

**FORM OF STATUTORY DECLARATION
BY ASSENTORS TO NOMINATION OF CERTAIN CANDIDATES
AT EUROPEAN PARLIAMENT ELECTIONS**

I(*name in capitals*)
do solemnly and sincerely declare the following -

Particulars of Assentor

1. Number and polling district letters on Register of Electors currently in
force: _____

2. Address on Register of Electors referred to at 1 (*address in capitals*):

3. Contact details, including daytime and mobile telephone numbers:

4. Form of photographic identification produced to witness and any identifying number on it:

European Parliament Constituency/Candidate

5. Name of current European Parliament Constituency in which assentor's address at 2 is located:

6. Name of candidate (*name in capitals*):

7. Address of candidate (*address in capitals*):

Assent

8. I assent to the nomination of the candidate referred to at 6 and 7 at the next European Parliament election to be held in the European Parliament constituency in which the address at 2 is located at the time of the election.

9. I have not assented to the nomination of any other candidate at the election referred to at 8 or at any other European Parliament election to be held at the same time as that election,

and I make this solemn declaration conscientiously believing the same to be true and by virtue of the Statutory Declarations Act 1938.

Signed.....

Declared before me[*name in capitals*] [a notary public]
[a commissioner for oaths] [a peace commissioner] [a member of the Garda Síochána] [an official of
the registration authority] by
who is personally known to me at
[*place of signature*] this.....day of[*date*].

.....
[*signature of witness*]

Garda Station/
Registration Authority
Stamp

[*where appropriate*]

Notes on FORM EP 2A – Form of Statutory Declaration by Assentors to nomination of certain candidates at European Parliament Elections.

(Please read the notes carefully before completing the statutory declaration. These notes are for guidance only and do not purport to be a legal interpretation).

General

Sections 12 and 13 of the European Parliament Elections Act 1997, which were substituted by section 10 of the Electoral (Amendment) Act 2009, provide that where a person is not a candidate of a registered political party, one or other of the following procedures must be complied with before the expiration of the time for receiving nominations in order for that person to be validly nominated to stand as a candidate at a European Parliament election:

- (i) the completion of statutory declarations by 60 assentors to the nomination who are registered as European electors in the relevant European Parliament constituency. The assents must be witnessed by a Notary Public, a Commissioner for Oaths, a Peace Commissioner, a member of the Garda Síochána or an official of the registration authority (County/City/City and County Council), or
- (ii) the candidate, or someone on his or her behalf, lodging a deposit of €1,800 with the returning officer.

This form is to be used for making statutory declarations of assent under (i) above; copies of the form are available free of charge from returning officers and registration authorities.

An assent is valid only in respect of the European Parliament constituency in which the assentor's address at the time of assent is located at election time.

An assent may be made at any time but it may only be used at the next European Parliament election in the relevant constituency and it expires when the Register of Electors current when the statutory declaration was made ceases to be in force, notwithstanding that no such election may have been held by then.

Responsibility lies with the candidate or his/her proposer at the election to secure the necessary assents, to attach the 60 statutory declarations to the nomination paper and to deliver all the documentation to the returning officer by the deadline for receipt of nominations at the election. Please note the different deadlines for receipt of nominations for candidates who are Irish citizens and candidates who are nationals of other EU Member States.

A returning officer may rule as invalid a nomination paper from a candidate who has opted for the assenting alternative if he or she considers that the candidate has not complied with the statutory requirements relating to assenting.

Notes to Parts of Form

All parts of the form must be completed.

Parts 1 and 2: The assentor should enter his/her number and polling district letters (Part 1) and address (Part 2) as stated on the Register of Electors in force on the date of the making of the statutory declaration. The Register may be inspected at the county/city and county council's offices or on their website; at libraries, post offices and Garda Stations; and through www.checktheregister.ie.

Part 3: Enter contact details, including daytime and mobile telephone numbers.

Part 4: Each assentor must when making the statutory declaration bring one of the following photographic documents for identification purposes – passport, driving licence, employee identity card containing a photograph, student identity card issued by an educational institution and containing a photograph, travel document containing name and photograph or a Public Services Card.

One of the documents must be produced to the witness taking the statutory declaration, and the type of document must be recorded in Part 4 along with any identifying number on it (e.g. passport number).

Part 5: Enter the name of the European Parliament Constituency where the address at Part 2 of the form is located on the date of the making of the statutory declaration. It should be noted that an assent is valid only in respect of the European Parliament constituency in which the assentor's address at the time of assent is located at election time.

Parts 6 and 7: Enter the name (Part 6) and address (Part 7) of the candidate whose nomination is being assented to.

Part 8: This is the formal assent to the nomination of the candidate at the next European Parliament election to be held in the constituency in which the address at Part 2 is located at election time.

Part 9: The assentor has to confirm on the statutory declaration that he or she has not assented to the nomination of any other candidate in the election concerned or at any other European Parliament election to be held at the same time as that election.

The assentor must sign the declaration in the presence of the witness.

Witness to Statutory Declaration

The statutory declaration must be witnessed by a Notary Public, a Commissioner for Oaths, a Peace Commissioner, a member of the Garda Síochána or an official of the registration authority. Where the necessary ID is produced under Part 4, the law provides that this is sufficient for the witness to sign on the form that the assentor is personally known to him/her.

In the case of Gardaí or registration authority officials, the declaration must be stamped with the official stamp of the garda station or registration authority in the box provided.

Penalties

Under the Statutory Declarations Act 1938, a person who knowingly makes a false or misleading statutory declaration in any material respect is liable on conviction to a class B fine or imprisonment for a term of up to 6 months or both.

Nótaí maidir le Codanna Fagsula den Fhoirm

Ní mór gach cuid den fhoirm a chomhlánu.

Codanna 1 agus 2: Is ceart don aontaitheoir a uimhir nó a huimhir agus litreacha a cheantair vótáochta nó a ceantair vótáochta (Cuid 1) agus a sheoladh (Cuid 2) a chur isteach mar atá sonraithe ar Chlár na dToghthóirí atá i bhfeidhm ar an dáta a dhéantar an dearbhu réachtúil. Féadfar an Clár a iniúchadh in oifigi na comhairle contaé/cathrach agus contaé nó ar a láithreán gréasáin; i leabharlanna, in oifigi poist agus i Stáisiún de chuid an Gharda Síochána; agus tr www.checktheregister.ie.

Cuid 3: Cuir isteach míionsonraí teagmhála, lena n-áirítear uimhir theileafón i rith an lae agus uimhir fóin póca.

Cuid 4: Ní mór do gach aontaitheoir, le linn dó nó di an dearbhu réachtúil a dhéanamh, ceann amháin de na doiciméid fhótagrafacha seo a leanas a thabhairt leis nó léi chun críochá ceannachta – pas, ceadúnas tíomána, cárta aitheantais fóstaí ar a bhfuil grianghraf, cárta aitheantais mic léinn arna eisúint ag foras oideachais agus ar a bhfuil grianghraf, doiciméad taisil ar a bhfuil ainm agus grianghraf nó Carta Seirbhísi Poblí.

Ní mór ceann de na doiciméid a thabhairt ar aird don fhinne a ghlacann an dearbhu réachtúil, agus ní mór an cineál doiciméid, mar aon le haon uimhir shamúil atá air (e.g. uimhir phas), a tháifeadadh i gCuid 4.

Cuid 5: Cuir isteach ainm an toghlaigh de chuid Pharlaimint na hEorpa ina bhfuil an seoladh atá luaithe i gCuid 2 den fhoirm suite ar an dáta a dhéantar an dearbhu réachtúil. Tabhair do d'aire nach bhfuil aonú baill ach amháin i leith an toghlaigh de chuid Pharlaimint na hEorpa ina bhfuil seoladh an aontaitheora tráth an aontaithe suite le linn an toghcháin.

Codanna 6 agus 7: Cuir isteach ainm (Cuid 6) agus seoladh (Cuid 7) an iarthóra a bhfuil aonú a thabhairt maidir lena ainmníú nó lena hainmníú.

Cuid 8: Is é seo an t-aonú fóirniúil le hainmníú an iarthóra sa chéad toghchán eile do Pharlaimint na hEorpa atá le bheith ann sa toghlach ina bhfuil an seoladh atá luaithe i gCuid 2 suite le linn an toghcháin.

Cuid 9: Ní mór don aontaitheoir daingniú a dhéanamh ar an dearbhu réachtúil a rá nach bhfuil sé nó sí tar éis aonú le hainmníú aon iarthóra eile sa toghchán lena mbaimeann nó in aon toghchán eile do Pharlaimint na hEorpa a bheith ann an tráth céanna leis an toghchán sin.

Ní mór don aontaitheoir an dearbhu a shníú i láthair an fhinne.

Finne ar Dhearbhu Réachtúil

Ní mór an dearbhu réachtúil a bheith fianaithe ag Nótaire Poblí, ag Coimisinéir Mionnai, ag Feidhmeannach Síochána, ag comhalta den Gharda Síochána nó ag oifigeach de chuid an údaráis clárúcháin. I gcás ina ndéantar an doiciméad ceannachta riachtanach a thabhairt ar aird faoi Chuid 4, foráiltear leis an dlí gur leor an méid sin chun go bhféadfaidh an finne an fhoirm a shníú, a rá go bhfuil aithne phearsanta aige/aici ar an aontaitheoir.

I gcás Gardai nó oifigeach údaráis clárúcháin, ní mór stampa oifigiúil stáisiún an Gharda Síochána nó an údaráis clárúcháin a stampáil ar an dearbhu sa bhosca a sholáthraítear chuige sin.

Pionóis

Faoin Acht i dTaobh Dearbhuithe Réachtúla 1938, aon duine a dhéanamh, go feasach, dearbhu réachtúil a thabhairt ata bréagach nó mithreorach in aon phonc ábhartha, dlífeair, ar é nó i a chiontú, fineáil Aicme B nó príosúnacht ar feadh téarma suas go 6 mhí, nó iad araon, a chur air nó uirthi.

Notáí faoi FHOIRM EP 2A – Foirm an Dearbhaithe Reachtúil ó Aontaitheoirí le haimniú iarrthóirí áirithe i dToghchán do Pharlaimint na hEorpa

(Léigh na nótaí go ciramach le do thoil sula gcomhlánóidh tú an dearbhú reachtúil. Is mar threoir amháin a thugtar na nótaí seo agus ní ceart a mhéas gur míntu áitíúil iad.)

Ginearálta

Le hailt 12 agus 13 den Acht um Thoghchán do Pharlaimint na hEorpa 1997, ar cuireadh ailt nua ina n-ionad le hailt 10 den Acht Toghchán (Leasú) 2009, déantar foráil ar dá réir nach mór, le go mbeidh duine nach iarrthóir de chuid páirtí polaitíochta chláraithe é nó i arna ainmniú nó arna haimniú go baili mar iarrthóir i dtoghchán do Pharlaimint na hEorpa, ceann amháin de na nósanna imeachta seo a leanas a chomhlíonadh roimh dheireadh na tréimhse an ama chun ainmniúcháin a ghlacadh:

(i) dearbhuithe reachtúla a bheith comhlánaithe ag 60 aontaitheoir leis an ainmniúchán, ar daoine iad ata cláraithe mar thoghthóirí Eorpacha sa toghlach iomchuí de chuid Pharlaimint na hEorpa. Ní mór na haontuithe sin a bheith fianaithe ag Nótaire Poiblí, ag Coimisinéir Mionnai, ag Feidhmeannach Siochána, ag comhalta den Gharda Síochána nó ag oifigeach de chuid an údaráis clárúcháin (Comhairle Contae/Cathrach/Cathracha agus Contae), nó

(ii) earlais €1,800 a bheith taiscthe leis an gceann comhairlimh ag an iarrthóir, nó ag duine éigin ata ag gníomhú thar ceann an iarrthóra.

Tá an fhoirm seo le húsáid chun dearbhuithe reachtúla a dhéanamh maidir le haontú faoi (i) thuas; tá cóipeanna den fhoirm ar fáil saor in aisce ó chinm chomhairlimh agus ó údaráis chlárúcháin. Níl aontú baili ach amháin i leith an toghlaigh de chuid Pharlaimint na hEorpa ina bhfuil seoladh an aontaitheora tráth an aontaithe suite le linn an toghcháin.

Féadfar aontú a dhéanamh aon tráth ach ní féidir é a úsáid ach amháin sa chéad toghchán eile do Pharlaimint na hEorpa sa toghlach iomchuí agus téann sé in éag nuair a scoireann Clár na dToghthóirí ata reatha tráth déanta an dearbhuithe reachtúil d'fheidhm a bheith aige, d'ainmeoin nár tharla aon toghchán den sórt sin faoin tráth sin.

Tá an t-iarrthóir nó a mholtóir/moltóir sa toghchán freagrach as na haontuithe riachtanacha a fháil, as an 60 dearbhú reachtúil a chur i gceangal leis an bpáipéar ainmniúcháin agus as na doiciméid go léir a sheachadadh ar an gceann comhairlimh faoin spríocdháta chun ainmniúcháin a ghlacadh sa toghchán. Tabhair do d'aire, le do thoil, na spríocamanna éagsúla maidir le hainmniúcháin a ghlacadh i gcás iarrthóirí ar saoránaigh Éireannacha iad agus i gcás iarrthóirí ar náisiúnaigh de Bhallstáit eile den AE iad.

Féadfaidh ceann comhairlimh a rialú go bhfuil páipéar ainmniúcháin neamhbhaili i gcás páipéir ainmniúcháin ó iarrthóir a roghnaigh modh malartach an aontaithe má mhéassann sé nó sí nár chomhlíon an t-iarrthóir na ceanglais reachtúla a bhaineann le haontú.

Aontú

8. Aontaim le hainmniú an iarrthóra dá dtagraítear ag 6 agus 7 ag an gcéad toghchán eile do Pharlaimint na hEorpa atá le bheith ann sa toghlach de chuid Pharlaimint na hEorpa ina bhfuil an seoladh ag 2 thuas suite tráth an toghcháin.

9. Níor aontaigh mé le hainmniú aon iarrthóra eile sa toghchán dá dtagraítear ag 8 thuas ná in aon toghchán eile do Pharlaimint na hEorpa a bheidh ann an tráth céanna leis an toghchán sin,

agus déanam an dearbhú sollúnta seo á chreidiúint go coinsiasach go bhfuil sé fíor agus de bhua an Achta i dTaobh Dearbhuithe Reachtúla 1938.

Stiú

Arna dhearbhu os mo chomharise

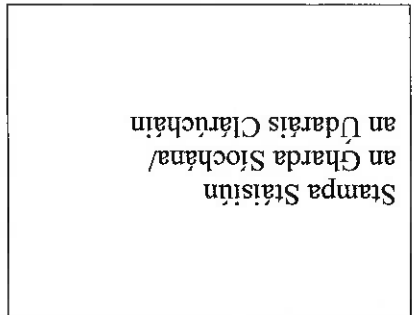
[ainm i gceannlitreacha] [nótaire poiblí] [coimisinéir mionnai] [feidhmeannach stochána] [comhalta

den Gharda Stochána] [oifigeach de chuid an údaráis clárúcháin] ag

a bhfuil aithne phearsanta agam air/urthi i

[an áit a sinítear an dearbhú] an.....ú lá seo de[data].

.....
[sinu am fhuine]



[má's cui]

**FOIRM AN DEARBHAITHE REACHTÚIL Ó AONTAITHEOIRI LE BAINNUI
IARRTHOIRI AIRTHE I DTOGHCHÁIN DO PHARLAIMINT NA HEORPA**

Dearbhaimse.....(ainm i gceannlitreacha)

an méid seo a leanas go sollúnta agus go fírinneach -

Somraí an Aontaitheora

1. Uimhir agus litreacha ceantair vótaíochta ar Chlár na dToghthóirí atá i bhfeidhm faoi láthair:

2. Seoladh ar Chlár na dToghthóirí dá dtagraítear ag 1 (seoladh i gceannlitreacha):

3. Mionsonraí teagmhála, lena n-áirítear uimhir theileafón i rith an lae agus uimhir fóin póca:

4. An cineál céannachta fógraíofaí arna thabhairt ar aird don fhinné mar aon le haon uimhir shainiúil atá air:

Toghlaigh Pharlaimint na hEorpa/Iarrthóir

5. Ainm an Toghlaigh reatha de chuid Pharlaimint na hEorpa ina bhfuil seoladh an aontaitheora atá luaithe ag 2 thuas suite:

6. Ainm an iarrthóra (ainm i gceannlitreacha):

7. Seoladh an iarrthóra (seoladh i gceannlitreacha):