (b) after paragraph (7), insert—

“(8) The combined authority returning officer must not permit a home address form to be inspected otherwise than in accordance with this rule, or for some other purpose authorised by law.”
- (4) In rule 12 (decisions as to validity of nomination papers)—
- (a) in the heading, “papers”, insert “and home address forms”;
  - (b) in paragraph (1)—
    - (i) in the opening words, after “nomination”, in the second place it appears, insert “and home address form”, and
    - (ii) for sub-paragraph (b) substitute—

- (b) the combined authority returning officer decides that the candidate’s home address form—
      - (i) does not comply with the requirements of rule 6(6) or (8), or
      - (ii) if the form contains a statement under rule 6(7)(a), does not comply with the signature requirement in that rule or the requirements of rule 6(7)(b), or”;
    - (c) in paragraph (3)—
      - (i) for “nomination paper has” substitute “nomination paper and home address form have”, and
      - (ii) for “it” substitute “them”;
    - (d) in paragraph (6), for “nomination paper”, in the second place it appears, substitute “home address form”.
- (5) In rule 13 (publication of statement of persons nominated)—
  - (a) in paragraph (2), after “nomination papers”, insert “ and home address forms”;
  - (b) in paragraph (8)—
    - (i) for “nomination”, in the first place it occurs, substitute “home address form”, and
    - (ii) for “nominations” substitute “home address forms”;
  - (c) after paragraph (9), insert—
    - “(10) Where it is practicable to do so before the publication of the statement, the combined authority returning officer must consult any person whose particulars are to be amended or added to under paragraph (9).
    - (11) The combined authority returning officer must give notice in writing to any person whose particulars are amended or added to under paragraph (9).
    - (12) Anything done by a combined authority returning officer in pursuance of paragraph (9) must not be questioned in proceedings other than proceedings on an election petition.
    - (13) A combined authority returning officer must have regard to any guidance issued by the Electoral Commission for the purposes of paragraph (9).”
- (6) In rule 14 (correction of minor errors)—
  - (a) in paragraph (1), after “paper”, insert “or home address form”;
  - (b) in paragraph (2), after sub-paragraph (b), insert—
    - “(c) errors as to the information mentioned in rule 6(7)(b).”
- (7) After rule 64, insert—

**“Destruction of home address forms**

- 64A.**—(1) The combined authority returning officer must destroy each candidate’s home address form—
- (a) on the next working day following the 35th day after the officer returns the name of the mayor elected, or
  - (b) if an election petition questioning the election or return is presented before that day, on the next working day following the conclusion of proceedings on the petition or on appeal from such proceedings.
- (2) In this rule, “working day” means a day other than—

- (a) a Saturday or Sunday,
  - (b) Christmas Eve, Christmas Day, Good Friday or a bank holiday, or
  - (c) a day appointed for public thanksgiving or mourning.
- (3) For the purposes of paragraph (2), “bank holiday” has the meaning given in rule 4(2).”
- (8) In Part 9 (Appendix of Forms)—
- (a) for “Form 1” (nomination paper) substitute the form set out in Part 1 of Schedule 1 to this Order;
  - (b) for “Form 2” (candidate’s consent to nomination) substitute the form set out in Part 2 of that Schedule;
  - (c) for “Form 3” (ballot paper (two candidates)), other than the directions as to printing, substitute the form set out in Part 3 of that Schedule;
  - (d) for “Form 4” (ballot paper (three or more candidates)), other than the directions as to printing, substitute the form set out in Part 4 of that Schedule.

#### **Amendment of Schedule 3 to the 2017 Order**

6.—(1) Schedule 3 to the 2017 Order (Combined Authority Mayoral Elections (Combination of Polls) Rules) is amended as follows.

- (2) In rule 6 (nomination of candidates)—
- (a) in paragraph (3)—
    - (i) in the opening words, omit “Subject to paragraph (7),”;
    - (ii) at the end of sub-paragraph (a), insert “and”, and
    - (iii) omit sub-paragraph (b) and the “and” which follows it;
  - (b) for paragraphs (6) to (8) substitute—

“(6) The nomination paper must be accompanied by a form (in these Rules referred to as the “home address form”) which states—

    - (a) the candidate’s—
      - (i) full names,
      - (ii) home address in full, and
      - (iii) qualifying address or, if the candidate declares they are qualified by more than one of the qualifications mentioned in paragraph (9), qualifying addresses;
    - (b) the attesting person’s—
      - (i) full names, and
      - (ii) home address in full.

Provision in paragraph (2) about delivery of the nomination paper applies also to the home address form.

- (7) The home address form—
- (a) may contain a statement made and signed by the candidate that the candidate requires their home address not to be made public, and
  - (b) if it does so, must—
    - (i) if that address is in the United Kingdom, state the relevant area;
    - (ii) if that address is outside the United Kingdom, state the country within which it is situated.

(8) The home address form must also state, in relation to each qualifying address, which of the qualifications mentioned in paragraph (9) that address relates to.

(9) In this rule, “qualifying address”, in relation to a candidate, means—

- (a) if the candidate declares in their consent to nomination that they are qualified to be elected as mayor by virtue of being registered as a local government elector at a particular address, that address;
- (b) if the candidate declares in that consent that they are qualified to be elected as mayor by virtue of owning or occupying land or other premises in a particular area, a description and the address of that land or those premises;
- (c) if the candidate declares in that consent that they are qualified to be elected as mayor by virtue of their principal or only place of work being in a particular area, the address in full of that place of work;
- (d) if the candidate declares in that consent that they are qualified to be elected as mayor by virtue of residing in a particular area, the address, or addresses, in full at which the candidate has so resided.

(10) In this rule—

“attesting person”, in relation to a candidate, means the person who attests the candidate’s consent to nomination in accordance with rule 9(1)(c);

“relevant area”—

- (a) in relation to a home address which is in England, means—
  - (i) if it is within a district for which there is a district council, that district;
  - (ii) if it is within a county in which there are no districts with councils, that county;
  - (iii) if it is within a London borough, that London borough;
  - (iv) if it is within the City of London (including the Inner and Middle Temples), the City of London;
  - (v) if it is in the Isles of Scilly, the Isles of Scilly;
- (b) in relation to a home address which is in Wales, means—
  - (i) if it is within a county, that county;
  - (ii) if it is within a county borough, that county borough;
- (c) in relation to a home address in Scotland, means the local government area in which it is situated;
- (d) in relation to a home address in Northern Ireland, means the local government district in which it is situated.”.

(3) In rule 11 (place for delivery of nomination papers and right to attend nomination)—

- (a) in paragraph (5), after “paper”, insert “and associated home address form”;
- (b) after paragraph (7), insert—

“(8) The combined authority returning officer must not permit a home address form to be inspected otherwise than in accordance with this rule, or for some other purpose authorised by law.”

(4) In rule 12 (decisions as to validity of nomination papers)—

- (a) in the heading, after “papers”, insert “and home address forms”;
- (b) in paragraph (1)—

- (i) in the opening words, after “nomination”, in the second place it appears, insert “and home address form”, and
  - (ii) for sub-paragraph (b) substitute—
    - “(b) the combined authority returning officer decides that the candidate’s home address form—
      - (i) does not comply with the requirements of rule 6(6) or (8), or
      - (ii) if the form contains a statement under rule 6(7)(a), does not comply with the signature requirement in that rule or the requirements of rule 6(7)(b), or”;
  - (c) in paragraph (3)—
    - (i) for “nomination paper has” substitute “nomination paper and home address form have”, and
    - (ii) for “it” substitute “them”;
  - (d) in paragraph (6), for “nomination paper”, in the second place it appears, substitute “home address form”.
- (5) In rule 13 (publication of statement of persons nominated)—
- (a) in paragraph (2), after “nomination papers”, insert “ and home address forms”;
  - (b) in paragraph (8)—
    - (i) for “nomination”, in the first place it occurs, substitute “home address form”, and
    - (ii) for “nominations” substitute “home address forms”;
  - (c) after paragraph (9), insert—
    - “(10) Where it is practicable to do so before the publication of the statement, the combined authority returning officer must consult any person whose particulars are to be amended or added to under paragraph (9).
    - (11) The combined authority returning officer must give notice in writing to any person whose particulars are amended or added to under paragraph (9).
    - (12) Anything done by a combined authority returning officer in pursuance of paragraph (9) must not be questioned in proceedings other than proceedings on an election petition.
    - (13) A combined authority returning officer must have regard to any guidance issued by the Electoral Commission for the purposes of paragraph (9).”
- (6) In rule 14 (correction of minor errors)—
- (a) in paragraph (1), after “paper”, insert “or home address form”;
  - (b) in paragraph (2), after sub-paragraph (b), insert—
    - “(c) errors as to the information mentioned in rule 6(7)(b).”
- (7) After rule 64, insert—

**“Destruction of home address forms**

- 64A.**—(1) The combined authority returning officer must destroy each candidate’s home address form—
- (a) on the next working day following the 35th day after the officer returns the name of the mayor elected, or

- (b) if an election petition questioning the election or return is presented before that day, on the next working day following the conclusion of proceedings on the petition or on appeal from such proceedings.
- (2) In this rule, “working day” means a day other than—
  - (a) a Saturday or Sunday,
  - (b) Christmas Eve, Christmas Day, Good Friday or a bank holiday, or
  - (c) a day appointed for public thanksgiving or mourning.
- (3) For the purposes of paragraph (2), “bank holiday” has the meaning given in rule 4(2).”
- (8) In Part 9 (Appendix of forms)—
  - (a) for “Form 1” (nomination paper) substitute the form set out in Part 1 of Schedule 2 to this Order;
  - (b) for “Form 2” (candidate’s consent to nomination) substitute the form set out in Part 2 of that Schedule;
  - (c) for “Form 3” (ballot paper (two candidates)), other than the directions as to printing, substitute the form set out in Part 3 of that Schedule;
  - (d) for “Form 4” (ballot paper (three or more candidates)), other than the directions as to printing, substitute the form set out in Part 4 of that Schedule.

*Name*  
Minister for the Cabinet Office  
Cabinet Office



## SCHEDULE 1

Article 5(8)

### The Combined Authority Mayoral Elections Rules: New Forms

#### PART 1

##### Form of nomination paper

Form to be substituted for “Form 1” (nomination paper) in Part 9 of Schedule 1 to the 2017 Order—

**Draft Legislation:** This is a draft item of legislation. This draft has since been made as a UK Statutory Instrument: *The Combined Authorities (Mayoral Elections) (Amendment) Order 2019 No. 350*

**Form of Nomination Paper**  
(for use at combined authority mayoral elections)

**Form 1**  
**Office use only**

Date Delivered	Time delivered	Initials

ELECTION OF MAYOR for the Combined Authority of.....

Date of election .....

We, the undersigned, being local government electors for the said (*combined authority area*), do hereby nominate the person whose name appears below as a candidate at the mayoral election.

Candidate's surname	Other forenames in full	Commonly used surname (if any)	Commonly used forenames (if any)	Description (if any) use no more than six words

Mr/Mrs/Miss/Ms/Dr/Other

Signature	Print name	Local Authority	Electoral number	
			Polling District	Number
Proposer.....	.....	.....	.....	.....
Secunder.....	.....	.....	.....	.....
We, the undersigned being electors for the said (electoral area), do hereby assent to the foregoing nomination				
1.....	.....	.....	.....	.....
2.....	.....	.....	.....	.....
3.....	.....	.....	.....	.....
4.....	.....	.....	.....	.....

**Form 1**

5.....	.....	.....	.....	.....
6.....	.....	.....	.....	.....
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**NOTES**

1. The attention of candidates and electors is drawn to the rules for filling up nomination papers and other provisions relating to nomination papers contained in rules in Schedule 1 to the Combined Authorities (Mayoral Elections) Order 2017.
2. Where a candidate is commonly known by some title they may be described by their title as if it were their surname.

**Draft Legislation:** This is a draft item of legislation. This draft has since been made as a UK Statutory Instrument: *The Combined Authorities (Mayoral Elections) (Amendment) Order 2019 No. 350*

**Form 1**

3. Where a candidate commonly uses a name which is different from any other name they have, the commonly used name may also appear on the nomination paper, but if it does so, the commonly used name (instead of any other name) will appear on the ballot paper.
4. But the ballot paper will show the other name if the combined authority returning officer
  - (a) thinks that the use of the commonly used name may be likely to mislead or confuse electors, or
  - (b) that the commonly used name is obscene or offensive.
5. The description, if any, can only be
  - (a) one certified as an authorised or registered description as mentioned in rule 7 of the election rules, or
  - (b) the word "Independent".
6. In this form "elector"
  - (a) means a person entitled to vote as an elector at the combined authority mayoral election and who is registered in the register of local government electors on the last day for the publication of notice of the election; and
  - (b) includes a person then shown in the register as below voting age if (but only if) it appears from the register that the person will be of voting age on the day fixed for the poll.
7. However, a person who has an anonymous entry in the register of local government electors cannot nominate a candidate for election.

## PART 2

### Candidate’s consent to nomination

Form to be substituted for “Form 2” (consent to nomination) in Part 9 of Schedule 1 to the 2017 Order—

Form 2

**Form of Candidate's Consent to Nomination**  
**(for use at combined authority mayoral elections)**

**Front of form**

Date of election .....

I (name in full) .....

hereby consent to my nomination as a candidate for election as the mayor for the  
(insert name) Combined Authority

I declare that on the day of my nomination I am qualified and that, if there is a poll on the day of election, I will be qualified to be so elected by virtue of being on that day or those days a qualifying Commonwealth citizen, a citizen of the Republic of Ireland or a citizen of a Member State of the European Union, who has attained the age of 18 years and that

\*(a) I am registered as a local government elector within the area of the combined authority named above; or

\*(b) I have during the whole of the 12 months preceding that day or those days occupied as owner or tenant land or other premises in the area named above; or

\*(c) my principal or only place of work during those 12 months has been in that combined authority area; or

\*(d) I have during the whole of those 12 months resided in the area named above.

*\*Delete whichever is inappropriate*

I declare that to the best of my knowledge and belief I am not disqualified for being elected by reason of any disqualification set out in, or decision made under, paragraph 9 of Schedule 5B of the Local Democracy, Economic Development and Construction Act 2009, section 34 of the Localism Act 2011, \*[sections 64 to 68 of the Police Reform and Social Responsibility Act 2011] (copies of which are printed overleaf), and I do not hold a politically restricted post, within the meaning of Part 1 of the Local Government and Housing Act 1989, under a local authority, within the meaning of that Part.

*\*Relevant Returning or Counting Officer to insert in case of elections for Mayors exercising Police and Crime Commissioner functions.*

Date of birth .....

Signature .....

Date of consent .....

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Signed in my presence

Signature of witness .....

Name of witness .....

(WRITE CLEARLY)

NOTES

1. A candidate who is qualified by more than one qualification may complete any of those that may apply.

**Back of form**

Set out paragraph 9 of Schedule 5B of the Local Democracy, Economic Development and Construction Act 2009, section 34 of the Localism Act 2011, \*[and sections 64 to 68 of the Police Reform and Social Responsibility Act 2011] (as amended from time to time).

*\*Relevant Returning or Counting Officer to insert in case of elections for Mayors exercising Police and Crime Commissioner functions.*

## PART 3

### Ballot paper (two candidates)



Form to be substituted for “Form 3” (ballot paper (two candidates)), other than the directions as to printing, in Part 9 of Schedule 1 to the 2017 Order—

Front of ballot paper

**Draft Legislation:** This is a draft item of legislation. This draft has since been made as a UK Statutory Instrument: The Combined Authorities (Mayoral Elections) (Amendment) Order 2019 No. 350

**Election of the Mayor for (insert name of combined authority)**

Vote for **only one candidate** by putting a cross  in the box next to your choice.

<b>BASWRA, Paresh</b> 2 The Cottages, Anytown XY8 9JG Cream Party		<input type="checkbox"/>
<b>CRANLEY, Alana</b> (address in [relevant area]) Purple Party		<input type="checkbox"/>

Back of ballot paper



Number

Other unique identifying mark

Election of the Mayor for *[insert name of Combined Authority]*

on..... 20....

**Draft Legislation:** This is a draft item of legislation. This draft has since been made as a UK Statutory Instrument: *The Combined Authorities (Mayoral Elections) (Amendment) Order 2019 No. 350*

## PART 4






### Ballot paper (three or more candidates)

Form to be substituted for “Form 4” (ballot paper (three or more candidates)), other than the directions as to printing, in Part 9 of Schedule 1 to the 2017 Order—

Front of ballot paper

### Election of the Mayor for *(insert name of combined authority)*

Vote once  in column A for your first choice, and  
Vote once  in column B for your second choice

	Column A first choice	Column B second choice
<hr/> <b>BASWRA, Paresh</b> 2 The Cottages, Anytown XY8 9JG <b>Liberal Democrats</b>		<input type="checkbox"/>
<hr/> <b>CRANLEY, Alana</b> 4 The Walk, Anytown XY9 5JJ <b>Green Party</b>		<input type="checkbox"/>
<hr/> <b>EDGBASTON, Richard</b> (address in <i>[relevant area]</i> ) <b>Common Good</b>		<input type="checkbox"/>
<hr/> <b>GUNNIL-WALKER, Roger</b> 33 The Lane, Anytown XY6 3GD <b>Labour Party</b>		<input type="checkbox"/>
<hr/> <b>SMITH, Catherine Angelina</b> 21 The Grove, Anytown XY2 5JP <b>Independent</b>		<input type="checkbox"/>
<hr/> <b>SMITH, Keith James</b> 3 The Road, Anytown XY3 4JN <b>Conservative Party</b>		<input type="checkbox"/>
<hr/> <b>ZANUCK, George Henry</b> 17 The Parade, Anytown XY9 5KP <b>United Kingdom Independence Party</b>		<input type="checkbox"/>

Back of ballot paper

**Draft Legislation:** This is a draft item of legislation. This draft has since been made as a UK Statutory Instrument: *The Combined Authorities (Mayoral Elections) (Amendment) Order 2019 No. 350*

Number

Other unique identifying mark

Election of the Mayor for *[insert name of Combined Authority]*

on ..... 20....

## SCHEDULE 2

Article 6(8)

The Combined Authority Mayoral Elections (Combination of Polls) Rules: New forms

### PART 1

Form of nomination paper

Form to be substituted for “Form 1” (nomination paper) in Part 9 of Schedule 3 to the 2017 Order—

**Draft Legislation:** This is a draft item of legislation. This draft has since been made as a UK Statutory Instrument: *The Combined Authorities (Mayoral Elections) (Amendment) Order 2019 No. 350*

**Form of Nomination Paper**

**Office use only**

**Form 1**

**(for use at combined authority mayoral elections)**

Date Delivered	Time delivered	Initials

ELECTION OF MAYOR for the Combined Authority of.....

Date of election .....

We, the undersigned, being local government electors for the said (*combined authority area*), do hereby nominate the person whose name appears below as a candidate at the mayoral election.

Candidate's surname	Other forenames in full	Commonly used surname (if any)	Commonly used forenames (if any)	Description (if any) use no more than six words

Mr/Mrs/Miss/Ms/Dr/Other

Signature	Print name	Local Authority	Electoral number	
			Polling District	Number
Proposer.....	.....	.....	.....	.....
Secunder.....	.....	.....	.....	.....
We, the undersigned being electors for the said (electoral area), do hereby assent to the foregoing nomination				
1.....	.....	.....	.....	.....
2.....	.....	.....	.....	.....
3.....	.....	.....	.....	.....
4.....	.....	.....	.....	.....

**Form 1**

5.....	.....	.....	.....	.....
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**NOTES**

1. The attention of candidates and electors is drawn to the rules for filling up nomination papers and other provisions relating to nomination papers contained in rules in Schedule 3 to the Combined Authorities (Mayoral Elections) Order 2017.
2. Where a candidate is commonly known by some title they may be described by their title as if it were their surname.

**Draft Legislation:** This is a draft item of legislation. This draft has since been made as a UK Statutory Instrument: *The Combined Authorities (Mayoral Elections) (Amendment) Order 2019 No. 350*

**Form 1**

3. Where a candidate commonly uses a name which is different from any other name they have, the commonly used name may also appear on the nomination paper, but if it does so, the commonly used name (instead of any other name) will appear on the ballot paper.
4. But the ballot paper will show the other name if the combined authority returning officer
  - (a) thinks that the use of the commonly used name may be likely to mislead or confuse electors, or
  - (b) that the commonly used name is obscene or offensive.
5. The description, if any, can only be
  - (a) one certified as an authorised or registered description as mentioned in rule 7 of the election rules, or
  - (b) the word "Independent".
6. In this form "elector"
  - (a) means a person entitled to vote as an elector at the combined authority mayoral election and who is registered in the register of local government electors on the last day for the publication of notice of the election; and
  - (b) includes a person then shown in the register as below voting age if (but only if) it appears from the register that the person will be of voting age on the day fixed for the poll.
7. However, a person who has an anonymous entry in the register of local government electors cannot nominate a candidate for election.



## PART 2

### Candidate’s consent to nomination

Form to be substituted for “Form 2” (consent to nomination) in Part 9 of Schedule 3 to the 2017 Order—

Form 2

**Form of Candidate's Consent to Nomination**  
**(for use at combined authority mayoral elections)**

**Front of form**

Date of election .....

I (name in full) .....

hereby consent to my nomination as a candidate for election as the mayor for the  
(insert name) Combined Authority

I declare that on the day of my nomination I am qualified and that, if there is a poll on the day of election, I will be qualified to be so elected by virtue of being on that day or those days a qualifying Commonwealth citizen, a citizen of the Republic of Ireland or a citizen of a Member State of the European Union, who has attained the age of 18 years and that

\*(a) I am registered as a local government elector within the area of the combined authority named above; or

\*(b) I have during the whole of the 12 months preceding that day or those days occupied as owner or tenant land or other premises in the area named above; or

\*(c) my principal or only place of work during those 12 months has been in that combined authority area; or

\*(d) I have during the whole of those 12 months resided in the area named above.

*\*Delete whichever is inappropriate*

I declare that to the best of my knowledge and belief I am not disqualified for being elected by reason of any disqualification set out in, or decision made under, paragraph 9 of Schedule 5B of the Local Democracy, Economic Development and Construction Act 2009, section 34 of the Localism Act 2011, \*[sections 64 to 68 of the Police Reform and Social Responsibility Act 2011] (copies of which are printed overleaf), and I do not hold a politically restricted post, within the meaning of Part 1 of the Local Government and Housing Act 1989, under a local authority, within the meaning of that Part.

*\*Relevant Returning or Counting Officer to insert in case of elections for Mayors exercising Police and Crime Commissioner functions.*

Date of birth .....

Signature .....

Date of consent .....

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Signed in my presence

Signature of witness .....

Name of witness .....

(WRITE CLEARLY)

NOTES

1. A candidate who is qualified by more than one qualification may complete any of those that may apply.

**Back of form**

Set out paragraph 9 of Schedule 5B of the Local Democracy, Economic Development and Construction Act 2009, section 34 of the Localism Act 2011, \*[and sections 64 to 68 of the Police Reform and Social Responsibility Act 2011] (as amended from time to time).

*\*Relevant Returning or Counting Officer to insert in case of elections for Mayors exercising Police and Crime Commissioner functions.*

## PART 3

### Ballot paper (two candidates)

Form to be substituted for “Form 3” (ballot paper (two candidates)), other than the directions as to printing, in Part 9 of Schedule 1 to the 2017 Order—

Front of ballot paper

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**Election of the Mayor for (insert name of combined authority)**

Vote for **only one candidate** by putting a cross  in the box next to your choice.

<b>BASWRA, Paresh</b> 2 The Cottages, Anytown XY8 9JG Cream Party	Cream Party emblem	<input type="checkbox"/>
<b>CRANLEY, Alana</b> (address in [relevant area]) Purple Party	Purple Party emblem	<input type="checkbox"/>

Back of ballot paper

Number

Other unique identifying mark

Election of the Mayor for *[insert name of Combined Authority]*

on..... 20....

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## PART 4








### Ballot paper (three or more candidates)

Form to be substituted for “Form 4” (ballot paper (three or more candidates)), other than the directions as to printing, in Part 9 of Schedule 3 to the 2017 Order—

Front of ballot paper

### Election of the Mayor for *(insert name of combined authority)*

Vote once  in column A for your first choice, and  
Vote once  in column B for your second choice

	Column A first choice	Column B second choice
<hr/> <b>BASWRA, Paresh</b> 2 The Cottages, Anytown XY8 9JG <b>Liberal Democrats</b>		 <input type="checkbox"/>
<hr/> <b>CRANLEY, Alana</b> 4 The Walk, Anytown XY9 5JJ <b>Green Party</b>		 <input type="checkbox"/>
<hr/> <b>EDGBASTON, Richard</b> (address in <i>[relevant area]</i> ) <b>Common Good</b>		<input type="checkbox"/>
<hr/> <b>GUNNIL-WALKER, Roger</b> 33 The Lane, Anytown XY6 3GD <b>Labour Party</b>		<input type="checkbox"/>
<hr/> <b>SMITH, Catherine Angelina</b> 21 The Grove, Anytown XY2 5JP <b>Independent</b>		<input type="checkbox"/>
<hr/> <b>SMITH, Keith James</b> 3 The Road, Anytown XY3 4JN <b>Conservative Party</b>		<input type="checkbox"/>
<hr/> <b>ZANUCK, George Henry</b> 17 The Parade, Anytown XY9 5KP <b>United Kingdom Independence Party</b>		<input type="checkbox"/>

Back of ballot paper

**Draft Legislation:** This is a draft item of legislation. This draft has since been made as a UK Statutory Instrument: *The Combined Authorities (Mayoral Elections) (Amendment) Order 2019 No. 350*

Number

Other unique identifying mark

Election of the Mayor for *[insert name of Combined Authority]*

on ..... 20....



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## EXPLANATORY NOTE

*(This note is not part of the Order)*

This Order amends the Combined Authorities (Mayoral Elections) Order 2017 ([S.I. 2017/67](#)) (“the 2017 Order”). The amendments made by this Order will apply in relation to combined authority mayoral elections taking place in England in respect of which the date of the poll stated in the notice of the election is on or after 2nd May 2019.

Rule 6 of the Combined Authority Mayoral Election Rules found in Schedule 1 to the 2017 Order (“the CAMERs”) requires candidates at a combined authority mayoral election to be nominated by completing a nomination paper. That paper must include the candidate’s home address. That home address will then be published both in the statement of persons who have been nominated to stand at the election and also the ballot paper for the election.

Where a mayor is also to exercise the functions of a police and crime commissioner (“PCC functions”), the candidates may state on their nomination paper that they do not want their home address to be published. If a candidate makes such a statement, they must state their “relevant local government electoral area”. It is that area that will appear in the statement of persons nominated and the ballot paper (rule 6(7) of the CAMERs).

The CAMERs are amended so that in future information about a candidate’s home address will be provided in a “home address form” and any candidate will be able to state that they do not want their home address to be made public. A candidate making such a statement must provide the relevant area within which their home address is situated.

The information to be stated on the home address form is set out in new rule 6(6) of CAMERs. That information will also include candidates’ qualifying addresses and the address of the person witnessing their consent to nomination. These addresses are currently given in the candidates consent to nomination.

Corresponding amendments are made to the Combined Authority Mayoral Election (Combination of Polls) Rules found in Schedule 3 to the 2017 Order (see article 5).