
Changes to legislation: There are currently no known outstanding effects for the National Security Act 2023, Paragraph 1. (See end of Document for details)

SCHEDULES

SCHEDULE 1

FOREIGN INTERFERENCE IN ELECTIONS

PART 2

AMENDMENTS

Electoral Law Act (Northern Ireland) 1962 (c.14 (N.I.))

- 1 (1) The [Electoral Law Act \(Northern Ireland\) 1962 \(c.14 \(N.I.\)\)](#) is amended as follows.
 - (2) In section 105 (restrictions on summary prosecution) after subsection (8) insert—
 - “(9) A corrupt practice or electoral offence in relation to which section 16 of the National Security Act 2023 (which provides for higher sentences in cases of foreign interference) applies is triable only on indictment.”
 - (3) In section 106 (prosecution of offences disclosed on election petition) after subsection (1) insert—
 - “(1A) The duty in subsection (1) to obey a direction given by an election court does not apply to a direction with respect to the prosecution of a corrupt practice or electoral offence in relation to which the Director has reasonable grounds to believe section 16 of the National Security Act 2023 (which provides for higher sentences in cases of foreign interference) applies.”
 - (4) In section 108 (penalties for corrupt practices) after subsection (4) insert—
 - “(5) This section does not apply where section 16 of the National Security Act 2023 (which provides for higher sentences in cases of foreign interference) applies in relation to the corrupt practice.”
 - (5) In section 111 (penalties for electoral offences) after subsection (2A) insert—
 - “(2B) Subsections (1) to (2A) do not apply where section 16 of the National Security Act 2023 (which provides for higher sentences in cases of foreign interference) applies in relation to the electoral offence.”
 - (6) In section 112(1H) (incapacities resulting from convictions) after “109” insert “or under section 16 of the National Security Act 2023 (which provides for higher sentences in cases of foreign interference)”.
 - (7) In section 118 (time limit for prosecutions) after subsection (3) insert—
 - “(4) This section does not apply where section 16 of the National Security Act 2023 (which provides for higher sentences in cases of foreign interference) applies in relation to the electoral misdemeanour.”

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Commencement Information

- I1** Sch. 1 para. 1 not in force at Royal Assent, see 100(1)
- I2** [Sch. 1 para. 1](#) in force at 20.12.2023 by [S.I. 2023/1272](#), [reg. 2\(a\)](#)

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