

SCHEDULE 3

APPLICATION OF EXISTING PROVISIONS OF REGULATIONS

PART 2

THE 2008 REGULATIONS (NORTHERN IRELAND)

Tendered postal ballot papers

93.—(1) Regulation 81A of the 2008 Regulations (tendered postal ballot papers)(**1**) applies for the purposes of the referendum but with the following modifications.

(2) Paragraph (1) has effect for those purposes as if for “rule 40ZA of the elections rules” there were substituted “regulation 39 of the European Union Referendum (Conduct) Regulations 2016”.

(3) Paragraph (2) has effect for the purposes of the referendum as if—

- (a) for “a parliamentary election” there were substituted “the referendum”, and
- (b) for “section 15 of the 1985 Act” there were substituted “regulations under section 4(2) of the European Union Referendum Act 2015”.

(4) Paragraph (4) has effect for the purposes of the referendum as if—

- (a) in sub-paragraph (a), for “section 7(4A) of the 1985 Act” there were substituted “regulation 74(4) of the European Union Referendum (Conduct) Regulations 2016”, and
- (b) in sub-paragraph (b), for the words from “section 9(9)” to the end there were substituted “regulation 77(8) of the European Union Referendum (Conduct) Regulations 2016 but for regulations 74(4) or 77(9) of those Regulations.”

(5) Paragraphs (5) to (11) have effect for the purposes of the referendum as if for “Chief Electoral Officer” (in each place) there were substituted “counting officer”.

(6) Paragraph (9) has effect for the purposes of the referendum as if—

- (a) for “rule 40ZA(9) of the elections rules” there were substituted “regulation 39(9) of the European Union Referendum (Conduct) Regulations 2016”, and
- (b) for “rule 40ZA(7) of the elections rules” there were substituted “regulation 39(7) of the European Union Referendum (Conduct) Regulations 2016”.

Commencement Information

II Sch. 3 para. 93 in force at 26.2.2016, see [reg. 1](#)

(1) Regulation 81A was inserted by regulation 27 of [S.I. 2014/1808](#).

Changes to legislation:

There are outstanding changes not yet made by the legislation.gov.uk editorial team to The European Union Referendum (Conduct) Regulations 2016. 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 :

- Regulations modified by [S.I. 2016/220 art. 4\(4\)Sch. 2](#)
- Regulations power to modify conferred by [S.I. 2016/220 art. 3Sch. 1](#)

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 para. 4(1)(ca) inserted by [S.I. 2016/636 reg. 3\(2\)\(a\)](#)