

*Status: This version of this part contains provisions that are prospective.*

*Changes to legislation: There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Representation of the People (Postal and Proxy Voting etc.) (Amendment) Regulations 2023. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes*

## SCHEDULE 2

### Transitional provisions and savings

## PART 2

### Provisions related to the 2001 Regulations and related to Parliamentary elections

#### Interpretation

**2.** In this Part—

“the 2001 Regulations” means the Representation of the People (England and Wales) Regulations 2001 and the Representation of the People (Scotland) Regulations 2001;

“ongoing parliamentary election” means a relevant parliamentary election for which the date of poll as stated in the notice of election is on or after 31st January 2024;

“relevant parliamentary election” means a parliamentary election for which the notice of election is published in accordance with rule 5 of Schedule 1 to the Representation of the People Act 1983(1) on or before 30th January 2024.

#### Commencement Information

**11** Sch. 2 para. 2 in force at 31.10.2023, see [reg. 1\(2\)](#)

#### Requirement to notify that postal vote entitlement is to end where entitlement altered by paragraph 4 of Schedule 3 to EA 2022

**3.** Regulation 60ZA of the 2001 Regulations (as inserted by regulations [5\(10\)](#) or [10\(10\)](#)) applies in respect of a postal vote entitlement to which the transitional provision in paragraph 4 of Schedule 3 to EA 2022 applies as it applies to a postal vote entitlement which was granted for the maximum period.

#### Commencement Information

**12** Sch. 2 para. 3 in force at 31.10.2023, see [reg. 1\(2\)](#)

#### Poll card forms for certain parliamentary elections

**4.—(1)** The amendments made by regulations [6\(b\)](#) and [11\(b\)](#) do not apply in respect of an ongoing parliamentary election.

(2) In respect of a relevant parliamentary election—

(a) Form A (official poll card to be sent to an elector voting in person) and Form B (official proxy poll card to be sent to an appointed proxy voting in person) in Schedule 3 to the 2001 Regulations apply as if, on the front of the form, before the text that begins “vote as a proxy at this election” there were inserted “(in the case of a proxy appointed before 31st October 2023)”;

(1) Rule 5 was amended by Part 1 of Schedule 2 and paragraph 74 of Schedule 4 to the Representation of the People Act 1985 (c. 50), by paragraph 10 of Schedule 6 to the Representation of the People Act 2000 (c. 2) and by section 19(3) of the Electoral Administration Act 2006 (c. 22).

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- (b) Form A1 (official postal poll card (to be sent to an elector voting by post)) and Form B1 (official proxy postal poll card (to be sent to an appointed proxy voting by post) in Schedule 3 to the 2001 Regulations apply as if, on the back of the form, before the text that begins “vote as a proxy at this election” there were inserted “(in the case of a proxy appointed before 31st October 2023)”.

**Commencement Information**

**I3** Sch. 2 para. 4(1) in force at 31.1.2024, see [reg. 1\(3\)\(i\)](#)

**I4** Sch. 2 para. 4(2) in force at 31.10.2023, see [reg. 1\(2\)](#)

**Proxy paper form for certain proxy appointments**

5.—(1) This paragraph applies where a proxy appointment is made during the period—

(a) beginning with 31st October 2023, and

(b) ending with 5th March 2024.

(2) Form E1 (proxy paper), as inserted into Schedule 3 to the 2001 Regulations by regulation [6\(d\)](#) or [11\(d\)](#) applies as if, on the last page, in note 1, before “on behalf of more than four electors” there were inserted “(in relation to an election or referendum for which the poll is on or after 5th March 2024)”.

(3) In this paragraph, “proxy appointment” has the same meaning as in paragraph 8(8) of Schedule 4 to EA 2022.

**Commencement Information**

**I5** Sch. 2 para. 5 in force at 31.10.2023, see [reg. 1\(2\)](#)

PROSPECTIVE

**Savings for certain parliamentary elections combined with other elections or referendums**

6. The amendments made by regulations [12](#) and [13](#) do not apply in respect of an ongoing parliamentary election.

**Commencement Information**

**I6** Sch. 2 para. 6 in force at 31.1.2024, see [reg. 1\(3\)\(i\)](#)

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**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. 2 para. 4(3)(4) inserted by [S.I. 2024/99 reg. 2\(2\)](#)
- Sch. 2 para. 9(4)(5) inserted by [S.I. 2024/99 reg. 2\(3\)](#)
- Sch. 2 para. 13(4)(5) inserted by [S.I. 2024/99 reg. 2\(4\)](#)
- Sch. 2 para. 17(4)(5) inserted by [S.I. 2024/99 reg. 2\(5\)](#)
- Sch. 2 para. 30(6)(7) inserted by [S.I. 2024/99 reg. 2\(6\)](#)
- Sch. 2 para. 37(3A)(3B) inserted by [S.I. 2024/99 reg. 2\(7\)\(b\)](#)
- Sch. 2 para. 37(6)-(8) inserted by [S.I. 2024/99 reg. 2\(7\)\(d\)](#)
- Sch. 2 para. 42(4)(5) inserted by [S.I. 2024/99 reg. 2\(8\)](#)
- reg. 17(3)(b)reg. 17(5)(a)reg. 17(5)(b)(i)(aa)(ii)reg. 17(5)(b)(iii)(c)(6)-(8) coming into force by [S.I. 2023/1147 reg. 1\(3\)\(d\)](#)
- reg. 17(5)(ca) inserted by [S.I. 2023/1406 reg. 19\(2\)\(b\)](#)
- reg. 18(1)-(4)reg. 18(5)(a)(ii)reg. 18(5)(a)(iii)(b)(c)(6)-(8) coming into force by [S.I. 2023/1147 reg. 1\(3\)\(e\)](#)