Regulation 7 FORM OF BALLOT PAPER

Front of Ballot Paper—

Counterfoil
No.

Note :
The counterfoil is to have a number to correspond with that on the back of the Ballot Paper.

§
§§ FOR dissolution of burgh
§§
§§ AGAINST dissolution of burgh
§

Back of Ballot Paper—

No.

Poll on question of proposed dissolution of the Burgh of

Note :—The number on the ballot paper is to correspond with that on the counterfoil.

1953 No. 1058 (S. 87)

The Local Government (Formation of New Burgh : Polling Procedure) (Scotland) Regulations, 1953

Made - - - - 4*th July,* 1953
Coming into Operation 13*th July,* 1953

In exercise of the powers conferred upon me by subsection (15) of section 133 of the Local Government (Scotland) Act, 1947(a) (hereinafter referred to as "the Act of 1947") and of all other powers enabling me in that behalf, I hereby make the following regulations:—

1.—(1) These regulations may be cited as the Local Government (Formation of New Burgh: Polling Procedure) (Scotland) Regulations, 1953, and shall come into operation on the 13th day of July, 1953.

(2) The Local Government (Formation of New Burgh: Polling Procedure) (Scotland) Regulations, 1952(b), are hereby revoked.

2.—(1) In these regulations, unless the context otherwise requires, the following expressions have the meanings hereby assigned to them:—

"poll" means a poll of the local government electors for an area under subsection (15) of section 133 of the Act of 1947;

"sheriff" has the same meaning as in section 133 of the Act of 1947;

"area" means an area whose boundaries have been fixed by a preliminary deliverance of the sheriff under subsection (7) of section 133 of the Act of 1947;

"public notice" means a notice given by advertisement, placard, handbill or such other means as the sheriff thinks best calculated to give information to the local government electors.

(2) In calculating for the purposes of Regulation 5 of these regulations the eleventh day after the poll has been demanded, subsection (1) of section 366 of the Act of 1947 shall apply.

(a) 10 & 11 Geo. 6. c. 43. (b) S.I. 1952/825; 1952 II, p. 1556.

(3) Subject to the foregoing provisions, the Interpretation Act, 1889(a), shall apply to the interpretation of these regulations as it applies to the interpretation of an Act of Parliament.

3.—(1) Where a poll for an area is demanded under section 133 of the Act of 1947—

(*a*) the sheriff shall forthwith determine the day on which the poll is to be held and shall give public notice thereof;

(*b*) the registration officer shall, if a new register of electors has come into operation since the date upon which he furnished to the sheriff a certified copy of the names and addresses of all local government electors for the area in accordance with subsection (12) of section 133 of the Act of 1947, as soon as may be after the poll is demanded, furnish to the sheriff a similar certified copy of the names and addresses of such electors as contained in the new register;

(*c*) the sheriff may divide the area into polling districts and shall fix a polling place for the area or for each of the polling districts into which the area is divided and he shall give public notice of any polling districts and of the polling place or polling places so fixed.

(2) Where the sheriff has divided the area into polling districts under paragraph (1) of this regulation, he may require the registration officer to adapt the certified copy furnished by him under subsection (12) of section 133 of the Act of 1947, or under paragraph (1) of this regulation, as the case may be, to the polling districts.

4. The poll shall commence at eight o'clock in the morning, and shall be kept open until eight o'clock in the afternoon of the same day and no longer.

5.—(1) It shall be the duty of the sheriff to conduct the poll, and subject to the provisions of these regulations the provisions of the Representation of the People Act, 1949(b), and of any regulations made under that Act, including provisions relating to voting by post and by proxy, shall apply to the poll as they would apply to the election of a councillor at a local government election in the area, with the substitution for references to the returning officer of references to the sheriff and for references in the said regulations to the last day for the delivery of nomination papers of references to the eleventh day after the poll has been demanded, and with any other necessary modifications.

(2) In their application to a poll rules forty-seven and forty-nine in the Third Schedule to the Representation of the People Act, 1949, shall have effect with the substitution for references to the county clerk or the town clerk of references to the sheriff clerk, and for references to a period of six months of references to a period of twelve months.

6. The persons entitled to vote at the poll shall be the local government electors for the area whose names and addresses have been furnished to the sheriff by the registration officer under subsection (12) of section 133 of the Act of 1947 or regulation 3 (1) of these regulations; and the persons entitled to vote by post or by proxy shall be the local government electors who would be entitled so to vote if the poll were a local government election in the area.

(a) 52 & 53 Vict. c. 63. (b) 12, 13 & 14 Geo. 6. c. 68.

7. The notice of poll and the ballot paper to be used at the poll shall be in the forms set out in the Schedule to these regulations or forms to the like effect.

Dated this 4th day of July, nineteen hundred and fifty-three.

James Stuart,
One of Her Majesty's Principal Secretaries of State.

St. Andrew's House,
Edinburgh.

Regulation 7 **SCHEDULE**

FORM OF NOTICE OF POLL

Local Government (Scotland) Act, 1947

Proposed new burgh [of](a)

Poll of electors

Notice is hereby given that—

1. A poll of the local government electors for the area comprising(b)

as defined in the preliminary deliverance of the sheriff of dated declaring the said area suitable for being formed into a burgh will be taken on , the day of , 19 , to determine whether or not the said area shall be a burgh.

2. The persons entitled to vote as electors at the poll are the persons registered under the Representation of the People Acts as local government electors for the said area (other than those persons whose names are marked with a "Y" in the register)(c).

3. Persons who would be entitled to vote by post or by proxy at a local government election in the area will be entitled to vote by post or by proxy respectively at the poll.

4. The hours of poll will be from 8 a.m. to 8 p.m.

Address

Date

Sheriff of

Notes

(a) *Adapt as necessary.*

(b) *Here insert description of the area, e.g. the town of*

(c) *Substitute "(including those persons whose names are marked with a "Y" in the register)" if polling day falls within period during which such persons may vote.*

FORM OF BALLOT PAPER

Front of Ballot Paper

Counterfoil No.	FOR formation of new burgh	
Note: The counterfoil is to have a number to correspond with that on the back of the Ballot Paper.	AGAINST formation of new burgh	

Back of Ballot Paper

No.

Poll to determine whether or not the [area of](a) shall be a burgh.

Note:

The number on the ballot paper is to correspond with that on the counterfoil.

(a) *adapt as necessary*

1953 No. 42 (S. 3)

The Local and Other Authorities (Scotland) (Transfer of Stock) Regulations, 1953

Draft laid before Parliament	14*th October*, 1952
Made - - - -	12*th January*, 1953
Coming into Operation	13*th May*, 1953

In exercise of the power conferred on me by section 125 of the Local Government Act, 1948(a) and all other powers enabling me in that behalf I hereby make the following Regulations :—

Commencement and Citation

1. These Regulations may be cited as the Local and Other Authorities (Scotland) (Transfer of Stock) Regulations, 1953 and shall come into operation on the expiration of a period of four months from the date on which they are made, (hereinafter referred to as "the appointed day"):

Provided that Regulation 16 of these Regulations shall come into operation on the date hereof.

Interpretation

2.—(1) In these Regulations, unless the context otherwise requires, the following expressions shall have the meanings hereby respectively assigned to them, that is to say :—

"authority" means an authority in Scotland to which section 125 of the Local Government Act, 1948, applies ;

(a) 11 & 12 Geo. 6. c. 26.