

Office Use only	Date received	Time received	Initials	No.

<b>1a</b>	<b>Nomination Paper</b>	<b>Parish elections in England</b>
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<b>ELECTION OF TOWN COUNCILLORS for</b>
<b>Newton Abbot Buckland &amp; Milber</b>
<b>Date of election: Thursday 4 May 2023</b>

We, the undersigned, being local government electors for the said electoral area, do hereby nominate the under-mentioned person as a candidate at the said election.

Candidate's Details	
<b>Candidate's surname</b>	<b>Title:</b>
<b>Forenames in full</b>	
<b>Commonly used surname (if any)</b>	
<b>Commonly used forenames (if any)</b>	
<b>Description (if any) use no more than six words</b>	

	Signature	Print name	* Electoral number	
			Polling district	Elector number
<b>Proposer:</b>				
<b>Secunder:</b>				

\* Please note, an electoral number is the distinctive polling district letters plus the number on the register

Please read the notes on the reverse of this form before you complete it

## Notes

1. The attention of candidates and electors is drawn to the rules for filling up nomination papers and other provisions relating to nomination papers contained in the election rules in the Local Elections (Parishes and Communities) Rules 2006 (as amended).
2. Where a candidate is commonly known by some title they may be described by their title as if it were their surname.
3. Where a candidate commonly uses a name that is different from any other name they have, 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.
4. But the ballot paper will show the other name if the Returning Officer thinks that the use of the commonly used name may
  - (a) be likely to mislead or confuse electors, or
  - (b) that the commonly used name is obscene or offensive.
5. An elector may not –
  - (a) subscribe more nomination papers than there are vacancies to be filled in the electoral area in which the election is held; or
  - (b) subscribe a nomination paper for more than one ward in a parish divided into wards.
6. In this form 'elector' –
  - (a) means a person whose name is registered in the register of local government electors for the electoral area in question on the last day for the publication of notice of election; and
  - (b) includes a person then shown in the register as below voting age if (but only if) it appears from the register that he will be of voting age on the day fixed for the poll.
7. However, a person who has an anonymous entry in the register of local government electors cannot nominate a candidate for election.

## General Data Protection Regulation (GDPR)

Revised data protection legislation applies to the processing of all personal data. When collecting subscriber information, you should point out what the information will be used for, how personal data will be processed and kept secure. The lawful basis to collect the information in the nomination form 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. You should explain that the information will be shared with the Returning Officer. For further information on data protection and processing you should refer to the Returning Officer's privacy notice at [www.teignbridge.gov.uk/privacy](http://www.teignbridge.gov.uk/privacy)

For further information about how the General Data Protection Regulation affects you please contact the Information Commissioner's Office.

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**1b**

**Home address form**

**Parish elections in England**

<b>Name of Parish (including ward, where applicable)</b>	<b>Newton Abbot Buckland &amp; Milber</b>	<b>Date of election:</b>	<b>Thursday 4 May 2023</b>
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**You must complete Part 1**

**Only complete Part 2 if you do not wish your home address to be made public**

**Part 1: To be completed by all candidates in England**

<b>Full name of candidate</b>	
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<b>Home address (in full)</b>	
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**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).**

<b>Qualifications that apply (tick those which apply)</b>	<b>Address</b>
(a) I am registered as a local government elector for the area of the parish named above	
(b) I have, during the whole of the preceding 12 months occupied as owner or tenant land or other premises in the parish named above	
(c) my principal or only place of work during the preceding 12 months has been in the parish named above	
(d) I have, during the whole of the preceding 12 months resided in the parish named above or within 4.8 kilometres of it	

**Witness details**

<b>Full name of the person who will witness the candidate's consent to nomination form</b>	
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<b>Full home address of the person who will witness the candidate's consent to nomination form</b>	
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**End of Part 1 - If you are only completing Part 1, please now deliver this form with the nomination paper to the Returning Officer by no later than 4pm on the last day to deliver nominations. If you do not wish your home address to be made public please complete Part 2 of the form (continued on the reverse of this page).**

**Part 2: To be completed in full only if you do not wish your home address to be made public**

Note: Please submit this part (Part 2) of the home address form with your nomination papers, even if your home address is to be made public.

If you request that your home address is not made public then your address will not appear on the statement of persons nominated, notice of poll or the ballot paper. Instead 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 statement of persons nominated, notice of poll and the ballot paper.

**Statement: I require my home address not to be made public**

**The relevant area my home address is situated in:**

(insert name of relevant area, i.e. if your home address is in Teignbridge, the relevant area is Teignbridge)<sup>2</sup>

**or**

**My home address is situated outside the UK. My home address is situated in:**

(insert name of country)

**Signature of candidate (only required where Part 2 above has been completed)**

**Candidate's signature:**

**Date:**

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

<sup>2</sup> 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 England:**

- if the address is within a district for which there is a district council, that district, i.e. Teignbridge 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

**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

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<b>1c</b>	<b>Candidate's consent to nomination</b>	<b>Parish elections in England</b>
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\* You must declare that you meet at least one of the listed qualification(s) below. **To do this, strike through any that do not apply.** Any qualification(s) that apply must match the information given on your home address form.

<b>Date of election:</b>	<b>Thursday 4 May 2023</b>		
<b>I (name in full):</b>			
<b>hereby consent to my nomination as a candidate for election as Town Councillor for the Parish of:</b>	<b>Newton Abbot Buckland &amp; Milber</b>	<b>(include name of ward, where applicable)</b>	
<p>I declare that on the day of my nomination, I am qualified and that, if there is a poll on the day of election, I will be qualified to be so elected by virtue of being on that day or those days a qualifying Commonwealth citizen, a citizen of the Republic of Ireland or a citizen of a Member State of the European Union, who has attained the age of 18 years and that:</p>			
*a. I am registered as a local government elector for the area of the parish named above; or			
*b. I have, during the whole of the 12 months preceding that day or those days occupied as owner or tenant land or other premises in the parish named above; or			
*c. my principal or only place of work during those 12 months has been in the parish named above; or			
*d. I have during the whole of those 12 months resided in that parish named above or within 4.8 kilometres of it.			
<p>I declare that to the best of my knowledge and belief I am not disqualified for being elected by reason of any disqualification set out in, or decision made under, sections 80 or 81A of the Local Government Act 1972 or section 34 of the Localism Act 2011 (copies of which are printed overleaf).</p> <p>Note:1 a candidate who is qualified by more than one qualification may complete any of those which may apply.</p> <p>Note 2: Disqualifications set out under s.81A of the Local Government Act 1972 only apply to a person who is subject to any relevant notification requirements, or relevant order, made on or after 28 June 2022.</p>			
<b>Date of birth:</b>	<b>Signature:</b>	<b>Date of consent</b>	
<b>Witness: I confirm the above-mentioned candidate signed the declaration in my presence.</b>			
<b>Witness (name in full):</b>			
<b>Witness's signature:</b>			

**Local Government Act 1972****80. Disqualifications for election and holding office as member of local authority.**

(1) Subject to the provisions of section 81 below, a person shall be disqualified for being elected or being a member of a local authority if he –

- (a) holds any paid office or employment (other than the office of chairman, vice-chairman, deputy chairman, presiding member or deputy presiding member or, in the case of a local authority which are operating executive arrangements which involve a leader and cabinet executive, the office of executive leader or member of the executive) appointments or elections to which are or may be made or confirmed by the local authority or any committee or sub-committee of the authority or by a joint committee or National Park authority on which the authority are represented or by any person holding any such office or employment; or
- (b) is the subject of a bankruptcy restrictions order or an interim bankruptcy restrictions order, or a debt relief restrictions order under Schedule 4ZB of the Insolvency Act 1986; or
- (c) [This has been removed and no longer applies]
- (d) has within five years before the day of election or since his election been convicted in the United Kingdom, the Channel Islands or the Isle of Man 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
- (e) is disqualified for being elected or for being a member of that authority under Part III of the Representation of the People Act 1983.

(2) Subject to the provisions of section 81 below, a paid officer of a local authority who is employed under the direction of –

- (a) a committee or sub-committee of the authority any member of which is appointed on the nomination of some other local authority; or
- (b) a joint board, joint authority, economic prosperity board, combined authority, joint waste authority or joint committee on which the authority are represented and any member of which is so appointed;

shall be disqualified for being elected or being a member of that other local authority.

(2AA) A paid member of staff of the Greater London Authority who is employed under the direction of a joint committee the membership of which includes –

- (a) one or more persons appointed on the nomination of the Authority acting by the Mayor, and
- (b) one or more members of one or more London borough councils appointed to the committee on the nomination of those councils,

shall be disqualified for being elected or being a member of any of those London borough councils.

(2A) Subsection (2) above shall have effect as if the reference to a joint board included a reference to a National Park authority.

(2B) For the purposes of this section a local authority shall be treated as represented on a National Park authority if it is entitled to make any appointment of a local authority member of the National Park authority.

(3) Subsection (1)(a) shall have effect in relation to a teacher in a school maintained by the local authority who does not hold an employment falling within that provision as it has effect in relation to a teacher in such a school who holds such an

employment.

(5) For the purposes of subsection (1)(d) above, the ordinary date on which the period allowed for making an appeal or application with respect to the conviction expires or, if such an appeal or application is made, the date on which the appeal or application is finally disposed of or abandoned or fails by reason of the non-prosecution thereof shall be deemed to be the date of the conviction.

### **81. Exception to provisions of section 80**

(4) Section 80(2) and (3) above shall not operate so to disqualify –

- (a) any person by reason of his being a teacher, or otherwise employed, in a school or other educational institution maintained or assisted by a county council for being a member of a district council by reason that the district council nominates members of the education committee of the county council

### **81A. Disqualification relating to sexual offences etc**

(1) A person is disqualified for being elected or being a member of a local authority in England if the person is subject to—

- (a) any relevant notification requirements, or
- (b) a relevant order.

(2) In this section "relevant notification requirements" means—

- (a) the notification requirements of Part 2 of the Sexual Offences Act 2003;
- (b) the notification requirements of Part 2 of the Sex Offenders (Jersey) Law 2010;
- (c) the notification requirements of Part 2 of the Criminal Justice (Sex Offenders and Miscellaneous Provisions) (Bailiwick of Guernsey) Law 2013;
- (d) the notification requirements of Schedule 1 to the Criminal Justice Act 2001 (an Act of Tynwald: c. 4).

(3) In this section "relevant order" means—

- (a) a sexual harm prevention order under section 345 of the Sentencing Code;
- (b) a sexual harm prevention order under section 103A of the Sexual Offences Act 2003;
- (c) a sexual offences prevention order under section 104 of that Act;
- (d) a sexual risk order under section 122A of that Act;
- (e) a risk of sexual harm order under section 123 of that Act;
- (f) a risk of sexual harm order under section 2 of the Protection of Children and Prevention of Sexual Offences (Scotland) Act 2005;
- (g) a sexual risk order under section 27 of the Abusive Behaviour and Sexual Harm (Scotland) Act 2016;
- (h) a restraining order under Article 10 of the Sex Offenders (Jersey) Law 2010;
- (i) a child protection order under Article 11 of that Law;

- (j) a sexual offences prevention order under section 18 of the Criminal Justice (Sex Offenders and Miscellaneous Provisions) (Bailiwick of Guernsey) Law 2013;
  - (k) a risk of sexual harm order under section 22 of that Law;
  - (l) a sexual offences prevention order under section 1 of the Sex Offenders Act 2006 (an Act of Tynwald: c. 20);
  - (m) a risk of sexual harm order under section 5 of that Act.
- (4) For the purposes of subsection (1)(a), a person who is subject to any relevant notification requirements is not to be regarded as disqualified until—
- (a) the expiry of the ordinary period allowed for making an appeal or application against the conviction, finding, caution, order or certification in respect of which the person is subject to the relevant notification requirements, or
  - (b) if such an appeal or application is made, the date on which it is finally disposed of or abandoned or fails because it is not prosecuted.
- (5) For the purposes of subsection (1)(b), a person who is subject to a relevant order is not to be regarded as disqualified until—
- (a) the expiry of the ordinary period allowed for making an appeal against the relevant order, or
  - (b) if such an appeal is made, the date on which it is finally disposed of or abandoned or fails because it is not prosecuted.

### Localism Act 2011

*Section 34(4) describes how a person may be disqualified from standing in local government elections under this section. The remaining provisions of section 34 do not directly affect a person's entitlement to stand for election*

#### 34 Offences

- (1) A person commits an offence if, without reasonable excuse, the person—
- (a) fails to comply with an obligation imposed on the person by section 30(1) or 31(2), (3) or (7),
  - (b) participates in any discussion or vote in contravention of section 31(4), or
  - (c) takes any steps in contravention of section 31(8).
- (2) A person commits an offence if under section 30(1) or 31(2), (3) or (7) the person provides information that is false or misleading and the person—
- (a) knows that the information is false or misleading, or
  - (b) is reckless as to whether the information is true and not misleading.
- (3) A person who is guilty of an offence under this section is liable on summary conviction to a fine not exceeding level 5 on the standard scale.
- (4) A court dealing with a person for an offence under this section may (in addition to any other power exercisable in the person's case) by order disqualify the person, for a period

not exceeding five years, for being or becoming (by election or otherwise) a member or co-opted member of the relevant authority in question or any other relevant authority.

(5) A prosecution for an offence under this section is not to be instituted except by or on behalf of the Director of Public Prosecutions.

(6) Proceedings for an offence under this section may be brought within a period of 12 months beginning with the date on which evidence sufficient in the opinion of the prosecutor to warrant the proceedings came to the prosecutor's knowledge.

(7) But no such proceedings may be brought more than three years—

(a) after the commission of the offence, or

(b) in the case of a continuous contravention, after the last date on which the offence was committed.

(8) A certificate signed by the prosecutor and stating the date on which such evidence came to the prosecutor's knowledge is conclusive evidence of that fact; and a certificate to that effect and purporting to be so signed is to be treated as being so signed unless the contrary is proved.

(9) The Local Government Act 1972 is amended as follows.

(10) In section 86(1)(b) (authority to declare vacancy where member becomes disqualified otherwise than in certain cases) after “ 2000 ” insert “ or section 34 of the Localism Act 2011 ”.

(11) In section 87(1)(ee) (date of casual vacancies)—

(a) after “2000” insert “ or section 34 of the Localism Act 2011 or ”, and

(b) after “decision” insert “ or order ”.

(12) The Greater London Authority Act 1999 is amended as follows.

(13) In each of sections 7(b) and 14(b) (Authority to declare vacancy where Assembly member or Mayor becomes disqualified otherwise than in certain cases) after subparagraph (i) insert—

“(ia) under section 34 of the Localism Act 2011,”.

(14) In section 9(1)(f) (date of casual vacancies)—

(a) before “or by virtue of” insert “ or section 34 of the Localism Act 2011 ”, and

(b) after “that Act” insert “ of 1998 or that section ”.



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**2**

**Certificate of authorisation**

**Parish election in England**

To accompany the nomination of a candidate standing on behalf of a registered political party. (Note: candidates standing on behalf of two or more parties require a certificate from each party and each must allow the same registered joint description to be used).

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

This certificate authorises the candidate to use a specific registered description or the name of the party as registered with the Electoral Commission, or to use 'any registered description or the party name as registered with the Electoral Commission'.

This authorised party name or description can then be included by the candidate on the nomination form. It is this which will appear as their description on the ballot paper. Party names and registered descriptions are listed on the Electoral Commission's website (<http://search.electoralcommission.org.uk>).

**Details of candidate to be authorised and the allowed description/party name**

<b>Parish (including ward where applicable)</b>	<b>Newton Abbot Buckland &amp; Milber</b>	<b>Date of election:</b>	<b>Thursday 4 May 2023</b>
<b>The candidate (name in full):</b>			
<b>Name of political party:</b>	Political party registered with the Electoral Commission		
<b>I hereby certify that the candidate may include the following registered description or party name in their nomination form:</b>			
<b>Note: it is an offence to sign this form if you are not the party's registered nominating officer or authorised to do so by the party's registered nominating officer</b>			
<b>Signature of party's registered Nominating Officer (or person authorised by the registered Nominating Officer):</b>			
<b>Name of person signing this form:</b>			
<b>Date:</b>			

This form must be delivered to the Returning Officer by no later than 4pm on the last day to deliver nominations.



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**3**

**Request for a party emblem**

**Parish election in England**

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

Party emblems are listed on the Electoral Commission’s website (<http://search.electoralcommission.org.uk>).

This form must be signed by the candidate.

<b>Candidate’s request for use of an emblem</b>			
<b>Parish (including ward where applicable)</b>	<b>Newton Abbot Buckland &amp; Milber</b>	<b>Date of election:</b>	<b>Thursday 4 May 2023</b>
<b>Candidate name in full:</b>			
<b>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)</b>			
<b>Emblem to be used (Please use name or description as on the <a href="http://www.electoralcommission.org.uk">Electoral Commission’s website</a>):</b>			
<b>Candidate’s Signature:</b>			
<b>Date:</b>			

This form is only effective if delivered for a candidate standing on behalf of a political party to the Returning Officer by no later than 4pm on the last day to deliver nominations.

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 you are standing for. Please indicate the name of the party and the emblem name in the ‘Emblem to be used’ box above.



## Request for a copy of the Full Register of Electors 2023

As required by Section 102 of the Representation of the People Regulations 2001

I (insert name) \_\_\_\_\_

As candidate for the Parish of **Newton Abbot Buckland & Milber** (including ward where applicable)

Request that a full copy of the Register of Electors 2031 be supplied in accordance with the above regulation, to be used for electoral purposes in connection with the election(s) on

**Thursday 4 May 2023**

for the Parish of **Newton Abbot Buckland & Milber** (including ward, where applicable)

**The regulations state that if no preference is indicated a DATA copy must be supplied.**

**I therefore request that the copy is supplied in the following format:  
(Please tick below as required)**

- DATA format (pdf of printable version sent by e-mail)**
- DATA format (Excel Spreadsheet sent by e-mail)**
- PRINTED hard copy (if you choose to receive a printed hard copy you will need to make arrangements to collect it from our Forde House offices. You will need to speak to the office to arrange this by calling 01626 215104)**

**If I withdraw my candidature, or I am not elected, I will securely destroy my copy of the register or return it to the Electoral Registration Officer.**

Signed \_\_\_\_\_

Print Name \_\_\_\_\_ Date \_\_\_\_ / \_\_\_\_ / 2023

Please provide your email address below

Email: \_\_\_\_\_

***Please read information overleaf on use of the Full Register of Electors***

## SUPPLY OF THE FULL REGISTER OF ELECTORS

This register has been supplied to you in accordance with the Representation of the People (England and Wales) Regulations 2001.

No person supplied with the Full Register shall supply a copy of it, disclose any information it contains or make use of such information other than for the particular purpose for which the copy is supplied. The particular purposes are outlined in Regulations 103-114 and are as follows:

<b><i>To whom the full register has been supplied</i></b>	<b><i>The particular purpose for which the copy has been supplied</i></b>
Member of Parliament or Member of European Parliament for the Region	<i>'for electoral purposes' or 'for complying with the controls on donations contained in Schedule 7 to the Political Parties, Elections and Referendum Act 2000 or Schedule 2A of the Representation of the People Act 1983'</i>
A Councillor (County, District, Town or Parish)	<i>'for electoral purposes' or 'for complying with the controls on donations contained in Schedule 7 to the Political Parties, Elections and Referendum Act 2000 or Schedule 2A of the Representation of the People Act 1983'</i>
A person nominated to act for a local constituency party	<i>'electoral purposes or the purposes of electoral registration'</i>
A Registered Political Party other than a minor party, a 'third party' (in national election campaigns) or a permitted applicant (in national referendums)	<i>electoral purposes or campaigns for referendums or controls on donations</i>
The District Council	<i>'the discharge of a statutory function of the council or any other local authority relating to security, law enforcement or crime prevention or for statistical purposes in which case no information shall be disclosed which includes the name and address of any elector'</i>
Town and Parish Councils	<i>'for the purpose of establishing whether any person is entitled to attend and participate in a meeting of or take any action on behalf of the parish or community as the case may be'</i>
Election Candidates	<i>'for electoral purposes'</i>
Police Forces and defined criminal agencies	<i>'for the purpose of the prevention and detection of crime and the enforcement of the criminal law'</i>

In accordance with Regulation 115, it is an offence to contravene these regulations. A person found guilty of such a contravention could be liable to a fine up to level 5 on the standard scale which is presently £5,000.