

Statutory Document No. 2020/0173

*The Emergency Powers Act 1936*

EMERGENCY POWERS (LOCAL ELECTIONS) REGULATIONS 2020¹

Laid before Tynwald: 27 March 2020
Approved by Tynwald: 27 March 2020
Coming into operation: in accordance with regulation 2

The Governor in Council, by Order, makes the following Regulations under section 4(1) of The Emergency Powers Act 1936.

1 Title

These Regulations are the Emergency Powers (Local Elections) Regulations 2020.

2 Commencement

These Regulations come into operation immediately after they are made¹.

3 Interpretation

In these Regulations “**the Act**” means the Local Elections Act 1986.

4 Postponement of the Local Elections

The local elections due to be held, in accordance with section 3 of the Act, on 23 April 2020 are postponed until 22 April 2021.

5 Consequential amendments of the Act

- (1) The Act is amended as follows.
- (2) In sections 3(1) and 5, for “2004” substitute **2021**.
- (3) In section 3(2), for “The Department” substitute **Subject to subsection (3), the Department**.
- (4) After section 3(2), insert —

¹ By virtue of section 4(2) of the Emergency Powers Act 1936, the Regulations made under this Order must be laid before Tynwald within 7 days of being made and only continue in force beyond 7 days of being so laid if Tynwald passes a resolution to that effect.

- 4(3) Subsection (2) does not apply to the elections to be held in 2021. 22.

6 Continuation of tenure of office

- (1) Every person who is currently a member of a local authority remains in office until 1 May 2021, unless he or she earlier vacates office.
- (2) Paragraph (1) does not apply to the parish districts of Arbory and Rushen.

7 Amendment to the Douglas (Alteration of Wards and Number of Members) Scheme 2018

- (1) The Douglas (Alteration of Wards and Number of Members) Scheme 2018² is amended as follows.
- (2) In paragraph 4 (elections of the Borough of Douglas), for “2020” substitute 22 2021 22.

8 Amendment to the Douglas (Alteration of Wards and Number of Members) Order 2019

- (1) The Douglas (Alteration of Wards and Number of Members) Order 2019³ is amended as follows.
- (2) For article 4(3)(b) (commencement of scheme), substitute —
22 (b) for all other purposes on 22 April 2021. 22.

9 Amendment to the Port Erin (Number of Members) Order 2019

- (1) The Port Erin (Number of Members) Order 2019⁴ is amended as follows.
- (2) For article 4(3)(b) (commencement of scheme), substitute —
22 (b) for all other purposes on 22 April 2021. 22.

10 Amendment to the Port St Mary (Number of Members) Order 2019

- (1) The Port St Mary (Number of Members) Order 2019⁵ is amended as follows.
- (2) For article 4(3)(b) (commencement of scheme), substitute —
22 (b) for all other purposes on 22 April 2021. 22.

² SD 2018/0228.

³ SD 2019/0137.

⁴ SD 2019/0388.

⁵ SD 2019/0389.

11 Amendment to the Arbory and Rushen (Local Government District) Order 2019

- (1) The Arbory and Rushen (Local Government District) Order 2019⁶ is amended as follows.
- (2) In article 5 (commissioners of the Arbory and Rushen parish district) –
 - (a) for paragraph (2) substitute –
 - ¶(2) On and after 1 May 2021, there shall be 6 Commissioners.
 - (2A) There shall be 10 Commissioners from the appointed day to 30 April 2021 (inclusive).This paragraph shall cease to have effect on 1 May 2021. ¶;
 - (b) for paragraph (4), substitute –
 - ¶(4) The first Commissioners for the Arbory and Rushen Parish District take up office on the appointed day and hold office for a 1 year term. ¶;
 - (c) after paragraph (4), insert –
 - ¶(5) On and after 1 May 2021, Commissioners for the Arbory and Rushen Parish District who take up office on the 1 May 2021 shall hold office for a 4 year term (and their successors shall take up office in each fourth succeeding year, other than when filling a casual vacancy in their number). ¶;
- (3) For article 9(2) (division of Arbory and Rushen district into wards), substitute –
 - ¶(2) On and after 1 May 2021, each ward shall elect 3 of the Commissioners.
 - (2A) Each ward shall be represented by 5 Commissioners from the former authorities that make up that ward on the appointed day for the period up to 30 April 2021 (inclusive).This paragraph shall cease to have effect on 1 May 2021. ¶.

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⁶ SD 2019/0498.

ENDNOTES

Table of Endnote References

¹ The format of this legislation has been changed as provided for under section 75 of, and paragraph 2 of Schedule 1 to, the Legislation Act 2015. The changes have been approved by the Attorney General after consultation with the Clerk of Tynwald as required by section 76 of the Legislation Act 2015.