Argyll and Bute Election Office
Returning Officer: Pippa Milne

Kilmory, Lochgilphead, Argyll PA31 8RT
Tel: 01546 603264 Fax: 01546 606874
e.mail: elections@argyll-bute.gov.uk
www.argyll-bute.gov.uk/elections
Direct Line: 01546 603264
Ask For: David Logan
Our Ref: SC/LGE/01
Your Ref:
Date: 02 March 2022

To Prospective Candidates

Dear Sir/Madam

ARGYLL AND BUTE COUNCIL LOCAL ELECTIONS – NOMINATION PACK
Date: Thursday 5 May 2022

I enclose nomination papers, including relevant supporting documentation for the Local Elections for Argyll and Bute Council to be held on **Thursday 5 May 2022.**

For the safety of candidates, agents and election staff, Covid compliant arrangements have been made to accept nomination papers at:

Kilmory Headquarters, Lochgilphead, Argyll PA31 8RT

Candidates and election agents are asked to be aware that different rules will apply about access to the Election Office and contact with staff in line with Scottish Government guidance on COVID-19. While it is expected that covid restrictions will continue to ease in the near future, in order to minimise risk and maintain the integrity of the election process, your cooperation in doing as much as possible through e-mail and telephone would be appreciated. Not everything can be managed in that way but we all should aim to avoid face-to-face meetings as far as possible. You should submit completed papers by e-mail to elections@argyll-bute.gov.uk for an informal check prior to arranging to deliver these by hand.

To assist in ensuring that appropriate members of staff are on hand to receive nominations, it would be helpful if candidates and/or election agents would contact a member of the Election Team on 01546 603264 or by e-mail to arrange a mutually convenient date and time for checking of the nomination papers and thereafter to lodge formally your nomination paper. The nomination period starts on **Tuesday 15 March 2022** and nomination papers can be lodged up to 4pm on each working day until the deadline which is noted below. You should have regard to the Covid arrangements for Nominations which are outlined in this pack.

Nominations must be lodged not later than 4pm on Wednesday 30 March 2022.

COVID-19

As I am sure you appreciate, this election is being planned and delivered in the context of the coronavirus pandemic and the related restrictions which were in place across the country to attempt to control and supress the virus. The pandemic has required an enhanced approach to risk assessment for each part of the electoral process and, indeed, for the date of the poll itself.

With the dual aims of ensuring the poll is delivered in a safe and secure manner, it will be necessary to make some changes to the usual operational arrangements for an election and these will include:-

- Revised polling place set ups to ensure appropriate distancing, hand hygiene and voter flow.
- Enhanced cleaning arrangements at all polling places and the count centre.
- Deployment of extra staff where required, to manage voters and monitor revised arrangements.
- Raising awareness of the arrangements for voter safety, and the options for voting, through a range of communication channels.
- Changes to the count centre set up to ensure the process can be observed whilst maintaining some distancing.

I will continue to monitor the COVID related risks and ensure you receive information about the specific arrangements for polling and the count.

Yours sincerely

PIPPA MILNE
Returning Officer

SCOTTISH GOVERNMENT - 2022 LOCAL GOVERNMENT CANDIDATE DIVERSITY SURVEY

All candidates standing for election at the 2022 local council elections are being invited to complete a brief voluntary questionnaire on their:

- demographic characteristics,
- previous experience and
- any caring responsibilities

HOW CANDIDATES CAN TAKE PART

Online using this QR code or weblink
https://response.questback.com/scottishgovernment/2022diversitydataproject

[CS1][LD2]The survey should take **no more than 5 minutes to complete**.

Data protection impact assessment will be published. All responses will be kept confidential and stored securely, to be used solely for statistical and research purposes.

A report of aggregated findings will be published by the Scottish Government following the results of the election.

ARGYLL AND BUTE COUNCIL ELECTIONS

DATE OF ELECTION – 5 MAY 2022

NOMINATION PACK

LIST OF CONTENTS AND CHECKLIST FOR NOMINATION PACKS

Description	**Documents to be returned to the Returning Officer by close of nominations**	**Documents to be returned to the Electoral Registration Officer**
Notes for Prospective Candidates and Covid 19 Measures for Nominations		
Timetable		
Notice of Election		
Checklist for completing Nomination paper		
Nomination Paper	✔	
Home Address Form	✔	
Certificate of Authorisation (Registered Party candidates only)	✔	
Request for use of the Registered Party's Emblem	✔	
Notice of Appointment of Election Agent	✔	
Request for Register of Electors		✔
Request for Absent Voters List		✔
Guidelines for display of posters on street furniture and Use of Schools, Rooms for Election Meetings		
Notice of Situation of Polling Places		
Polling Arrangements and Procedure Notes		
Requirement of Secrecy		
Privacy Notice		

Note: If you require any further assistance please do not hesitate to contact the Returning Officer's Office on 01546 603264

Argyll and Bute Council

Local Elections

5 MAY 2022

Candidates and Election Agents Guidance Notes

Elections

Argyll and Bute 2022

IMPORTANT

- You must return completed nomination forms and related papers between 9.00am and 4.00pm on any week day between Tuesday 15 March and Wednesday 30 March 2022.

- It is very important that you keep to these dates. The Returning Officer, is by law, unable to accept any form after this date.

- You must return the forms to **The Returning Officer, Kilmory Headquarters, Lochgilphead, Argyll PA31 8RT.**

CHECKLIST OF ITEMS TO BE LODGED

The items which must be lodged by no later than 4.00pm on Wednesday 30 March 2022 are:

- Nomination Form (by hand) *
- Appointment of Election Agent *
- Home Address Form*
- Certificate of Authorisation from Registered Nominating Officer *+
- Request for inclusion of Party emblem on ballot papers *+

*These forms are included in the nomination pack by the Returning Officer.

+For candidates standing for a Political Party

THE ELECTION TEAM

The Chief Executive of Argyll and Bute Council is the Returning Officer, responsible for the conduct of the poll and the counting of votes afterwards. A team organises and administers the election.

Returning Officer

Pippa Milne
Chief Executive
Argyll and Bute Council
Kilmory Headquarters
Lochgilphead
Argyll PA31 8RT

Day to day enquiries are dealt with by:

David Logan
Depute Returning Officer
Elections Office
Kilmory Headquarters
Lochgilphead
PA31 8RT

01546 604322
Mob 07979 306766
David.Logan@argyll-bute.gov.uk

Sandra Campbell – Melissa Stewart
Election Administrator
Elections Office
Kilmory Headquarters
Lochgilphead
PA31 8RT

01546 603264
melissa.stewart@argyll-bute.gov.uk
Sandra.campbell@argyll-bute.gov.uk

Shirley MacLeod
Committee Manager
Elections Office
Kilmory Headquarters
Lochgilphead
PA31 8RT

01546 603264
Shirley.macleod@argyll-bute.gov.uk

Election enquiries to elections@argyll-bute.gov.uk or visit www.argyll-bute.gov.uk/elections

ELECTORAL REGISTRATION ENQUIRIES

Enquiries about Electoral Registration and Applications for postal or proxy votes are dealt with by the Electoral Registration Officer, Kilbrannan House, Bolgam Street, Campbeltown PA28 6HZ

Tel: 01586 55 5303 Fax: 01586 55 2883 0800 9800470
or visit www.saa.gov.uk/dab-vjb or E-mail ero-abc@dab-vjb.gov.uk

ARGYLL AND BUTE COUNCIL ELECTIONS

DATE OF ELECTION – 5 MAY 2022

NOTES FOR PROSPECTIVE CANDIDATES

The following notes are for the guidance of prospective candidates. More election information is available at the Argyll and Bute elections website www.argyll-bute.gov.uk/elections

1. Poll

A copy of the notice of election is enclosed. In the event of a contest, polling will take place on Thursday 5 May 2022. The hours of poll will be 7.00 am to 10.00 pm.

2. Nomination Paper

Nomination papers completed and subscribed in accordance with the provisions of the Scottish Local Government Elections Order 2011 must be delivered by hand by the candidate, by his/her election agent or someone you trust, to the **Returning Officer, at Kilmory Headquarters, Lochgilphead, Argyll PA31 8RT** on any working day between the hours of 9.00 am and 4.00 pm beginning on Tuesday 15 March and ending at 4.00 pm on Wednesday 30 March 2022.

The nomination papers must state the candidate's –

a) name in full, with the surname placed first

b) home address in full; and

c) description, (if desired)

Where a candidate commonly uses a name which is different from any other name the candidate has, the commonly used name may also appear on the nomination paper, but if it does so, the commonly used name (instead of any other name) will appear on the ballot paper. So if you are named Elizabeth but you are commonly called Liz, and you want Liz (and not Elizabeth) to appear on the ballot paper then you must include Liz in the commonly used forenames box on the Nomination Paper. If you want Elizabeth to appear on the ballot paper leave the commonly used forenames box blank.

However, the ballot paper will show the proper name if the returning officer thinks –

a) that the use of the commonly used name may be likely to mislead or confuse electors; or
b) that the commonly used name is obscene or offensive.

The nomination paper must be completed to show the basis on which the candidate is qualified - because his/her name is included in the register of electors for the Council area; or because he/she has occupied land as owner or tenant, had his/her principal or

only place of work in, or resided in the Council area. Care should be taken when completing the qualification declaration to ensure that the correct qualification is used. This is normally, but it is not always and need not be, the first (ie that the candidate is a local government elector), in which case the address given in the qualification must be exactly as that shown in the current register of electors and so too must the electoral number of the candidate. The electoral number consists of the polling district letters and number(s) as shown in the relevant section of the Register of Electors and the elector's own number in that section e.g. AA12/123.

The candidate must sign the nomination form. This must be witnessed by one witness; the witness signing and giving his/her name and address.

It is essential that the nomination paper should be completed fully and accurately. Incomplete or inaccurate papers may be rejected. The nomination paper is in the nomination pack available from the Returning Officer, or downloadable from the website.

3. Candidate

The candidate must have attained the age of 18 at the day of nomination and must be a British or other Commonwealth citizen or citizen of the Republic of Ireland or a citizen of another Member State of the European Community and not subject to any legal capacity and (in terms of Section 29 of the Local Government (Scotland) Act 1973) –

a) is, on the day he/she is nominated, a local government elector for the area of the authority; or
b) has, during the whole of the 12 months preceding the day on which he/she is nominated, occupied as owner or tenant any land or other premises in the area of the authority; or
c) his/her principal or only place of work in the 12 months preceding the day on which he/she is nominated has been in the area of the authority; or
d) has, during the whole of the 12 months preceding the day on which he/she is nominated, resided in the area of the authority.

The candidate must not be disqualified from being nominated as a candidate by reason of any of the disqualifications in section 31 of the Local Government (Scotland) Act 1973 or Section 1(1) of the Local Government and Housing Act 1989 which are shown on the back of the nomination paper.

A candidate who has been elected to the Council may for the purposes of the Protection of Vulnerable Groups (Scotland) Act 2007 be required to consent to an application for membership of the Protection of Vulnerable Groups Scheme.

4. Consent to Nomination

A person is not validly nominated as a candidate unless his/her consent to nomination is given on the nomination paper on or within one month before the last day for the delivery of nomination papers. The consent requires the candidate to state that he/she is aware of the various disqualification provisions and to the best of his/her knowledge he/she is not disqualified.

5. Candidate's Description

The particulars of a candidate given in a nomination paper may, if desired, include a

description. A description need not be included, but if it is, it will be printed on the ballot papers and in the Notice of Poll. (see also paragraph 6 below).

The description, if any, must consist of either –

a) the name of a party registered under section 28 of the Political Parties, Elections and Referendums Act 2000;

b) a description registered for use by a political party or parties under section 28A or 28B of the same act; or

c) the word “independent”

6. Registration of Political Parties

The Scottish Local Government Election Rules provide that no nomination may be made in relation to a local government election unless the nomination is in respect of –

(a) A person who stands for election in the name of a qualifying registered party; or

(b) A person who does not purport to represent any party.

A party is a “qualifying registered party” if the party was, on the last day for publication of the Notice of the Election, registered in respect of that part of Great Britain in the Great Britain Register maintained by the Electoral Commission. A person does not purport to represent any party if either the description of the candidate given in his or her nomination paper is “Independent” or no description of the candidate is given in his or her nomination paper.

The Scottish Local Government Election Rules provide in Rule 4 that a nomination paper may not include a description of a candidate which is likely to lead voters to associate the candidate with a registered political party unless the description is authorised by a Certificate –

(a) issued by or on behalf of the Registered Nominating Officer of the Party; and

(b) received by the Returning Officer at some time during the period for the delivery of nomination papers (and must be received by the closing time).

If the Certificate is issued on behalf of the relevant Registered Nominating Officer the Returning Officer requests that it is accompanied by written evidence of delegation, to the person issuing the Certificate, signed by the relevant Registered Nominating Officer. A person is guilty of a corrupt practice if he or she fraudulently purports to be authorised to issue a certificate.

If in the Returning Officer’s opinion a nomination paper breaches Rule 4, he/she must give a decision to that effect as soon as practicable after the close of the period for delivery of nomination papers.

The effect of all of the foregoing is that a person may only stand as a candidate at a local government election if his or her nomination paper is accompanied by a Certificate authorising his or her candidature issued by, or on behalf of, the Nominating Officer of a registered party, or if his or her nomination paper either gives the description

"Independent" or gives no description whatsoever.

For convenience a form is enclosed which may be used by the person certifying the candidate's description.

7. Emblems

If a candidate who is the subject of a party's authorisation under Rule 4 so requests, then the ballot paper will contain, against the candidate's particulars, the party's registered emblem (or one of the party's registered emblems). The request must be made **by the candidate**, must be **made in writing** to the Returning Officer, must accurately identify the emblem, and must be **received** by the Returning Officer before the last time for the delivery of nomination papers. The ballot paper can contain only one emblem (per candidate) registered by that Party in the Register of Political Parties.

Candidates are not entitled to use variations of the emblem registered. The use of emblems applies only to candidates from Registered Political Parties. No other candidates are allowed to have emblems on the ballot paper.

For convenience, a form is enclosed which may be used by the candidate to request the use of an emblem.

8. Delivering the Nomination Paper

The nomination paper must be delivered by hand **by not later than 4.00pm on Wednesday 30 March 2022** to the **Returning Officer at Kilmory Headquarters, Lochgilphead, Argyll PA31 8RT.**

Nomination papers can be obtained from Kilmory Headquarters or may be downloaded from www.argyll-bute.gov.uk/elections. Irrespective of where the nomination paper is obtained it should be delivered (hand delivery) to the Election Office at the address given. It should not be delivered to any other Council office. If it is, the Returning Officer cannot guarantee that it will be delivered to him as required by the Local Government Election Rules. The Returning Officer accepts no responsibility for nomination papers delivered other than to the election office nor for any which may have been sent by post and which in both cases may therefore not reach the Election Office by the closing time for nominations.

9. Withdrawal of Candidates

Should a candidate wish to withdraw his/her nomination he/she can do so in the prescribed manner, but intimation must be made to the Returning Officer, in writing, at the Office for the delivery of nomination papers not later than 4.00 pm on Wednesday 30 March 2022. The Notice of Withdrawal must be signed by the candidate and attested by one witness.

10. Election Agent

In terms of section 67 of the Representation of the People Act 1983 a person must be named by each candidate as the Election Agent for that candidate. The Election Agent's name and address must be declared in writing to the Returning Officer by not later than 4.00 pm on Wednesday 30 March 2022. A candidate may name him or herself as Election Agent. The declaration as an Election Agent of a person other than the

candidate must be made by the candidate, and must be accompanied by a written declaration of acceptance signed by the Election Agent.

The notice given to the Returning Officer must include the address of the office of the Election Agent to which all claims, notices, writs, summonses and documents may be sent. An agent must have an office and the address (which may be the person's home) must be given. This applies equally where the candidate appoints him/herself as his/her own election agent.

If no agent is named within the required time, or if the agent appointed dies and a new appointment is not made on the day of death or the following day, or if the appointment of the agent is revoked without a new appointment being made, the candidate will be deemed to have appointed him/herself as agent.

For convenience a form on which intimation of the appointment of an Election Agent may be given is enclosed.

11. Candidates Free Copy of Register

The Electoral Commission Guidance manual contains information about using the electoral register which candidates are entitled to receive on request.

Such a request should be made in writing direct to the Electoral Registration Officer, Kilbrannan House, Bolgam Street, Campbeltown, PA28 6HZ using the form which will be available in the nomination pack and should –

(a) specify the documents requested and

(b) state whether a printed copy of any of the documents is requested instead of the version in data form (unless a specific request for printed copy is made it will be provided in data form).

As noted above there are restrictions on the use of the full Register supplied to candidates as follows:-

No candidate or election agent who has been supplied with a copy of the register may –

(a) supply a copy of the full register to any person;

(b) disclose any information contained in it (that is not contained in the edited register); or

(c) Make use of any such information,

except for electoral purposes.

Advice from the Electoral Commission is that "electoral purposes" should be defined as anything to do with the process of campaigning and getting elected. Fundraising, including by political parties, for the purposes of communicating with voters and campaigning to get elected may count as "electoral purposes". The Order applies to the period between elections and equally to people who are not members of political parties.

Any person who contravenes the restrictions in use specified above shall be guilty of an

offence and liable on summary conviction to a fine not exceeding £5,000.

12. Absent Voting

All applications to vote by post or by proxy and other applications and notices about postal and proxy voting must, if they are to be effective for this election, reach the Electoral Registration Officer, Kilbrannan House, Bolgam Street, Campbeltown, PA28 6HZ (Telephone 01586 555300 for more information) by 5.00 pm on **Tuesday 19 April 2022**. Applications to cancel or alter existing proxy votes must reach the ERO by 5.00pm on Tuesday 26 April 2022.

New applications to vote by proxy (not postal proxy) must be with the ERO by 5.00 pm on **Tuesday 19 April 2022**.

13. Opening of Postal Voters Ballot Papers

Candidates will be advised in due course as to the arrangements for the opening of postal voters' ballot boxes.

14. Polling and Counting Agents

Notification of the appointment of Polling and Counting Agents must be given to the Returning Officer by not later than **Wednesday 27 April 2022.** Whilst there is no restriction on the number of polling agents who may be appointed, only one polling agent will be admitted to a Polling Station on behalf of any one candidate at any one time. All persons acting in the capacity of agent must be notified in writing of the requirement of secrecy before so acting.

15. Counting of Votes

The counting of votes will take place on Friday 6 May 2022 at a time to be confirmed.

16. Election Expenses

The Electoral Commission‘ guidance manual for candidates and agents contains information about election expenses.

The Election Agent of every candidate must deliver, within thirty five days after the day on which the result of the election is declared, a return containing as respects that candidate a statement of all payments made by the Election Agent together with all bills or receipts, for items of more than £20, relating to the payments.

Saturdays, Sundays and certain holidays are not excluded in reckoning time for this purpose and the return must be delivered by the Election Agent to the office to which the nomination paper was delivered.

The return must be accompanied by a declaration made by the Election Agent. At the same time that the Election Agent delivers that return, or within seven days afterwards, the candidate must deliver a declaration made by him or her, unless the candidate is out of the United Kingdom when the return is delivered, in which case his/her declaration may be made and delivered within fourteen days after his or her return to the United Kingdom.

The completion and delivery of the return and these declarations as to election expenses is a statutory requirement.

Expenses Limit

The expenses limit at this election for a candidate in this ward is £806 + 7p for every entry in the Register of Electors to be used at the Election as it has effect on the last day for publication of the Notice of Election. Election expenses are not reimbursable by the Returning Officer.

At local government elections candidates can be considered to be joint candidates for the purposes of election spending limits. The maximum limit is reduced in the case of joint candidates. Where there are two joint candidates the limit for each is reduced by one quarter. Where there are three or more joint candidates the limit for each is reduced by one third.

Candidates (but only in the same ward) are regarded as joint candidates if they do any of the following –

a) employ the same election agent
b) use the services of the same clerks or messengers (except accidental, casual or trivial use of the same)
c) hire or use the same committee rooms at an election
d) publish joint addresses, circulars or notices at election.

Regulated Period

The regulated period is the period between when a person becomes a candidate and polling day. A person becomes a candidate on the last day for publication of the notice of election (Wednesday 23 March 2022) if they have already been declared a candidate on or before that date.

A person who has not been declared a candidate by **23 March** becomes a candidate on the date (whichever is the earlier) on which they are-

a) declared by themselves or by others to be a candidate
b) nominated as a candidate.

17. Council Wards

Argyll and Bute Council comprises 36 Councillors, elected by the Single Transferable Vote (STV) system of proportional representation. Each ward elects either 3 or 4 Councillors. There are 11 wards – 8 with three Councillors and 3 with four Councillors. The wards for this by-election are listed below, and maps can be seen at www.argyll-bute.gov.uk/elections.

	Name of Ward	Number of Councillors to be elected
1	South Kintyre	3
2	Kintyre and the Islands	3
3	Mid Argyll	3
4	Oban South and the Isles	4
5	Oban North and Lorn	4
6	Cowal	3
7	Dunoon	3
8	Isle of Bute	3
9	Lomond North	3
10	Helensburgh Central	4
11	Helensburgh and Lomond South	3

Pippa Milne
Returning Officer

Kilmory
Lochgilphead
PA31 8RT

NOTE
These notes have been compiled for the assistance of prospective candidates. They are not to be taken as a definitive statement of the law and the Returning Officer accepts no responsibility for any errors or omissions in them. Candidates are referred to the appropriate Statutes and Election Rules and should, of course, seek their own independent advice.

COVID -19 MEASURES FOR NOMINATIONS.

In looking to proceed with the Local Government Election, the election team have been liaising with the Electoral Management Board for Scotland and following guidance from the Electoral Commission in assessing the current circumstances and risks. We have had regard to the need to ensure we have a robust risk assessment of the process and the physical facilities to ensure we are able to identify and deploy mitigating measures and build confidence in the safety of the Poll among staff and the wider public. These considerations, and the additional measures to address them, have provided us with assurance, as things currently stand, that a poll can continue to be conducted safely while maximising the positive message to voters that the process and arrangements are safe and appropriate.

Specifically in respect of Nominations, the alterations to process which we have put in place are:

1. Nominations will be conducted by appointment where possible at Kilmory Headquarters, Lochgilphead.

2. **Informal checks of papers is strongly encouraged** to ensure that the papers brought for submission are correct and the time spent face to face is minimised. Please scan your papers and email them to the elections inbox (elections@argyll-bute.gov.uk) where they can be checked by a number of members of the core election team.

3. Please remember that while the actual nomination paper and home address form must be submitted **in person** other papers can be submitted by hand or by post.

4. Members of the core team will be available for each appointment to submit papers, and only 1 person will be admitted for each submission.

5. Nominations will be received in the Kilmory Headquarters which enables social distancing with more than enough space for 2 or more people in the room.

6. We will provide PPE (masks, hand sanitiser, screens, cleaning spray and paper) at the room in which nominations are accepted.

ARGYLL AND BUTE LOCAL ELECTIONS – 5 MAY 2022		
Notice of Election to be published not before Notice of Election: to be published not later than 4.00pm on	-35 -28	Monday 14 March 2022 Wednesday 23 March 2022
Delivery of nomination papers: between the hours of 9.00am and 4.00pm on any day after the date of publication of the notice of election		From Tuesday 15 March 2022
First Issue of Poll Cards	-23	Tues / Wed 15-16 March 2022
Latest time for lodging Nomination Papers not later than 4.00pm on	-23	Wednesday 30 March 2022
Latest time for lodging appointment of Election Agent not later than 4.00pm on	-23	Wednesday 30 March 2022
Latest time for withdrawal of Nomination Paper not later than 4.00pm on	-23	Wednesday 30 March 2022
Publication of Statement as to Persons Nominated/Notice of Poll and list of polling stations	-23	As soon as practicable after 4.00pm on Wednesday 30 March 2022
Second Issue of Poll Cards	**ns**	**Thursday 7 April 2022**
Last date for receipt of new applications for the Register	**-12**	**Monday 18 April 2022**
Last day for applications for a new postal vote; to change a postal vote to a proxy vote, or vice-versa, or to have a postal ballot paper sent to a different address, or to cancel a postal or proxy not later than 5.00pm on	**-11**	**Tuesday 19 April 2022**
First Issue of Postal Votes – apply by 30 March Second Issue of Postal Votes – apply by 8 April Third Issue of Postal Votes – apply by 19 April		Friday 15 April 2022 Tues 19 April 2022 Tues 26 April 2022
First day to apply for replacement **lost or spoilt** postal ballot papers		After first issue on 15 April 2022
Last day for new applications to vote by proxy (not postal proxy): not later than 5.00pm on	**-6**	**Tuesday 26 April 2022**
Last day for appointment of Polling and Counting Agents	-5	Wednesday 27 April 2022
Opening of Postal Votes		Various from Tuesday 19 April 2022
Last date for clerical amendments to register 9.00pm or new proxies on grounds on medical emergencies or for work reasons – not later than 5.00pm		Thursday 5 May 2022
Last day to apply for replacement postal ballot papers – not later than 10.00pm on		Thursday 5 May 2022
POLLING		**THURSDAY 5 May 2022**
Verification and Count		Friday 6 May 2022
Latest date for delivery of return of declarations as to election expenses	35	Friday 10 June 2022

NOTICE OF ELECTION

ARGYLL AND BUTE COUNCIL

Election of Councillors

Councillors are to be elected for each of the 11 wards of Argyll and Bute Council. The number of councillors to be elected for each ward is as follows:

	Ward	Number of Councillors to be elected
1	South Kintyre	3
2	Kintyre and the Islands	3
3	Mid Argyll	3
4	Oban South and the Isles	4
5	Oban North and Lorn	4
6	Cowal	3
7	Dunoon	3
8	Isle of Bute	3
9	Lomond North	3
10	Helensburgh Central	4
11	Helensburgh and Lomond South	3

1. Nomination forms can be downloaded from www.argyll-bute.gov.uk/elections or obtained from the Election Office at Kilmory Headquarters, Lochgilphead, Argyll PA31 8RT. This office is open for the issue and delivery of nomination papers, on weekdays from 9am to 4pm from Tuesday 15 March.

2. Completed nomination forms **must** be delivered to the Returning Officer at the above address by **4pm** on Wednesday 30 March 2022.

3. An election will be held in each contested ward and voting will take place between 7am and 10pm on Thursday 5 May 2022.

4. Applications to register to vote **must** reach the Electoral Registration Officer at Kilbrannan House, Bolgam Street, Campbeltown PA28 6HZ by 12 midnight on Monday 18 April 2022. Applications can be made online: **https://www.gov.uk/register-to-vote**.

Postal or proxy voting

1. Any elector may apply for a postal or proxy vote at this election.

2. Applications, amendments or cancellations of postal votes **must** reach the Electoral Registration Officer at Kilbrannan House, Bolgam Street, Campbeltown PA28 6HZ by 5pm on Tuesday 19 April 2022.

Printed and published by the Returning Officer, Kilmory Headquarters, Lochgilphead, Argyll PA31 8RT

3. Applications to vote by proxy at this election **must** reach the Electoral Registration Officer at Kilbrannan House, Bolgam Street, Campbeltown PA28 6HZ by 5pm on Tuesday 26 April 2022.

4. Applications to amend or cancel existing proxy arrangements **must** reach the Electoral Registration Officer at Kilbrannan House, Bolgam Street, Campbeltown PA28 6HZ by 5pm Tuesday 19 April 2022.

5. Applications to vote by emergency proxy at this election ie, made after 26 April 2022 deadline on the grounds of; disability suffered after that deadline (or, for applicants who suffered a disability before the deadline, their disability meant that they could not reasonably have made an application in time), work/service reasons, following Scottish Government advice or the advice of a medical professional in relation to coronavirus, being detained in a hospital under the civil sections of the Mental Health (Care and Treatment) (Scotland) Act 2003 or for Scottish prisoners serving a sentence of 12 months or less, must reach the Electoral Registration Officer at the address above by 5pm on Thursday 5 May 2022. To apply on the grounds of work/service, the person must have become aware that they cannot go to the polling station in person after 5pm on Tuesday 26 April 2022.

6. For advice on postal or proxy voting, contact the Electoral Registration Office **0800 980 0470.** Website: www.dab-vjb.gov.uk: E-Mail: ero-abc@dab-vjb.gov.uk

Pippa Milne
Returning Officer
Kilmory Headquarters
Lochgilphead PA31 8RT

Tel: 01546 605522
E-Mail: elections@argyll-bute.gov.uk
Web: www.argyll-bute.gov.uk/elections

Dated: 14 March 2022

Printed and published by the Returning Officer, Kilmory Headquarters, Lochgilphead, Argyll PA31 8RT

You must print off the forms in this pack before submitting them

The following forms must be delivered by hand:

1: Nomination form, including consent to nomination

2: Home address form (part 1 and part 2)

The following papers can be delivered by hand or by post:

3: Certificate of authorisation (party candidates only)

4: Request for a party emblem (party candidates only)

5: Notification of election agent

The notice of election published by the Returning Officer will specify the times and exact location to which nomination papers must be delivered.

Ensure that where signatures are required, you submit the **original signed version** of each completed paper. Documents without original signatures cannot be accepted.

General Data Protection Regulation (GDPR)

Data protection legislation applies to the processing of all personal data. Please contact the Information Commissioner's Office for further information about how the legislation affects you.The lawful basis to collect the information in these forms is that it is necessary for the performance of a task carried out in the public interest and exercise of official authority as set out in the Representation of the People Act 1983 and associated regulations.

The information will be processed by the Returning Officer. For further information on data protection and data processing, you should refer to the Returning Officer's privacy notice on their website.

CL	Council election	Candidate checklist

This checklist is designed to assist candidates standing in a council election in Scotland in preparing to submit their nomination, and should be read alongside the Electoral Commission's Guidance for candidates and agents.

Task	Tick
Nomination form (all candidates)	
If not pre-printed, add the name of the electoral ward and day and date of the election you are standing in	
Add your full name – surname in the first box and all other names in the second	
Optional - Use the commonly used name(s) boxes if you are commonly known by a name other than your full name and want it to be used instead of your full name	
Description – Party candidates can use a party name or description registered with the Electoral Commission and supported by a certificate of authorisation from that party; others can use 'Independent' or leave this blank. Whatever you enter in this box will appear as your description on the ballot paper.	
You must be a British citizen, qualifying Commonwealth citizen or a qualifying foreign national and not require leave to remain in the United Kingdom, or have indefinite leave to remain, or (in the case of foreign nationals) have pre-settled status. You must also be 18 years old or older on the date you sign this form.	
You must declare that you meet at least one of the listed qualifications (a, b, c or d) and should cross through any that do not apply. Those left should match the qualification(s) given on your home address form.	
You must not sign the form if you are disqualified to stand. Make sure that you read the Electoral Commission guidance on standing for election as well as the legislation listed. If you are not sure if you are able to stand you should contact the Electoral Commission or take your own legal advice.	
Sign and date the document in the presence of another person. You must not sign the consent to nomination earlier than one calendar month before the deadline for submitting your nomination papers	
Get the other person to complete and sign the witness section. This must be the same person whose details you provided as your witness on the home address form.	
Method of submitting the nomination form (which must include all pages of legislation) to the RO: by hand, in person (but not limited to you or your agent. It cannot be submitted by post, fax, e-mail or other electronic means.	
Candidate's home address form (all candidates)	
Add your full name	
Add your home address in full	
Add your qualifying address, or qualifying addresses, to each of the relevant qualifications and tick those which apply.	
Add the full name and home address in full of the person who will witness your nomination form. The home address form will not be accepted without this information.	
Please also complete part 2 of the form, this part must be submitted as part of	

your nomination papers. Part 2 includes a statement to be completed if you wish for your home address to be made public.	
Method of submitting the form to the RO: in person (but not limited to you or your agent), by hand, to be accompanied by the nomination form. It cannot be submitted by post, fax, e-mail or other electronic means.	
Certificate of authorisation (party candidates only)	
Ensure the certificate contains the candidate's full name	
Check the certificate allows the registered party name or description given on the nomination form to be used (or allows the candidate to choose to use the party name or any registered description)	
Ensure it is issued by the party Nominating Officer (or someone that they have authorised to issue it on their behalf) and that it is the original copy signed by that person	
Method of submitting the certificate of authorisation to the RO: by hand (but not limited to you or your agent) or by post (it cannot be submitted by fax, e-mail or other electronic means)	
Request for party emblem (party candidates only)	
Write the name or description of an emblem registered by the party and published on the Electoral Commission's website	
Ensure the request is made by the candidate	
Method of submitting the emblem request to the RO: by hand (but not limited to you or your agent) or by post (it cannot be submitted by fax, e-mail or other electronic means)	
Notification of appointment of an election agent	
Give the name, address and office address of the appointed election agent. If you do not appoint an agent or choose to act as your own agent and do not provide an office address, your home address will be published on the notice of election agents if that address is within the required area.	
Give your name and signature (or the signature of a person authorised to act on your behalf)	
Ensure the appointed agent signs the form showing their acceptance (you do not need to sign the form again if you are appointing yourself as the election agent)	
Method of submitting the notification of election agent to the RO: by hand or by post (it cannot be submitted by fax, e-mail or other electronic means)	

Office Use only	Date received	Time received	Initials	No.

1 Council election

Nomination form

*ELECTION OF COUNCILLORS / A COUNCILLOR for the	
electoral ward:	
of **ARGYLL AND BUTE**	Council
Day and date of election	**THURSDAY 5 MAY 2022**

I, the undersigned, am hereby nominated as a candidate at the said election.

Candidate's Details	
Candidate's surname	
Other names in full	
Commonly used surname (if any) (*see Note 3 below*)	
Commonly used forenames (if any) (*see Note 3 below*)	
Description (if any) (*see Note 6 below*)	

I, the nominee for election, consent to being nominated as a candidate for the	
electoral ward:	
of	Council

I declare that I am qualified to be elected, that I have attained the age of 18 years and am a qualifying Commonwealth citizen, a citizen of the Irish Republic or a qualifying foreign national; that I am not subject to any legal incapacity; and that in terms of Section 29 of the Local Government (Scotland) Act 1973:

*a. I am registered as a local government elector for the local government area named above as in the register of electors

and my electoral number (*see Note 5 below*) is*:*	

and / or	*b. I have during the whole of the 12 months preceding the day of nomination occupied as owner or tenant land or premises in the area named above:
and / or	*c. I have during the 12 months preceding the day of my nomination had my principal or only place of work in the area named above;

and / or	*d. I have during the whole of the 12 months preceding my nomination resided in the area named above.

*Delete qualifications that are not applicable

I declare that

a. I am not disqualified from being nominated as a candidate for election as a local government councillor by reason of any of the disqualifications in Section 31 of the Local Government (Scotland) Act 1973, a copy of which is printed overleaf;

b. I am not disqualified for election by reason of holding a politically restricted post in terms of Section 1(1) of the Local Government and Housing Act 1989, under a local authority within the meaning of Part 1 of that Act; and

c. I am not disqualified from being nominated as a candidate for election as a local government councillor by reason of any sanction imposed by the Standards Commission for Scotland in terms of Section 19(1)(d) of the Ethical Standards in Public Life etc. (Scotland) Act 2000

Candidate's signature	
Date	

Witness: I confirm the above-mentioned candidate signed the declaration in my presence.

Signature of witness:	
Witness (name in full):	
Date	

This form must be delivered to the Returning Officer by no later than 4pm on the last day for delivery of nomination papers.

A candidate who is qualified by more than one qualification should complete all of those that apply.

Notes

1. The attention of candidates and local government electors is drawn to the rules for completing nomination papers and other provisions relating to the nominations contained in the local government election rules contained in Schedule 1 to the Scottish Local Government Elections Order 2011.

2. Where a candidate is commonly known by some title they may be described by their title as if it were their surname.

3. If a candidate's nomination form gives a commonly used surname or forename in addition to or instead of another name the nomination form may state the commonly used forename or surname in addition to or instead of the other name.

4. But in terms of rule 14(7) and (8) the ballot paper will not show the other name if the Returning Officer thinks:

(a) that the use of the commonly used name may be likely to mislead or confuse electors; or
(b) that the commonly used name is obscene or offensive.

5. A person's electoral number consists of the distinctive letter or letters (or number or numbers) of the polling district in which the candidate is registered together with the number in the register to be used at the election, except that before publication of the register the distinctive letter or letters (or number or numbers) of the polling district in which the candidate is entitled to be registered together with the number (if any) in the electors lists for that register shall be used instead.

6. Description (if any) and commonly used surname / forename (if any) must be read in terms of rule 4 of the election rules. See the Electoral Commission's *Guidance for candidates and agents* for full details.

Local Government (Scotland) Act 1973: Disqualifications

31 – Disqualifications for nomination, election and holding office as member of local authority

(1) Subject to subsections (2) and (3) below, a person shall be disqualified for being nominated as a candidate for elections as, or for being elected, or for being a member of a local authority if –

(a) *[This has been removed and no longer applies]*

(b) he is a person whose estate has been sequestrated by a court in Scotland or who has been adjudged bankrupt elsewhere than in Scotland; or

(ba) he is subject to a bankruptcy restrictions order;

(c) he has, within five years before the day of nomination, or election or since his election, as the case may be, been convicted in the United Kingdom, the Channel Islands, the Isle of Man or the Irish Republic of any offence and has had passed on him a sentence of imprisonment (whether suspended or not) for a period of not less than three months without the option of a fine; or

(d) he is disqualified for being elected or for being a member of that authority under Part III of the Representation of the People Act 1983.

(1A) A person is disqualified for being a member of a joint board if he or a partner of his holds any paid office or employment (other than the office of convener or depute convener of the board) or other place of profit in the gift or disposal of the board.

(2) Where a person is disqualified under subsection (1) by reason of his estate having been sequestrated, the disqualification shall cease if and when –

(a) the sequestration of his estate is recalled or reduced; or

(b) he is discharged under or by virtue of the Bankruptcy (Scotland) Act 2016.

(3) Where a person is disqualified under subsection (1) above by reason of having been adjudged bankrupt, then –

(a) if the bankruptcy is annulled on the ground that he ought not to have been adjudged bankrupt or on the ground that his debts have been paid in full, the disqualification shall cease on the date of the annulment;

(b) if he is discharged with a certificate that the bankruptcy was caused by misfortune without any misconduct on his part, the disqualification shall cease on the date of his discharge; and

(c) if he is discharged without such a certificate, his disqualification shall cease on the expiration of five years from the date of his discharge.

(3A) A person who is for the time being an officer or employee of the Strathclyde Passenger Transport Authority or an employee of a subsidiary of that Authority shall be disqualified for being appointed or for being a member of the Strathclyde Passenger Transport Authority.

(3B) In subsection (1)(ba) above, “bankruptcy restrictions order” means –

(a) a bankruptcy restrictions order made under section 155 of the Bankruptcy (Scotland) Act 2016;

(b) *[This has been removed and no longer applies]*

(c) a bankruptcy restrictions order made under paragraph 1 of Schedule 4A to the Insolvency Act 1986; or

(d) a bankruptcy restrictions undertaking entered into under paragraph 7 of that Schedule.

[The following section refers to candidates who are elected. Holders of posts mentioned in this section, except those in subsection (6), are not disqualified from standing for election, but must resign in compliance with this section]

31A – Disqualification of officers, employees etc. from remaining members of local authority
(1) A person elected a member of a local authority who is the holder of any paid office or employment or other place of profit in the gift or disposal of the authority is disqualified from remaining a member of the authority after the relevant day unless the person complies with subsection (2) below.

(2) A person complies with this subsection by resigning, not later than the relevant day, from that office, employment or, as the case may be, other place of profit.

(3) A resignation effected in pursuance of subsection (2) above terminates the holding of the office, employment or other place of profit with immediate effect notwithstanding any contrary provision in the terms and conditions under which the office, employment or place of profit is held.

(4) In this section the “relevant day” is the day first occurring after that on which the person elected a member of the local authority was, under the local elections rules, declared to be so elected (no account being taken of a day which is a Saturday or Sunday or Christmas Eve, Easter Monday, or a bank holiday in Scotland under the Banking and Financial Dealings Act 1971 or a day appointed for public thanksgiving or mourning in Scotland).

(5) In subsection (4) above, the “local elections rules” means an order made under section 3(1) of the Local Governance (Scotland) Act 2004.

(6) This section does not affect section 1 (disqualification and political restriction of certain local government officers and staff) of the Local Government and Housing Act 1989.

Local Government and Housing Act 1989: Political restrictions of officers and staff

1 – Disqualification and political restriction of certain officers and staff
(1) A person shall be disqualified from becoming (whether by election or otherwise) or remaining a member of a local authority if he holds a politically restricted post under that local authority or any other local authority in Great Britain.

Ethical Standards in Public Life etc. (Scotland) Act 2000: Enforcement

19 – Action on finding of contravention

(1) Where the members of the Commission conducting a hearing find that a councillor has contravened the councillors' code or a member of a devolved public body the members' code, they shall impose one of the following sanctions—
   (a) censuring, but otherwise taking no action against, the councillor or member;
   (b) suspending, for a period not exceeding one year, the councillor's or member's entitlement to attend one or more but not all of the following—
      (i) all meetings of the council or body;
      (ii) all meetings of one or more committees or sub-committees of the council or body;
      (iii) all meetings of any other body on which the councillor or member is a representative or nominee of the council or body;
   (c) suspending, for a period not exceeding one year, the councillor's or member's entitlement to attend meetings of the council or body and of any committee or sub-committee thereof and of any other body on which the councillor or member is a representative or nominee of the council or body;
   (d) in the case of a councillor, disqualifying the councillor for a period not exceeding five years, from being, or from being nominated for election as, or from being elected, a councillor;
   (e) in the case of a member of a devolved public body, removing the member from membership of the body and disqualifying the member, for a period not exceeding five years, from membership of the body.

(2) A period of suspension imposed under subsection (1)(b) or (c) above which would continue until or after the day of the next following ordinary election of councillors shall end at the beginning of that day.

(3) Disqualification imposed under subsection (1)(d) above—
   (a) has the effect of vacating the councillor's office; and
   (b) extends to the councillor's membership of committees and sub-committees of the council of which the councillor was a member and any joint committee, joint board or other body on which the councillor is a representative or nominee of the council.

(4) Where the members of the Commission disqualify, under subsection (1)(d) above, a councillor who is also a member of a devolved public body otherwise than as a representative or nominee of the council, they may also, in respect of that membership, remove and disqualify that person under subsection (1)(e) above.

(5) The members of the Commission, on removing and disqualifying a member of a devolved public body under subsection (1)(e) above, may—
   (a) where the member is a councillor, disqualify that person under subsection (1)(d) above; or
   (b) direct that the removal from membership and disqualification apply also in respect of any other devolved public body of which the member is a member.

(6) The members of the Commission may, on imposing a suspension under subsection (1)(b) or (c) above on a member of a devolved public body, direct that any remuneration or allowance deriving from membership of the body that would be payable to the member be not paid or be reduced as they direct.

(7) The powers to remove and disqualify a person from membership of a devolved public body under subsections (4) and (5)(b) above are exercisable as respects that body only after the members' code applicable to that body first has effect.

(8) The Commission shall, after consulting such association of local authorities and any such other bodies or persons as it thinks fit, issue guidance to councils on the extent to which a councillor should engage in activities (other than those mentioned in subsection (1)(c) above) which are, or may be perceived to be, the activities of a councillor during a period of suspension.

Home address form	Office use only			
Local government elections in Scotland	Date received	Time received	Initials	No
ELECTION OF COUNCILLORS / A COUNCILLOR for the				
	electoral ward of the			
LOCAL GOVERNMENT AREA of:	**ARGYLL AND BUTE**			
Date of election:				

You must complete Part 1 and Part 2. Only sign Part 2 if you wish for your home address to be made public.

Part 1:		
Full name of candidate		
Home address (in full)		
Qualifying address: Add your qualifying address, or qualifying addresses (in full) to each of the relevant qualifications below (you can complete more than one qualification).		
Qualifcations that apply (tick those which apply)		Address
(a) I am registered as a local government elector for the area of local government named above		
(b) I have during the whole of the preceding 12 months occupied as owner or tenant land or other premises in the local government area named above		
(c) my principal or only place of work during the preceding 12 months has been in the local government area named above		
(d) I have during the whole of the preceding 12 months resided in the local government area named above		
Witness details		
Full name of the person who will witness the candidate's consent to nomination form		
Full home address of the person who will witness the candidate's consent to nomination form		

Part 2: **Note: This part (part 2) of the home address form must be submitted as part of your nomination papers**	
If you DO NOT wish for your home address to be made public you MUST indicate in which relevant area your home address is situated, but do not need to sign this form. The name of the relevant area in which your home address is situated (or country, if outside the UK), as explained below, will appear on the notice of poll and the ballot paper, but your home address will not.	
The relevant area my home address is situated in:	(insert name of relevant area)[1]
OR	
My home address is situated outside the UK. My home address is situated in:	(insert name of country)
OR; you can request that your home address is made public; your address will then appear on the notice of poll and the ballot paper.	
Statement: I require my home address to be made public, I understand that the address will appear on the notice of poll and the ballot paper (put an X in the box to the right and sign in the box below)	
Signature of candidate (only required where the statement above requiring home address to be made public has been completed)	
Candidate's signature:	
Date:	

Deliver the home address form with the nomination paper to the Returning Officer by no later than 4**pm** on the last day to deliver nominations

[1] the name of the "relevant area" in which your home address is situated (if your home address is in the UK)

- **For home addresses in Scotland:**
  - the local government area in which the address is situated
- **For home addresses in Northern Ireland:**
  - the local government district in which the address is situated
- **For home addresses in England**:
  - if the address is within a district for which there is a district council, that district;
  - if the address is within a county in which there are no districts with councils, that county;
  - if the address is within a London borough, that London borough;
  - if the address is within the City of London (including the Inner and Middle Temples), the City of London; and
  - if the address is within the Isles of Scilly, the Isles of Scilly
- **For home addresses in Wales:**
  - if the address is within a county, that county;
  - if the address is within a county borough, that county borough

Note: The relevant area should be given in the format described above and is not the ward or parish, nor should the local authority name be given in full

Office Use only	Date received	Time received	Initials	No.

3 Council election Certificate of authorisation

To accompany the nomination of a candidate standing **on behalf of a registered political party**. Candidates standing on behalf of two or more parties require a certificate from each party and each must allow the registered joint description to be used.

This certificate must be authorised by the registered Nominating Officer of the party or by a person authorised to sign on their behalf.

The Nominating Officer can authorise the candidate to use either the name of the party or a particular description registered with the Electoral Commission, or to use 'any registered description or the party name as registered with the Electoral Commission'. Party names and registered descriptions are listed on the Electoral Commission website (http://search.electoralcommission.org.uk).

Details of candidate to be authorised and the allowed description/party name			
Council:		Date of election:	5 MAY 2022
Ward:			
I hereby certify that			
The candidate (name in full):			
Is authorised to stand for:	Name of political party registered with the Electoral Commission		
The candidate may include the following registered description/party name in their nomination form:			
Note: An incorrect or fraudulently completed form may lead to the rejection of the nomination form as invalid			
Signature of party's registered Nominating Officer (or person authorised by the registered Nominating Officer):			
Name of person signing this form:			
Date:			

This form must be delivered for a candidate standing on behalf of a political party to the Returning Officer by no later than 4pm on the last day for delivery of nomination papers.

Office Use only	Date received	Time received	Initials	No.

4 Council election Request for a party emblem

This form is for a **candidate of a political party** who has been given a certificate of authorisation and who wishes to have a party emblem printed on the ballot paper next to their name.

The registered emblems of a political party can be found on the Commission's website at http://search.electoralcommission.org.uk.

This form must be signed by the candidate.

Candidate's request for use of an emblem			
Council:	**ARGYLL AND BUTE COUNCIL**	Date of election:	5 MAY 2022
Ward:			
Candidate's name in full:			
I request that the ballot paper shall contain, against my name, the following registered emblem (please identify which emblem if the party has registered more than one):			
Emblem to be used (please use name or description as on the Electoral Commission website):			
Candidate's signature:			
Date:			

This form must be delivered for a candidate standing on behalf of a political party to the Returning Officer by no later than 4pm on the last day for delivery of nomination papers.

Candidates standing on behalf of more than one political party and using a joint description may choose one emblem from one of the parties that they are standing for. Please indicate the name of the party and the emblem name in the 'Emblem to be used' box above.

Office Use only	Date received	Time received	Initials	No.

5 Council election — Notification of election agent

Council:	**ARGYLL AND BUTE COUNCIL**	Date of election:	5 MAY 2022
Ward:			

Candidate's notification of their election agent	
I, (Candidate's name in full):	
Hereby declare that the name and address of my election agent is	
Agent's name:	
Agent's address (in full):	
The office address of my election agent to which all claims, notices, legal process and other documents may be sent is:	
Agent's office address in full:	
Candidate's signature (or of a person authorised to act on behalf of candidate):	
Date:	

Confirmation of acceptance by election agent	
I _____ confirm my acceptance as the election agent for the above named candidate. I understand that I must carry out my duties according to law. I understand that there are penalties if I fail to fulfil my duties according to law.	
Agent's signature:	
Date:	

Agent's other details in case of query (Optional – will not be published)			
Home telephone:		Work telephone:	
Mobile telephone:			
Email address:			

This form must be delivered to the Returning Officer by no later than 4pm on the last day for delivery of nomination papers.

Please return completed form to:

Electoral Registration Officer,
Kilbrannan House, Bolgam Street,
CAMPBELTOWN PA28 6HZ

Phone: 01586 55 5303 **Fax:** 01586 55 2883
Email: ero-abc@dab-vjb.gov.uk

Request for electoral register

Name of electoral area: (e.g. ward / division / constituency / region / voting area)	**Argyll and Bute**	**Date of election**	**Thursday 5 May 2022**

This form must be submitted to the **Electoral Registration Officer** for the electoral area. Some elections/referendums cover more than one registration area so you may need to apply to each area.

This form must be completed by the candidate, except in the case of party lists such as at GLA London Member, European Parliament, Scottish Parliamentary regional or Welsh Assembly regional elections where this form must be completed by the election agent.

Declaration of candidacy and confirmation of legal use of electoral register information	
Name of Candidate / party list election agent	
I declare that I am a candidate / party list election agent at the above named election. I will use my copy of the electoral register for electoral purposes and checking the validity of donations only. I will only allow others who are assisting me in my campaign to use my copy of the electoral register for the same purposes only. I understand that any use other than electoral or donation checking purposes is illegal with a maximum fine of £5,000. My request is for the register as at the last date for notice of election and any revisions or notices of amendment while I am a candidate.	
Signed (Candidate / party list election agent)	

Delivery details		
My application is for the electoral register in (tick one box only):		
Paper format		
Data format		
Delivery address:		

Contact details (in case of query)	
Telephone	
Mobile	
Email	

This electoral register can only be supplied, at the earliest, on the last date allowed for the notice of election to be published.

Request for absent vote list

Name of electoral area: (e.g ward/division/constituency/region/ voting area)	Argyll and Bute	Date of election	Thursday 5 May 2022

This form must be sent to the **Electoral Registration Officer. Please return completed form to:**
Electoral Registration Officer, Kilbrannan House, Bolgam Street, CAMPBELTOWN PA28 6HZ

Some elections/referendums cover more than one registration area so you may need to apply to each area.

This form must be completed by the candidate, except in the case of party lists such as at GLA London Member, European Parliament, Scottish Parliamentary regional or Welsh Assembly regional elections where this form must be completed by the election agent

Declaration of candidacy and confirmation of legal use of absent vote list information	
Name of Candidate / party list election agent	
I declare that I am a candidate / party list election agent at the above named election. I will use my copy of the absent vote list (postal and/or proxy voters list) for **electoral purposes only**. I will only allow others who are assisting me in my campaign to use my copy of this data for the same purposes only. I understand that any use other than electoral purposes is illegal with a maximum **fine of £5,000**.	
Signed (Candidate / party list election agent)	

Application and delivery details		
My application is for the absent vote list in (you may tick as many boxes that you wish):		
The current list of postal voters		
The current list of proxy voters		
The final list of postal voters		
The final list of proxy voters		
Please supply the data in (please tick one box only):		
Paper format		
Data format		

Delivery address:	

Contact details (in case of query)	
Telephone	
Mobile	
Email	

ARGYLL AND BUTE COUNCIL
ELECTIONS
GUIDELINES ON DISPLAY OF CAMPAIGN POSTERS AND USE OF CAR PARKS

DISPLAY OF CAMPAIGN POSTERS

Commencing from the last date for the publication of the Notice of Election, and until Election Day, the Council will not object to the fixing of election posters to items of street furniture such as lighting columns, subject to the following conditions:-

a) Election Agents' names and addresses must be advised to the appropriate Area Roads Operations Office prior to the display of election material.

b) All posters must be backed by some form of board or card of adequate stiffness and tied with cord of sufficient strength. They must not be attached to street furniture using glue or any form of adhesive.

c) Placing posters must not inconvenience the travelling public in terms of obscuring signs that are essential for the direction of traffic and safety. The mounting height of posters must not be less than eight feet (2.4m) above ground level.

d) Posters must not, in any circumstances, be attached to any traffic signal post or control box, or to street furniture in central reservations and pedestrian refuge islands. For structural and electrical safety reasons, ladders should not be placed against lighting columns – free standing step-ladders or other means of access should be used.

e) Only one poster per candidate or two posters back to back, is allowed on each item of street furniture.

f) All posters must be removed within 48 hours after polling day.

g) Permission is granted on the understanding that those concerned indemnify the Council against any third party claim arising from the attachment.

USE OF COUNCIL CAR PARKS BY CARAVANS ETC.

Caravans may be sited in Council car parks, should space be available, for a period not exceeding 14 days immediately prior to polling day subject to the following conditions:-

a) Where a car park is a free car park, no charge is made but, where a car park is fee-paying, the appropriate charge is levied.

b) The caravan should not be used for sleeping accommodation between the hours of 11.00pm and 7.00am.

c) To minimise the disturbance to residential areas located adjacent to car parks, the use of loud speakers is prohibited in connection with the use of a caravan in a Council car park.

d) The total cost associated with the provision and removal of such caravans and other units will be borne by the promoting organisation.

e) All associated signs and posters must be removed with 48 hours after polling day.

AMENITY SERVICES TEAM LEADERS

Bute & Cowal – Nigel Potts 01369 708629
Oban Lorn & the Isles – Malcolm Cullen 01631 567817
Mid Argyll, Kintyre and the Islands – Julian Green 01546 604892
Helensburgh & Lomond – Steven Brookfield 01436 658854

SITUATION OF POLLING STATIONS

No. of polling station	Polling Place and Address	Description of voters entitled to vote there
Ward 1 South Kintyre		
1	Victoria Hall, Kinloch Road, C/town PA28 6EG	AA01
2	Stewarton and District Village Hall, Campbeltown PA28 6PG	AA02
3	Dunaverty Hall, Southend, C'town PA28 6RW	AA03
4	Victoria Hall, Kinloch Road, C/town PA28 6EG	AA04
5	Victoria Hall, Kinloch Road, C/town PA28 6EG	AA04
6	Peninver Village Hall, Peninver, PA28 6QP	AA05
7	Victoria Hall, Kinloch Road, C/town PA28 6EG	AA06
8	Victoria Hall, Kinloch Road, C/town PA28 6EG	AA06 & AA07
Ward 2 Kintyre and the Islands		
9	Carradale Village Hall, Carradale, Campbeltown PA28 6QG	AA08
10	Skipness Village Hall, Skipness, PA29 6XT	AA09
11	Templar Arts & Leisure Centre, Harbour St, Tarbert PA29 6UD	AA10
12	Gigha Primary School, Isle of Gigha, PA41 7AA	AA11
13	Tayinloan Village Hall, Tayinloan, Tarbert PA29 6XG	AA12
14	Clachan Primary School, Clachan, by Tarbert PA29 6XL	AA13
15	Kilberry Inn, Kilberry by Tarbert PA29 6YD	AA14
16	Port Mor, Port Charlotte, Islay PA48 7UE	AA15
17	Rhinns Hall, Portnahaven, Islay, PA47 7SG	AA16
18	Ballygrant Village Hall, Ballygrant, Islay PA45 7QR	AA17
19	Ramsay Memorial Hall, Port Ellen, Islay, PA42 7BD	AA18
20	Bowmore Village Hall, Bowmore, Islay PA43 7JJ	AA19
21	Craighouse Village Hall, Craighouse, Jura PA60 7XG	AA20
22	Colonsay Village Hall, Scalasaig, Colonsay PA61 7YW	AA21
Ward 3 Mid Argyll		
23	Ardrishaig Public Hall, Chalmers Street, Ardrishaig PA30 8EY	AA23
24	Achahoish New Primary School, Ormsary Road, by L/head, PA31 8NZ	AA24
25	Achnamara Hall, Achnamara, Lochgilphead PA31 8PU	AA25
26	Tayvallich Village Hall, Tayvallich PA31 8PN	AA26
27	Lochgilphead Community Centre, Manse Brae, Lochgilphead PA31 8SY	AA27
28	Lochgilphead Community Centre, Manse Brae,	AA27

Printed and published by the Returning Officer, Kilmory, Lochgilphead, Argyll PA31 8RT

	Lochgilphead PA31 8SY	
29	Nicoll Hall, Church Sq, Inveraray PA32 8TZ	AA28
30	Furnace Village Hall, Furnace, by Inveraray PA32 8XN	AA29
31	Glassary, Kilmartin & Ford Parish Church Hall, Barr Mhor, Kilmartin PA31 8RN	AA30
32	Ford Village Hall, Ford PA31 8RH	AA31
33	Craignish Village Hall, Ardfern PA31 8QN	AA32
34	Glassary Primary School, Kilmichael Glassary, Lochgilphead PA31 8QA	AA33
35	Minard Village Hall, Minard, by Inveraray PA32 8PN	AA34
Ward 4 Oban South and the Isles		
36	The Rockfield Centre, Stevenson Street, Oban PA34 5DQ	AA36
37	The Rockfield Centre, Stevenson Street, Oban PA34 5DQ	AA37
38	The Rockfield Centre, Stevenson Street, Oban PA34 5DQ	AA37
39	Kilmore & Oban Parish Church Hall, Glencruitten Road, Oban PA34 4DN	AA38
40	Soroba Community Facility, 6B Scalpay Terrace, Oban PA34 4YH	AA39
41	Aros Hall, Main Street, Tobermory, Mull PA75 6NT	AA42
42	Dervaig Hall, Dervaig, Mull PA75 6QN	AA43
43	Ulva Primary School, Ulva Ferry, Mull PA73 6LT	AA44
44	Salen Parish Church Hall, Aros, Mull PA72 6JG	AA45
45	Craignure Hall, Craignure, Mull PA65 6AY	AA46 & AA47
46	Pennyghael Hall, Pennyghael, Mull PA70 6HB	AA48
47	Bunessan Community Centre Bunessan, Mull PA67 6DG	AA49
48	Creich Community Centre, Fionnphort, Mull PA66 6BP	AA50
49	Iona Village Hall, Isle of Iona PA76 6SG	AA51
50	An Cridhe, Arinagour, Isle of Coll PA78 6SY	AA52
51	An Talla Hall, Crossapol, Tiree PA77 6UP	AA53
Ward 5 Oban North and Lorn		
52	Lochawe Village Hall, Lochawe PA33 1AQ	AA55
53	Dalmally Community Centre, Dalmally PA33 1AX	AA56
54	Bridge of Orchy Village Hall, Bridge of Orchy PA36 4AD	AA57
55	Taynuilt Village Hall, Taynuilt PA35 1JE	AA58
56	Kilchrenan Village Hall, Kilchrenan PA35 1HG	AA59
57	Dalavich Community Centre Hall, Dalavich PA35 1HL	AA60
58	Portsonachan Village Hall, Portsonachan PA33 1BQ	AA61
59	Cullipool Village Hall, Luing, Isle of Luing PA34 4UB	AA62
60	Kilmelford Village Hall, Kilmelford PA34 4XD	AA63
61	The Corran Halls, 54 The Esplanade, Oban PA34 5AB	AA64
62	The Corran Halls, 54 The Esplanade, Oban PA34 5AB	AA64
63	Seil Island Hall, Easdale PA34 4RF	AA65
64	Kilmore Hall, Kilmore, by Oban PA34 4XT	AA66
65	Dunbeg Church, Etive Road, Dunbeg PA37 1QF	AA67
66	Kilninver School, Kilninver, by Oban PA34 4UT	AA68
67	Lismore Public Hall, Isle of Lismore PA34 5UG	AA69
68	Appin Village Hall, Appin, by Oban PA38 4BN	AA70

Printed and published by the Returning Officer, Kilmory, Lochgilphead, Argyll PA31 8RT

69	Connel Village Hall, Main Street, Connel PA37 1PA	AA71
70	Victory Hall, Benderloch, By Oban, PA37 1RZ	AA72
71	Victory Hall, Benderloch, By Oban, PA37 1RZ	AA73
72	The Ardchattan Centre, Ardchattan, by Oban PA37 1RH	AA74
Ward 6 Cowal		
73	Glendaruel Hall, Glendaruel PA22 3AE	AA75
74	Colintraive Hall, Colintraive PA22 3AS	AA76
75	Cairndow Village Hall, Cairndow PA26 8BN	AA77
76	Lochgoil Village Hall, Lochgoilhead PA24 8AQ	AA78
77	Strachur Memorial Hall, Strachur PA27 8DG	AA79
78	Strathlachlan Community Centre, Strathlachlan PA27 8BU	AA80
79	Kilfinan Hall, Kilfinan PA21 2EP	AA81
80	Kames District Recreational Club, Highgate, Kames, Tighnabruaich PA21 2AF	AA82
81	Cowal Dog Training Club, 49 Hunter Street, Kirn, Dunoon PA23 8JR	AA83
82	Cowal Dog Training Club, 49 Hunter Street, Kirn, Dunoon PA23 8JR	AA83A
83	Uig Hall, Rashfield, Dunoon PA23 8QU	AA84
84	Ardentinny Village Hall, Ardentinny, Dunoon PA23 8TS	AA85
85	Younger Hall, Shore Road, Kilmun PA23 8SD	AA86
86	Sandbank Village Hall, High Road, Sandbank, Dunoon PA23 8QS	AA87
Ward 7 Dunoon		
87	St Mun's Church Hall, Alexandra Parade, Dunoon PA23 8AW	AA89
88	St Mun's Church Hall, Alexandra Parade, Dunoon PA23 8AW	AA89
89	Queen's Hall, Argyll Street, Dunoon PA23 7HH	AA90
90	Community Centre, 170 Edward Street, Dunoon PA23 7PH	AA91
91	Community Centre, 170 Edward Street, Dunoon PA23 7PH	AA91
92	Innellan Public Hall, Innellan, Dunoon PA23 7TH	AA92
93	Queen's Hall, Argyll Street, Dunoon PA23 7HH	AA93
Ward 8 Isle of Bute		
94	Isle of Bute Sailing Club, West Bay, Argyll Place, Rothesay, Bute PA20 0BA	AA94
95	Port Bannatyne Village Hall, Castle Street, Port Bannatyne, Bute PA20 0QW	AA95
96	The Moat Centre, Stuart Street, Rothesay, Bute PA20 0EP	AA96
97	The Moat Centre, Stuart Street, Rothesay, Bute PA20 0EP	AA97
98	The Moat Centre, Stuart Street, Rothesay, Bute PA20 0EP	AA98
99	St Blaine's House, Kilchattan Bay, Bute PA20 9NW	AA99
Ward 9 Lomond North		
100	Rhu Community Education Centre, Hall Road, Rhu G84 8RR	AD01

Printed and published by the Returning Officer, Kilmory, Lochgilphead, Argyll PA31 8RT

101	Gibson Hall, Garelochhead, Helensburgh G84 0AT	AD02
102	Cove Burgh Hall, Shore Road, Cove G84 0LY	AD03
103	The Three Villages Hall, Arrochar G83 7AB	AD04
104	Luss Village Hall, Luss G83 8NZ	AD05
105	Arrochar Primary School, Tarbet, Arrochar G83 7DG	AD06
106	Rhu Community Education Centre, Hall Road, Rhu G84 8RR	AD07
107	Cove Burgh Hall, Shore Road, Cove G84 0LY	AD08
108	St Modans Parish Church Hall, The Clachan, Rosneath, Helensburgh G84 0RF	AD09
109	The Three Villages Hall, Arrochar G83 7AB	AD10
Ward 10 Helensburgh Central		
110	Templeton Building Annexe, Helensburgh and Lomond Civic Centre, 38 East Clyde Street, Helensburgh G84 7PG	AD12
111	Templeton Building Annexe, Helensburgh and Lomond Civic Centre, 38 East Clyde Street, Helensburgh G84 7PG	AD13
112	Templeton Building Annexe, Helensburgh and Lomond Civic Centre, 38 East Clyde Street, Helensburgh G84 7PG	AD13
113	Victoria Halls, Sinclair Street, Helensburgh G84 8TR	AD14
114	Victoria Halls, Sinclair Street, Helensburgh G84 8TR	AD15
115	Victoria Halls, Sinclair Street, Helensburgh G84 8TR	AD16
116	Victoria Halls, Sinclair Street, Helensburgh G84 8TR	AD17
117	Helensburgh Parish Church, Colquhoun Street, Helensburgh G84 8UP	AD18
Ward 11 Helensburgh and Lomond South		
118	Hermitage Community Hub, 116 East Princes Street, Helensburgh G84 7DQ	AD20
119	Hermitage Community Hub, 116 East Princes Street, Helensburgh G84 7DQ	AD20
120	Drumfork Centre, Churchill Square, Helensburgh G84 9HL	AD21
121	Victoria Halls, Sinclair Street, Helensburgh G84 8TR	AD22
122	Geilston Hall, Main Road, Cardross G82 5PA	AD23
123	Geilston Hall, Main Road, Cardross G82 5PA	AD23
124	Luss Village Hall, Luss G83 8NZ	AD24

Dated: March 2022

Pippa Milne
Returning Officer

Printed and published by the Returning Officer, Kilmory, Lochgilphead, Argyll PA31 8RT

ARGYLL AND BUTE COUNCIL ELECTIONS
5 MAY 2022
POLLING ARRANGEMENTS AND PROCEDURE
NOTES FOR CANDIDATES AND AGENTS

1. Definitions

"**Polling Place**" means the school or other building in which the Polling Station is situated and includes the grounds, walls, railings or fences surrounding the building.

"**Polling Station**" means the room, hall or area in a Polling Place where voting actually takes place.

"**Candidate**" means any person whose name appears in a registered party's list of candidates standing nominated, or an individual candidate standing nominated.

"**Election Agent**" means the national election agent (or deputy) of, or a sub agent appointed on behalf of a registered party standing nominated or an agent or sub agent of an individual candidate.

"**Polling Agent**" means a person appointed, to attend at Polling Stations for the purpose of detecting personation, by the election agent or sub agent of a registered party, or by an individual candidate.

2. Admission to Polling Stations

Only the following persons (in addition, of course to the voters and their accompanying children under 16 years) are entitled to be admitted to a Polling Station:-

(a) the candidates
(b) the election agents
(c) the polling agents appointed to attend at the polling station for the purpose of detecting personation (but not more than one polling agent will be admitted at the same time to a polling station on behalf of the same party or individual candidate)
(d) the Returning Officer and his/her staff
(e) a constable on duty
(f) the companion of a voter with disabilities
(g) a representative of the Electoral Commission or other officially appointed observer

NO OTHER PERSON WILL BE ADMITTED. CANDIDATES AND AGENTS MUST HAVE THE APPROPRIATE ADMISSION PASS ISSUED BY THE RETURNING OFFICER

In the polling station, candidates, election agents polling agents and observers must not:

- Interfere with the voting process
- Campaign, canvass voters, or distribute literature
- Take a copy of any register of electors which they may have used to mark who has voted out of the polling station until after the close of poll.

3. **Tellers**

The persons specified in the preceding paragraph are those (and only those) who are allowed into the Polling Stations and only for the purposes prescribed by law. There is no provision within the Election Rules for any person (which includes candidates, election agents and polling agents) to act within a Polling Place as Tellers. ANY PERSON SEEKING TO CHECK THE IDENTITY OF VOTERS FOR THE PURPOSE OF ASCERTAINING WHO MAY OR WHO MAY NOT HAVE VOTED IS NOT ALLOWED TO DO SO WITHIN THE POLLING PLACE subject to the comment below regarding inclement weather.

OFFERING LITERATURE WITHIN A POLLING PLACE OR ATTEMPTING BY WHATEVER MEANS TO INFLUENCE VOTERS AS TO WHOM THEY SHOULD OR SHOULD NOT VOTE IS STRICTLY FORBIDDEN.

An official Poll Card is issued by the Returning Officer to each elector. An elector is not required to show, or surrender, a Poll Card to anyone and must not be pressed to do so.

I have given discretion to Presiding Officers that, in the event of inclement weather, and only during such a period, one person on behalf of each party or individual candidate may be allowed into the entrance way within the building, provided –

(1) The building is constructed such as to enable this without those persons being in the Polling Station itself.

(2) The presence of those persons will not inconvenience voters in their passage to and from the room in which polling is taking place.

(3) (a) Those persons must not give the impression that they are employed by the Returning Officer.

(b) If they speak to a voter they should clearly identify themselves as representing whichever party or candidate.

(c) THEY MUST NOT ASK VOTERS WHO THEY INTEND TO VOTE FOR OR FOR WHOM THEY MAY HAVE VOTED.

(d) If they speak to a voter they should concern themselves ONLY with checking who may have voted and they may only do so after an elector has left the Polling Station.

(e) If a person asks a voter for their electoral number, or name and address, it must be made clear to the voter THAT THE INFORMATION DOES NOT HAVE TO BE GIVEN AND IS NOT FOR OFFICIAL PURPOSES. IF THE VOTER REFUSES, HE OR SHE MUST NOT BE PRESSED.

(f) A voter must not be asked to re-enter the Polling Station to retrieve a discarded poll card or ascertain their electoral number.

Those persons who are allowed into Polling Place during a period of inclement weather do so on the basis that they respect any decisions of the Presiding Officer as to their location. Since that decision will be based, in part, on ensuring that access by voters is not obstructed, it is likely to vary from Polling Place to Polling Place. It is also a condition that the Presiding Officer is entitled to require them to remove themselves at the Presiding Officer's discretion (and particularly if there is any breach of the foregoing provisions). The Presiding Officer has an absolute discretion to decide, as a result of the conduct of any person so acting, whether they should be allowed to remain in the polling place.

While what happens outside the Polling Place is not a matter for me as Returning Officer, I hope the foregoing may be regarded as best practice.

A VOTER MUST NOT IN ANY WAY BE IMPEDED OR OBSTRUCTED ON THEIR WAY INTO OR OUT OF THE POLLING STATION OR POLLING PLACE.

4. **Bills and Posters**

Fixing bills or posters to any part of the Polling Place, including walls, railings, fences, etc. is not allowed. Any bills or posters on pavements outside a Polling Place should be positioned so as not to cause any obstruction to pedestrian or vehicular traffic. Any question of obstruction of the pavement is a matter within the jurisdiction of the Police. While it is not my responsibility as Returning Officer, candidates should have regard to –

(a) Any restrictions placed by Local Authorities or Statutory Bodies concerning the posting of election material on their property, including lamp posts and street furniture, and

(b) The statutory restrictions on fly posting.

5. **Rosettes etc**

Subject to the qualification which follows, ROSETTES MAY NOT BE WORN WITHIN A POLLING STATION. Where a duly authorised candidate, election agent or polling agent enters a Polling Station for a few moments (for example to enquire about the total number of votes cast) rosettes need not be removed. If a polling agent remains in a polling station for a prolonged period they are there for the purpose prescribed by the elections rules which is to detect personation, and on that basis they do not require to and should not wear a

rosette or any insignia which conveys the name of a party or candidate. While a rosette may be worn within a Polling Place (but outside the Polling Station) by those who may be allowed into the entrance in periods of inclement weather, again they should not incorporate or represent any words or emblem or letters which communicate the names of any candidate or party. Similarly, other items displaying election material in support of a candidate or party such as T shirts or umbrellas should not be worn or displayed in the Polling Place.

6. Cars displaying election material in support of a candidate or party are not normally allowed inside the Polling Place gate. Such a car bringing an elderly person or a person with disabilities to vote is permitted to bring that person to the door of the Polling Place, where local conditions permit. The car should not be allowed to wait in a conspicuous place while the person is voting and must leave the Polling Place without delay as soon as the person has voted.

   Cars belonging to party workers are not allowed to park within the Polling Place grounds, and, in the interests of assisting voters (particularly elderly persons and people with disabilities) should not monopolise all of the parking space which may be available on the public road immediately outside the Polling Place entrance.

7. **Voters with disabilities**

   For your information polling staff can assist with the needs of voters who are disabled and will assist such voters as requested, at all times observing the voter's right to secrecy. Voters who are disabled may also be accompanied to and from the entrance to the Polling Place – the Polling Clerk can assist here. While party workers who may be canvassing outside the entrance to the Polling Place are not entitled generally in the Polling Place, I have no objections to (and indeed would welcome) such a person assisting a disabled voter to the entrance to the Polling Station (when I would expect the Presiding Officer/Polling Clerk then to assist the voter).

8. **Voting Information**

   While there is no specific entitlement to candidates or duly authorised agents to be informed of the number of persons who have voted, Presiding Officers are permitted to give those persons (and only those persons) a note of the actual number of persons who have voted from time to time throughout the day. INFORMATION AS TO WHETHER A PARTICULAR PERSON HAS OR HAS NOT VOTED WILL NOT BE GIVEN. A Presiding Officer will ensure that meeting such a request does not interfere with his or her official duties.

Pippa Milne
Returning Officer

March 2022

Requirement of Secrecy

SECTION 3 – Subsections (1), (2), (3), (4), (5), and (6) of Section 66 of the Representation of the People Act 1983, as amended

(1) The following persons—
   (a) every returning officer and every presiding officer or clerk attending at a polling station,
   (b) every candidate or election agent or polling agent so attending,
   (c) every person so attending by virtue of any of sections 6A to 6D of the Political Parties, Elections and Referendums Act 2000,
   (d) every person so attending in pursuance of permission granted under section 8 or 9 (observers at Scottish local government elections) of the Local Electoral Administration and Registration Services (Scotland) Act 2006

   shall maintain and aid in maintaining the secrecy of voting and shall not, except for some purpose authorised by law, communicate to any person before the poll is closed any information as to -
   (i) the name of any elector or proxy for an elector who has or has not applied for a ballot paper or voted at a polling station;
   (ii) the number on the register of electors of any elector who, or whose proxy, has or has not applied for a ballot paper or voted at a polling station; or
   (iii) the official mark.

(2) Every person attending at the counting of the votes shall maintain and aid in maintaining the secrecy of voting and shall not—
   (a) ascertain or attempt to ascertain at the counting of the votes the number or other unique identifying mark on the back of any ballot paper;
   (b) communicate any information obtained at the counting of the votes as to the candidate for whom any vote is given on any particular ballot paper.

(3) No person shall—
   (a) interfere with or attempt to interfere with a voter when recording his vote;
   (b) otherwise obtain or attempt to obtain in a polling station information as to the candidate for whom a voter in that station is about to vote or has voted;
   (c) communicate at any time to any person any information obtained in a polling station as to the candidate for whom a voter in that station is about to vote or has voted, or as to the number or other unique identifying mark on the back of the ballot paper given to a voter at that station;
   (d) directly or indirectly induce a voter to display his ballot paper after he has marked it so as to make known to any person the name of the candidate for whom he has or has not voted.

(4) Every person attending the proceedings in connection with the issue or the receipt of ballot papers for persons voting by post shall maintain and aid in maintaining the secrecy of the voting and shall not—
   (a) Except for some purpose authorised by law, communicate, before the poll is closed, to any person any information obtained at those proceedings as to the official mark; or
   (b) except for some purpose authorised by law, communicate to any person at any time any information obtained at those proceedings as to the number or other unique identifying mark on the back of the ballot paper sent to any person; or
   (c) except for some purpose authorised by law, attempt to ascertain at the proceedings in connection with the receipt of ballot papers the number or other unique identifying mark on the back of any ballot paper; or
   (d) attempt to ascertain at the proceedings in connection with the receipt of the ballot papers the candidate for whom any vote is given in any particular ballot paper or communicate any information with respect thereto obtained at those proceedings.

(5) No person having undertaken to assist a blind voter to vote shall communicate at any time to any person any information as to the candidate for whom that voter intends to vote or has voted, or as to the number or other unique identifying mark on the back of the ballot paper given for the use of that voter.

(6) If a person acts in contravention of this section he shall be liable on summary conviction to a fine not exceeding level 5 on the standard scale or to imprisonment for a term not exceeding 6 months.