

Courtesy translation. Only the Danish version is authentic.

*Consolidated Act no. 264 of 18 April 2001*

**Consolidated Act on the Election of Danish Representatives  
for the European Parliament  
(Extracts)**

Chapter 1  
*Scope of the Act*

**Section 1.** 16 Danish representatives shall be elected for the European Parliament.

**Section 2.** Denmark shall constitute one constituency, in which all 16 representatives are elected by proportional representation.

*Subsection 2.* The casting and counting of votes shall take place in the same constituencies as in case of parliamentary elections.

*Subsection 3.* On the Faroe Islands and in Greenland elections for the European Parliament shall not be held.

Chapter 2  
*Franchise and eligibility*

**Section 3.**<sup>1</sup> Anyone shall be entitled to vote in European Parliament elections who on election day:

1. is entitled to vote in parliamentary elections; or
2. holds Danish citizenship, has the age required to vote in parliamentary elections, and is domiciled in one of the other EU member States, unless the person in question is under guardianship with deprivation of his legal capacity, cf. section 6 of the Danish Guardianship Act; or
3. is a citizen of one of the other EU member States, has the age required to vote in parliamentary elections and is domiciled in Denmark, unless the person in question is under guardianship with deprivation of his legal capacity, cf. section 6 of the Danish Guardianship Act.

*Subsection 2.* Persons domiciled on the Faroe Islands or in Greenland shall not be entitled to vote in European Parliament elections.

**Section 4.** No one may vote without being registered on the electoral register.

**Section 6.**<sup>2</sup> Anyone shall be eligible for the European Parliament who has the franchise in accordance with section 3(1) and who, no later than 4 weeks before election day, meets the qualifications except for those related to age, cf. however subsections 2 and 3.

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1 As amended by Act no. 1086 of 22 December 1993.

2 Cf. section 58ff, p. 11-A 010 of the Act.

*Subsection 2.* Anyone punished for an act that would, in the general opinion, make him unworthy to be a representative in the European Parliament shall not be eligible, cf. section 37(3).

*Subsection 3.* Anyone who is entitled to vote in accordance with section 3(1), subparagraph 3, but has, as a consequence of a civil or criminal decision, lost his eligibility for the European Parliament in the member State where he is a citizen shall not be eligible, cf. section 37(3).

*Subsection 4.* A person may, however, always stand for election regardless of objections on a lack of eligibility in accordance with subsections 2 or 3.

**Section 7.** No one may be nominated as a candidate for the European Parliament without having given his consent.

## Chapter 8 *Postal voting*

**Section 26.** In European Parliament elections, postal voting may take place in accordance with the provisions of chapter 8 in the Danish Act on Parliamentary Elections,<sup>3</sup> cf. however subsections 2 and 3.

*Subsection 2.* In Denmark, postal voting may take place at national registers from the last 3 months before election day, however no later than the second-last weekday before election day. On the Faroe Islands, in Greenland, in foreign countries, on Danish ships engaged in international voyages and on Danish offshore installations outside Danish territory, postal voting may take place during the last 3 months prior to election day.

*Subsection 3.* The Danish Minister of the Interior may lay down rules stipulating that voters entitled to vote under section 3(1), subparagraph 2, may only vote by post at specified diplomatic or consular representations.

*Subsection 4.* The postal voting material consists of a ballot paper, an envelope, a delivery letter and an outer envelope. The Danish Minister of the Interior shall decide on the contents and layout of the postal voting material. The Danish Minister of the Interior shall provide the postal voting material. The Danish Minister of the Interior may decide that delivery letters and outer envelopes provided by the municipal council shall be equal to delivery letters and outer envelopes provided by the Danish Minister of the Interior.

*Subsection 5.* The provisions of chapter 8 of the Danish Act on Parliamentary Elections<sup>4</sup> shall apply to the postal voting procedure and to the receipt and check of postal votes.

### **Section 29. ...**

*Subsection 2.* A ballot paper shall be considered invalid if:

1. it is blank;
2. it cannot be determined for certain for which candidate or for which list of candidates the voter has intended to cast his vote;
3. an envelope contains something else or more than one ballot paper;
4. it must be assumed that the ballot paper has not been provided by the Danish Minister of the Interior; or
5. the ballot paper has been provided with a distinctive feature.

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3 Cf. section 58ff, p. 11-A 010 of the Act.

4 Cf. section 58ff, p. 11-A 010 of the Act.

