Draft Order laid before Parliament under section 84(4) of the Northern Ireland Act 1998, for approval by resolution of each House of Parliament.

DRAFT STATUTORY INSTRUMENTS

2014 No.

REPRESENTATION OF THE PEOPLE, NORTHERN IRELAND

The Anonymous Registration (Northern Ireland) (No. 2) Order 2014

Made - - - - ***

Coming into force - - *15th September 2014*

At the Court at Buckingham Palace, the *** day of *** 2014

Present,

The Queen's Most Excellent Majesty in Council

In accordance with section 7(3) of the Political Parties, Elections and Referendums Act 2000(**1**), the Electoral Commission has been consulted prior to a draft of this Order being laid before Parliament.

In accordance with section 84(4) of the Northern Ireland Act 1998(**2**) a draft of this Order has been laid before and approved by a resolution of each House of Parliament.

Accordingly, Her Majesty, in exercise of the powers conferred on Her by section 84(1) and (3) of the Northern Ireland Act 1998 and section 1 of the Northern Ireland (Miscellaneous Provisions) Act 2006(**3**), is pleased, by and with the advice of Her Privy Council, to order as follows:

Citation, commencement and extent

1.—(1) This Order may be cited as the Anonymous Registration (Northern Ireland) (No. 2) Order 2014 and comes into force on 15th September 2014.

(2) This Order is made only for purposes corresponding, or similar, to those of section 10 of the Electoral Administration Act 2006(**4**).

(**1**) 2000 c. 41; amendments have been made to section 7 but they are not relevant to this Order.
(**2**) 1998 c. 47.
(**3**) 2006 c. 33.
(**4**) 2006 c. 22; section 1 of the Northern Ireland (Miscellaneous Provisions) Act 2006 (c. 33) enables an Order in Council to be made under section 84(1) of the Northern Ireland Act 1998 (c. 47) for purposes corresponding, or similar, to those of section 10 of the Electoral Administration Act 2006 (c. 22).

(3) An amendment made by this Order has the same extent as the enactment (or part of an enactment) amended.

Amendments to the Representation of the People Act 1983

2.—(1) Schedule 1 to the Representation of the People Act 1983 (parliamentary elections rules)(**5**) is amended as follows.

(2) In rule 28 (issue of official poll cards)(**6**)—

(a) in paragraph (2), omit "and a proxy's to his address as shown in the list of proxies"; and

(b) after that paragraph insert—

"(2A) A proxy's official poll card shall be sent or delivered to the address which—

(a) is shown as the proxy's address in the list of proxies; or

(b) in the case of a proxy for an elector with an anonymous entry in a register maintained by the Chief Electoral Officer for Northern Ireland, would be so shown but for section 7(4A) of the Representation of the People Act 1985(**7**)."

Amendments to the Electoral Law Act (Northern Ireland) 1962

3.—(1) Schedule 5 to the Electoral Law Act (Northern Ireland) 1962 (local elections rules)(**8**) is amended as follows.

(2) In rule 25 (issue of official poll cards)(**9**)—

(a) in paragraph (2) omit "and a proxy's to his address as shown in the list of proxies"; and

(b) after that paragraph insert—

"(2A) A proxy's official poll card shall be sent or delivered to the address which—

(a) is shown as the proxy's address in the list of proxies; or

(b) in the case of a proxy for an elector with an anonymous entry, would be so shown but for paragraph 2(4A) of Part 1 of Schedule 2 to the Local Elections (Northern Ireland) Order 1985(**10**).".

Amendments to the Local Elections (Northern Ireland) Order 1985

4.—(1) Schedule 2 to the Local Elections (Northern Ireland) Order 1985 (absent voting)(**11**) is amended as follows.

(2) In paragraph 9 of Part 1 (additional requirements for applications for appointment of a proxy)(**12**), the existing provision becomes sub-paragraph (1) and after that sub-paragraph insert—

"(2) Where the application mentioned in sub-paragraph (1) is made by an elector with an anonymous entry, the application must be accompanied by an application, by the person to be appointed as proxy, under—

(**5**) 1983 c. 2.
(**6**) Rule 28 has been amended by paragraphs 14 and 70 of Schedule 1 to the Electoral Administration Act 2006 (c. 22).
(**7**) 1985 c. 50; section 7(4A) was inserted by S.I. 2014/1116.
(**8**) 1962 c. 14 (N.I.); relevant amendments to Schedule 5 are referenced below.
(**9**) Rule 25 was amended by S.I. 1987/168; S.I. 2010/2977 and S.I. 2014/1116. In addition, paragraph 18 of Schedule 2 to the Elections Act 2001 (c. 7) made a non-textual amendment, and S.I. 2013/3156 made a non-textual amendment.
(**10**) S.I. 1985/454; paragraph 2(4A) was inserted by S.I. 2014/1116. Other relevant amendments are referenced below.
(**11**) This Order has been amended by S.I. 1987/168; S.I. 1990/595; S.I. 1991/1715; S.I. 1992/809; S.I. 1997/867; S.I. 1998/3150; paragraph 31 of the Schedule to the Elections Act 2001 (c. 7) (a non-textual amendment); S.I. 2002/2835; S.I. 2005/1969; S.I. 2010/2977; S.I. 2013/3156 (a non-textual amendment); and S.I. 2014/1116.
(**12**) Part 1 of Schedule 2 was substituted in its entirety by S.I. 1987/168.