

**REPRESENTATION OF THE PEOPLE (AMENDMENT)
(NO. 2) BILL 2015**

Explanatory Memorandum

1. This Bill is promoted by Mr Malarkey MHK. Its objective is to rename the constituency of Douglas West, as constituted by the amendment to the Representation of the People Act 1995 by section 3 of the Representation of the People (Amendment) Act 2014. That section replaced the former section 11 with new sections 11 and 11A. The latter constituted 12 two-member constituencies in place of the existing constituencies which were of differing sizes and returned either 1, 2 or 3 members.
2. Clause 1 provides for the short title of the resulting Act.
3. Clause 2 provides for the revocation of the resulting Act on the first anniversary of the 2016 general election to the Keys, subject to savings for the continuing effect of the changes effected by clauses 4 and 5.
4. Clause 3 defines “the 1995 Act” in order to avoid cumbersome repetition of the Act’s full title (the Representation of the People Act 1995).
5. Clause 4 renames the constituency named “Douglas West” by section 11A(1) of the 1995 Act (which was inserted by section 3 of the Representation of the People (Amendment) Act 2014) as Douglas South. Subsection (2) textually amends section 11A(1) of the 1995 Act to reflect the renaming.
6. Clause 5 contains transitional and supplemental provisions to ensure that anything done, before the date on which the renaming takes effect, in relation to the constituency of Douglas West as constituted by 2014 Act is treated as having been done in relation to the renamed constituency. It makes clear that the renaming does not require the Department of Infrastructure to produce new maps of the renamed constituency or require a new order providing for the polling districts of the renamed constituency.
7. The Bill does not involve additional public expenditure, and has no effect on Government income.
8. In the opinion of the member moving the Bill its provisions are compatible with the Convention rights within the meaning of the *Human Rights Act 2001*.



Ellan Vannin

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Ellan Vannin

REPRESENTATION OF THE PEOPLE (AMENDMENT) (NO. 2) BILL 2015

1 A **BILL** to rename the Douglas West constituency; and for connected purposes.

BE IT ENACTED by the Queen’s Most Excellent Majesty, by and with the advice and consent of the Council and Keys in Tynwald assembled, and by the authority of the same, as follows:—

2 **1 Short title**

3 The short title of this Act is the Representation of the People (Amendment) (No.
4 2) Act 2015.

5 **2 Revocation**

6 (1) This Act is repealed on the first anniversary of the general election to the
7 Keys in 2016.

8 (2) But the repeal does not affect the continuing effect of —

9 (a) the renaming of the constituency effected by section 4(1);

10 (b) the amendment effected by section 4(2);

11 (c) the transitional and supplemental provisions in section 5.

12 **3 Interpretation**

13 In this Act “**the 1995 Act**” means the *Representation of the People Act 1995*.

14 **4 Douglas West constituency renamed Douglas South**

15 (1) The Keys constituency of Douglas West created by section 11A(1) of the
16 1995 Act is renamed “Douglas South”.

17 (2) In that subsection for “Douglas West” substitute “Douglas South”.

18 **5 Transitional and supplemental provisions**

19 (1) Any reference in an enactment or other public document referring to the
20 constituency of Douglas West created as mentioned in section 11A(1) of
21 the 1995 Act (in whatever terms) is to be construed, on and after the

1 coming into operation of this Act, as referring to the constituency of
2 Douglas South.

3 (2) Anything done before the coming into operation of this Act in relation to
4 the constituency of Douglas West so created is to be construed and has
5 effect, as if it had been done in relation to the constituency of Douglas
6 South.

7 (3) Without limiting the effect of subsections (1) and (2) the renaming of the
8 constituency effected by section 4(1) does not –

9 (a) require the Department of Infrastructure to produce a map under
10 section 11A(2) of the 1995 Act showing the renamed
11 constituency's boundaries; or

12 (b) affect the continuing validity of the Polling Districts (Keys
13 Elections) Order 2015 [SD 2015/0227] so far as it relates to the
14 renamed constituency.

IN THE KEYS

**REPRESENTATION OF THE PEOPLE (AMENDMENT)
(NO. 2) BILL 2015**

A **BILL** to rename the Douglas
West constituency; and for
connected purposes.

Leave to introduce given by the Keys
on 27 October 2015.

MR MALARKEY

NOVEMBER 2015