

LAND DRAINAGE ACT 1991  
**NOMINATION PAPER.**

Number of Nomination Paper in order of receipt by Returning Officer.	.....
Whether it was received at office of Returning Officer before or after the time prescribed.	.....

..... Internal Drainage District.

..... Electoral District.

Election of Members of.....

Internal Drainage Board in the Year 19 .. .

I, **THE UNDERSIGNED**, being an Elector of the said (Electoral) District, or otherwise qualified to nominate Candidates for Election, do hereby nominate the undermentioned person as a Candidate at the said Election.

Names of Candidate		Place of Abode 3.	Description 4.	Qualification (specify qualification according to directions in the instructions below and on back) 5.
Surname 1.	Other names in full 2.			

*Particulars of Land(s) in respect of which qualification of the Candidate is claimed.*

Parish	No. of Assessment in Rate Book (As given in Rate Demand)	Description (As given in Rate Demand)

Name of Proposer in full.....

Postal Address.....

*Particulars of Land(s) in respect of which qualification of the Proposer is claimed.*

Parish	No. of Assessment in Rate Book (As given in Rate Demand)	Description (As given in Rate Demand)

Signature of Proposer.....

Signature of Witness .....

Postal Address.....

Signature of Witness .....

Postal Address.....

[See overleaf.

## INSTRUCTIONS.

The Land Drainage Act 1976, Schedule 2, paragraph 1, provides that the qualification for membership of an Internal Drainage Board shall be as follows:—

- “(1) A person shall not be qualified for election as a member of an internal drainage board unless he is either—
- (a) the owner of not less than 10 acres of land in respect of which a drainage rate may be levied by the board and which is situated in the electoral district for which he is a candidate for election; or
  - (b) the occupier, whether under tenancies of year to year or otherwise, of not less than 20 acres of such land as aforesaid; or
  - (c) the owner or occupier of land which is of the value of £30 or upwards and is situated in the electoral district for which he is a candidate for election; or
  - (d) a person nominated as a candidate for election by the owner (whether the owner is an individual or a body of persons) of land which is situated in the electoral district in question, and is either of not less than 10 acres in extent or of the value of £30 or upwards.

(2) A person shall not be qualified for the purposes of sub-paragraph (1) above as being an occupier of any land if at the date of the election any amount demanded in respect of any drainage rate levied on that land has remained unpaid for more than 1 month.

(3) A person shall not be qualified for the purposes of sub-paragraph (1) above as being the owner, or a person nominated by the owner, of any land if at the date of the election any amount demanded in respect of any owner's drainage rate levied in respect of that land remains unpaid, unless—

- (a) the date of the election falls less than 6 months after the beginning of the period for which the rate was made, or
- (b) the land was occupied, when the amount was demanded, by a person who, as between the owner and the occupier, was liable to pay the owner's drainage rate.

(4) In sub-paragraph (1) above, the reference to the value of land is a reference to—

- (a) in the case of any land as respects which a drainage rate levied at the relevant date would (in accordance with section 64 [of the Act]) be assessable by reference to annual value (within the meaning of that section), that value;
- (b) in the case of any land as respects which a drainage rate levied at the relevant date would (in accordance with section 65 [of the Act]) be assessable by reference to rateable value, the value arrived at by applying to the rateable value (within the meaning of that section) the relative fraction applied pursuant to that section (whether pursuant to subsection (2) or to subsection (3)) in respect of the last drainage rate made before the relevant date,

and in this sub-paragraph “the relevant date” means the date as at which, in accordance with rules made under section 7(3) [of the Act], the qualifications of candidates for the election in question are determined.”

Under the Land Drainage (Election of Drainage Boards) Regulations 1938 as amended by the Land Drainage (Election of Internal Drainage Boards) (Amendment) Regulations 1977 the value of land for the purpose of determining whether a candidate at an election is or is not duly qualified is the value thereof on the first day of the month of April preceding the election as entered in the register of electors as approved by the internal drainage board.”

If the candidate is registered as an elector in Part A (owner's register) of the Register of Electors insert in column 5 “ownership of land”; if in Part B (occupier's register) of the Register of Electors insert in column 5 “occupation of land”, and if registered in both parts then insert, if desired, “ownership and occupation of land”. If the candidate is a person nominated as a candidate for election by the owner of land which is situated in the electoral district in question and is either of not less than ten acres in extent or the value of thirty pounds or upwards then insert in column 5 “nominated by owner”.

The paper must be signed by the proposer in the presence of two witnesses. The place of abode of the proposer and the witnesses and the qualification of the proposer must also be inserted. Instead of signing the proposer may affix his or her mark if it is witnessed by the witnesses.

An elector must not sign more nomination papers than there are members to be elected for the (electoral districts of the) Drainage Board and he must not sign a nomination paper for (any electoral district of) the Drainage Board unless he is registered as an elector therein. An elector registered as an elector in two or more electoral districts in the above Drainage Board may sign nomination papers for candidates in each of such electoral districts.

N.B.—If at the date of the election any amount demanded in respect of

- (a) any drainage rate levied on any land in respect of the occupation of which the qualification of the candidate or of the proposer is claimed,
- or (b) any owners' drainage rate levied on any land in respect of the ownership of which the qualification of the candidate or of the proposer is claimed,

has remained unpaid for more than one month, the nomination will be void.