REPRESENTATION OF THE PEOPLE

ADAPTATION OF ENACTMENTS

The Representation of the People (Adaptation of Enactments) Order, 1951

1951 No. 369

Made - - - -	3*rd March*, 1951
Laid before Parliament	6*th March*, 1951
Coming into Operation	16*th March*, 1951

In pursuance of the powers conferred upon me by section four of the Electoral Registers Act, 1949(**a**), I hereby order as follows:—

1.—(1) The expression "elector" or "local government elector" in the enactments specified in Part I of the Schedule to this Order, in so far as those enactments apply to England or Wales, shall not during the period beginning with the sixteenth day of March in any year and ending with the first day of October in that year, include a person who by virtue of subsection (1) of section two of the Electoral Registers Act, 1949, is registered in any register of parliamentary or of local government electors, except where the part of the register in which his name appears is continued in use by subsection (6) of section one of the said Act.

(2) The expression "elector" in the enactments specified in Part II of the Schedule to this Order, in so far as those enactments apply to Northern Ireland, shall not during the period beginning with the second day of April in any year and ending with the first day of October in that year, include a person who by virtue of subsection (2) of section two of the Electoral Registers Act, 1949, is registered in any register of parliamentary electors, except where the part of the register in which his name appears is continued in use by subsection (6) of section one of the said Act.

2. In relation to a member of the forces who by virtue of paragraph (*a*) of subsection (6) of section ten of the Representation of the People Act, 1949(**b**), is treated for the purposes of registration as resident at an address in England, Wales or Northern Ireland, for the word "twenty-one" in the proviso to subsection (4) of section forty-six of the Representation of the People Act, 1949, there shall be substituted the words "twenty years and five months".

3.—(1) In relation to a parliamentary election for a constituency in England or Wales or to a local government election for an electoral area in England or Wales at which the date fixed for the poll falls after the fifteenth day of March in any year and before the second day of October in that year, any reference to an entry in the register of parliamentary or local government electors or in the electors lists in subsection (2) or (3) of section sixty-four of the Representation of the People Act, 1949 (which relates to the limitation of election expenses) or in subsection (6) of section eighty-eight of the said Act (which relates to the use of motor vehicles at parliamentary elections)

(**a**) 12, 13 & 14 Geo. 6. c. 86. (**b**) 12, 13 & 14 Geo. 6. c. 68.

shall not include a reference to the entry of a person who by virtue of subsection (1) of section two of the Electoral Registers Act, 1949, is entered in the register of parliamentary or local government electors or in the electors lists except where the part of the register in which his name appears is continued in use by subsection (6) of section one of the last-named Act.

(2) In relation to a parliamentary election for a constituency in Northern Ireland at which the date fixed for the poll falls after the first day of April in any year and before the second day of October in that year, any reference to an entry in the register of parliamentary electors or in the electors lists in subsection (2) or (3) of section sixty-four of the Representation of the People Act, 1949 (which relates to the limitation of election expenses) or in subsection (6) of section eighty-eight of the said Act (which relates to the use of motor vehicles at parliamentary elections) shall not include a reference to the entry of a person who by virtue of subsection (2) of section two of the Electoral Registers Act, 1949, is entered in the register of parliamentary electors or in the electors lists except where the part of the register in which his name appears is continued in use by subsection (6) of section one of the last-named Act.

4.—(1) In relation to a parliamentary election for a constituency in England or Wales after note 4 in the form of nomination paper for a parliamentary election in the Appendix to the parliamentary elections rules in the Second Schedule to the Representation of the People Act, 1949, there shall be added the following note:—

"5. At an election at which the date fixed for the poll falls after the 15th March and before the 2nd October, a person marked with a "Y" in the register to be used at that election may not subscribe a nomination paper."

(2) In relation to a parliamentary election for a constituency in Northern Ireland after note 4 in the form of nomination paper for a parliamentary election in the Appendix to the parliamentary elections rules in the Second Schedule to the Representation of the People Act, 1949, there shall be added the following note:—

"5. At an election at which the date fixed for the poll falls after the 1st April and before the 2nd October, a person marked with a "Y" in the register to be used at that election may not subscribe a nomination paper."

5.—(1) This Order may be cited as the Representation of the People (Adaptation of Enactments) Order, 1951, and shall come into operation on the sixteenth day of March, 1951.

(2) The Interpretation Act, 1889(a), shall apply to the interpretation of this Order as it applies to the interpretation of an Act of Parliament.

J. Chuter Ede,
One of His Majesty's Principal Secretaries of State.

Home Office,
Whitehall.
3rd March, 1951.

(a) 52 & 53 Vict. c. 63.

SCHEDULE

PART I

Enactments relating to England or Wales

Sunday Entertainments Act, 1932(a).

Local Government Act, 1933(b).

Public Health Act, 1936(c).

Housing Act, 1936(d).

London Government Act, 1939(e).

Representation of the People Act, 1949.

Election Commissioners Act, 1949(f).

PART II

Enactments relating to Northern Ireland

Representation of the People Act, 1949.

Election Commissioners Act, 1949.

EXPLANATORY NOTE

(This Note is not part of the Order, but is intended to indicate its general purport.)

This Order makes provision as to the position of persons under the age of twenty-one years who by virtue of the Electoral Registers Act, 1949, are entitled to be registered as electors but are not entitled to vote until the 2nd October in the year when they are so registered.

Articles 1 and 3 exclude such persons from the definition of elector during the period when they are registered but are not entitled to vote.

Article 2 requires the Admiralty, Army Council and Air Council to make arrangements concerning the voting rights of members of the forces likely to be still in the forces at the age of twenty years and five months instead of at the age of twenty-one years.

Article 4 amends the form of nomination paper at parliamentary elections so as to draw attention to the fact that such persons may not, during the period of the year when they are registered as electors but are not entitled to vote, subscribe a nomination paper.

(a) 22 & 23 Geo. 5. c. 51.
(b) 23 & 24 Geo. 5. c. 51.
(c) 26 Geo. 5. & 1 Edw. 8. c. 49.
(d) 26 Geo. 5. & 1 Edw. 8. c. 51.
(e) 2 & 3 Geo. 6. c. 40.
(f) 12, 13 & 14 Geo. 6. c. 90.