







# Doubtful ballot papers – allowed votes: Region

Suggested examples of allowed votes are provided here. All of these examples are based on previous case law or taken from the specific rules for this election. Ultimately the decision on any particular ballot paper rests with the Constituency Returning Officer and it is for them to determine their own view of the application of case law.




Case references can be found in *Supporting the Scottish Parliamentary election – Dealing with doubtful ballot papers*. Other references are to the election rules (Schedule 2 of The Scottish Parliament (Elections etc.) Order 2015).

Election of Members of the Scottish Parliament for the [XXXXXXXXXXXXXXXXXX] Region		
Vote <b>only once</b> by putting a cross in the box next to your choice <input checked="" type="checkbox"/>		
A Party		<input type="checkbox"/>
B Party		<input type="checkbox"/>
C Party		<input checked="" type="checkbox"/>
Candidate D Independent		<input type="checkbox"/>
Candidate E Independent		<input type="checkbox"/>




Allow for C Party – Berwick-upon-Tweed case and Rule 58(2)(a).

Election of Members of the Scottish Parliament for the [XXXXXXXXXXXXXXXXXX] Region		
Vote <b>only once</b> by putting a cross in the box next to your choice <input checked="" type="checkbox"/>		
A Party		<input type="checkbox"/>
B Party		<input type="checkbox"/>
C Party		<input type="checkbox"/>
Candidate D Independent	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
Candidate E Independent		<input type="checkbox"/>




Allow for candidate D – Rule 58(2)(c).

Election of Members of the Scottish Parliament for the [XXXXXXXXXXXXXXXXXX] Region		
Vote <b>only once</b> by putting a cross in the box next to your choice <input checked="" type="checkbox"/>		
A Party		<input type="checkbox"/>
B Party		<input type="checkbox"/>
C Party		<input type="checkbox"/>
Candidate D Independent		<input type="checkbox"/>
Candidate E Independent		<input type="checkbox"/>




Allow for B Party – Rule 58(2)(a) and (b).

Election of Members of the Scottish Parliament for the [XXXXXXXXXXXXXXXXXX] Region		
Vote <b>only once</b> by putting a cross in the box next to your choice <input checked="" type="checkbox"/>		
A Party		<input type="checkbox"/>
B Party		<input type="checkbox"/>
C Party		<input type="checkbox"/>
Candidate D Independent		<input type="checkbox"/>
Candidate E Independent		<input checked="" type="checkbox"/>

Allow for candidate E – Rule 58(2)(a) and (b).




Election of Members of the Scottish Parliament for the [XXXXXXXXXXXXXXXXXX] Region		
Vote <b>only once</b> by putting a cross in the box next to your choice <input checked="" type="checkbox"/>		
A Party		<input checked="" type="checkbox"/>
B Party		<input type="checkbox"/>
C Party		<input type="checkbox"/>
Candidate D Independent		<input type="checkbox"/>
Candidate E Independent		<input checked="" type="checkbox"/>

Allow for candidate E – Cirencester case, *Eley v Durant* and Rule 58(2)(c).

Election of Members of the Scottish Parliament for the [XXXXXXXXXXXXXXXXXX] Region		
Vote <b>only once</b> by putting a cross in the box next to your choice <input checked="" type="checkbox"/>		
A Party		<input type="checkbox"/>
B Party		<input type="checkbox"/>
C Party		<input type="checkbox"/>
Candidate D Independent		<input type="checkbox"/>
Candidate E Independent		<input type="checkbox"/>




A Party!

Allow for candidate A Party – *Ruffle v Rogers* and Rule 58(2)(a) and (b).

Election of Members of the Scottish Parliament for the [XXXXXXXXXXXXXXXXXX] Region		
Vote <b>only once</b> by putting a cross in the box next to your choice <input checked="" type="checkbox"/>		
A Party		<input type="checkbox"/>
B Party		<input type="checkbox"/>
C Party		<input type="checkbox"/>
Candidate D Independent		<input type="checkbox"/>
Candidate E Independent		<input type="checkbox"/>

4  
3  
1  
5  
2

Allow for C Party – Rule 58(3).




Election of Members of the Scottish Parliament for the [XXXXXXXXXXXXXXXXXX] Region		
Vote <b>only once</b> by putting a cross in the box next to your choice <input checked="" type="checkbox"/>		
A Party		<input type="checkbox"/>
B Party		<input checked="" type="checkbox"/>
C Party		<input type="checkbox"/>
Candidate D Independent		<input type="checkbox"/>
Candidate E Independent		<input type="checkbox"/>




Allow for B Party – *Levers v Morris* and Rule 58(2)(c). See also Schofield's Election Law, Volume 5, Appendix E, E20 (Shaw and Sons, 2008, as updated by supplement issue no. 1).




# Doubtful ballot papers – rejected votes: Region




Suggested examples of rejected votes are provided here. All of these examples are based on previous case law or taken from the specific rules for this election. Ultimately the decision on any particular ballot paper rests with the Constituency Returning Officer and it is for them to determine their own view of the application of case law.

Case references can be found in *Supporting the Scottish Parliamentary election – Dealing with doubtful ballot papers*. Other references are to the election rules (Schedule 2 of The Scottish Parliament (Elections etc.) Order 2015).

Election of Members of the Scottish Parliament for the [XXXXXXXXXXXXXXXXXX] Region		
Vote <b>only once</b> by putting a cross in the box next to your choice <input checked="" type="checkbox"/>		
A Party		<input checked="" type="checkbox"/>
B Party		<input type="checkbox"/>
C Party		<input checked="" type="checkbox"/>
Candidate D Independent		<input type="checkbox"/>
Candidate E Independent		<input type="checkbox"/>

Election of Members of the Scottish Parliament for the [XXXXXXXXXXXXXXXXXX] Region		
Vote <b>only once</b> by putting a cross in the box next to your choice <input checked="" type="checkbox"/>		
A Party		<input type="checkbox"/>
B Party		<input checked="" type="checkbox"/>
C Party		<input checked="" type="checkbox"/>
Candidate D Independent		<input type="checkbox"/>
Candidate E Independent		<input type="checkbox"/>

Election of Members of the Scottish Parliament for the [XXXXXXXXXXXXXXXXXX] Region		
Vote <b>only once</b> by putting a cross in the box next to your choice <input checked="" type="checkbox"/>		
A Party		<input type="checkbox"/>
B Party		<input type="checkbox"/>
C Party	R. Brown 77 Poppy Drive 	<input checked="" type="checkbox"/>
Candidate D Independent		<input type="checkbox"/>
Candidate E Independent		<input type="checkbox"/>




Election of Members of the Scottish Parliament for the [XXXXXXXXXXXXXXXXXX] Region		
Vote <b>only once</b> by putting a cross in the box next to your choice <input checked="" type="checkbox"/>		
A Party		<input type="checkbox"/>
B Party		<input type="checkbox"/>
C Party		<input type="checkbox"/>
Candidate D Independent		<input checked="" type="checkbox"/>
Candidate E Independent		<input type="checkbox"/>




Reject – voted for more than one registered party or individual candidate. Rule 58(1)(c).




Reject – voter's intention uncertain. *Buckrose* case and Rule 58(1)(e).




Reject – voter can be identified. *Woodward v Sarsons*, *South Newington* case and Rule 58(1)(d).

Reject – voted for more than one registered party or individual candidate. Rule 58(1)(c).

Election of Members of the Scottish Parliament for the [XXXXXXXXXXXXXXXXXX] Region		
Vote <b>only once</b> by putting a cross in the box next to your choice <input checked="" type="checkbox"/>		
A Party		<input type="checkbox"/>
B Party		<input type="checkbox"/>
C Party		<input type="checkbox"/>
Candidate D Independent		<input type="checkbox"/>
Candidate E Independent		<input type="checkbox"/>

Election of Members of the Scottish Parliament for the [XXXXXXXXXXXXXXXXXX] Region		
Vote <b>only once</b> by putting a cross in the box next to your choice <input checked="" type="checkbox"/>		
A Party		<input type="checkbox"/>
B Party		<input checked="" type="checkbox"/>
C Party		<input checked="" type="checkbox"/>
Candidate D Independent		<input checked="" type="checkbox"/>
Candidate E Independent		<input checked="" type="checkbox"/>

Election of Members of the Scottish Parliament for the [XXXXXXXXXXXXXXXXXX] Region		
Vote <b>only once</b> by putting a cross in the box next to your choice <input checked="" type="checkbox"/>		
A Party		<input type="checkbox"/>
B Party		<input type="checkbox"/>
C Party		<input type="checkbox"/>
Candidate D Independent		<input type="checkbox"/>
Candidate E Independent		<input checked="" type="checkbox"/>

Election of Members of the Scottish Parliament for the [XXXXXXXXXXXXXXXXXX] Region		
Vote <b>only once</b> by putting a cross in the box next to your choice <input checked="" type="checkbox"/>		
A Party		<input type="checkbox"/>
B Party		<input type="checkbox"/>
C Party		<input type="checkbox"/>
Candidate D Independent		<input type="checkbox"/>
Candidate E Independent		<input type="checkbox"/>

Reject – voter's intention uncertain. *Rowe v Cox* and Rule 58(1)(e).

Reject – Voting for more than one registered party or individual candidate. Rule 58(1)(c).

Reject – voter's intention uncertain. Rule 58(1)(e).

Reject – ballot paper unmarked. Rule 58(1)(e).