

**GENERAL NATIONAL CONGRESS
HIGH NATIONAL ELECTION COMMISSION
BOARD OF COMMISSIONERS**

**REGULATION ON
ELECTORAL CAMPAIGNING FOR THE ELECTION OF THE COUNCIL OF
REPRESENTATIVES ANNEXED TO BOARD OF COMMISSION DECISION NO. (51) 2014**

Having noted:

- **THE CONSTITUTIONAL DECLARATION ENACTED ON 3 AUGUST 2011 AND ITS AMENDMENTS**
- **LAW 8 (2013) ON THE ESTABLISHMENT OF THE HIGH NATIONAL ELECTION COMMISSION**
- **LAW 10 (2014) ON THE ELECTION OF THE COUNCIL OF REPRESENTATIVES IN THE TRANSITIONAL PERIOD.**
- **CANDIDATES NOMINATION REGULATION ANNEXED TO BOC DECISION NO. (50) 2014,**
- **CIVIL AND COMMERCIAL PROCEEDINGS LAW AND ITS AMENDMENTS**

This regulation has been enacted:

CHAPTER I: DEFINITIONS AND GENERAL PROVISIONS

ARTICLE 1

Unless the context states otherwise, the terms used in this regulation shall have the same meaning as defined in Law (10) 2014 on the Election of the Council of Representatives and Law (8) (2013) on the Establishment of the High National Elections Commission.

ARTICLE 2

The High National Election Commission shall be the competent authority that is legally mandated to monitor, regulate and announce the electoral campaigning process and establish the rules and regulations governing the process as per the Law.

ARTICLE 3

Electoral campaigning is a right guaranteed to all candidates running for the election of the CoR. Each candidate may introduce oneself and present one's platform, as per the procedures, parameters and timeline stipulated by the law.

CHAPTER II: TIMELINE OF THE ELECTORAL CAMPAIGN

ARTICLE 4

The Commission shall determine the timeline for the start, end and announcement of the electoral campaign. Unless exceptional circumstances occur unexpectedly, the Commission shall announce the timeline for the electoral campaign for the election of the CoR following the approval of names of candidates and publishing them on mass media.

ARTICLE 5

The Commission shall announce the commencement of the electoral campaign for candidates, at least 48 hours prior to the permission to launch the campaign, through official mass media.

ARTICLE 6

Candidates, their agents or supporters are not allowed to engage in any campaigning activities beyond the determined period for start and end of the electoral campaigning period.

ARTICLE 7

The electoral campaign period shall end 24 hours prior to the time decided for opening polling centers, when all campaigning activities end. Candidates, agents and supporters are not allowed to proceed with the electoral campaign following the end of the electoral campaign.

CHAPTER II: PARAMETERS FOR ELECTORAL CAMPAIGNING

ARTICLE 8

In the course of the electoral campaign, all candidates shall comply with the following parameters:

1. Abide by all decisions and directives delivered by the High National Elections Commission.
2. The electoral campaign shall not contain anything that may affect the national unity or cause rifts or disputes among voters.
3. Abide by Islamic Sharia ethics and public order.
4. Refrain from any form of pressure, intimidation, accusation of treason or apostasy, or suggesting incentives or promises of material or moral gains, public or private, to the voter.
5. Refrain from the use of expressions that tend to entice crimes, hatred or discrimination.
6. Respect the rights of all candidates to express oneself and present one's electoral platform.
7. Consider the privacy and dignity of candidates.
8. It is prohibited to use state emblems or slogans in the adverts, meetings and publications in the course of the electoral campaign.
9. It is prohibited to directly or indirectly utilize state institutions and utilities for campaigning or abuse the state material resources, such as buildings, transportation, communications, tools or other. State institutions or staff is not allowed to hand out campaigning leaflets or any other materials in favor of or against any candidate.
10. Mosques, schools, universities, faculties, institutes and military camps are not allowed to be used for campaigning.
11. It is strictly prohibited for any person to abuse one's power or position for any campaigning activity, with the intention of influencing voters in favor of any candidate.
12. All candidates, their agents or supporters are not allowed to engage in any electoral campaign that may involve the deception of voters or fraud. Recourse to defamatory language in electoral campaigns shall also be prohibited.
13. Private newspapers or any political organization shall not directly or indirectly defile other candidates.

14. On polling day, a candidate, or with the help of others, shall not distribute platforms or publicize any publications or posters. Moreover, political organizations and CSOs shall not disseminate adverts or leaflets or platforms of any candidates.
15. Any person is not allowed to post any adverts or distribute platforms or publications related to a candidate who has withdrawn from the election.
16. It is prohibited to organize festivals or gatherings near polling and sorting centers.
17. Abide by the places and means decided by the Law, for campaigning activities.

CHAPTER III: FINANCING OF ELECTORAL CAMPAIGN

ARTICLE 9

Candidates may accept financial donations from national natural or legal persons. However, it is not permitted to receive any support or fund from any other state or international authority or accept funds from illegal sources.

ARTICLE 10

Financing the electoral campaign through public funds or budgets allocated for ministries, institutions, government corporations or bodies is prohibited.

ARTICLE 11

Candidates shall open a current account in a local bank to be dedicated to electoral campaigning purposes only, into which all contributions and donations shall be deposited. The account shall be closed the end of the electoral campaign. The candidate shall not expend any funds on electoral campaigning from any other bank account.

ARTICLE 12

In accordance with the provisions of this regulation regarding finance disclosure and reporting, all sources of financing shall be disclosed and recorded on a form designed by the Commission for this purpose attached to the financial reports of all contributions and donations both in-kind and cash.

ARTICLE 13

All Libyan citizens or organizations may contribute up to the ceiling of the spending limit assigned to the candidate contesting the election in each electoral center. Candidates may use private resources in their electoral campaigns, provided they are subjected to financial disclosure and reporting regulations.

ARTICLE 14

All financial information of the election campaigning including the amounts deposited in the bank account dedicated for the campaign and contributions and expenditures of the candidates shall be publicized by the Commission. All the following cases are considered electoral crimes: failing to submit financial reports or submitting false financial reports, delayed submission or recording the reports in a manner that hinders the Commission's review.

ARTICLE 15

Following the announcement of the preliminary lists of candidates, the Commission shall determine the campaign expenditure ceiling for each electoral center respectively. This shall be announced on all available mass media. In the course of spending on their campaigns, all candidates shall commit to not spending beyond the limit, determined for the electoral centers where they are registered.

ARTICLE 16

The candidate, or his/her representative shall develop the final budget for the campaign (as per the form approved by the Commission), which shall be endorsed by a certified legal auditor and submitted to the Electoral Committee located within the range of his/her electoral center, within at least 15 days from the polling day.

ARTICLE 17

The Commission shall form ad-hoc committees in the Electoral Committees offices to examine the financial data of all candidates. The Commission may publish the data on its website.

CHAPTER IV: MEANS OF ELECTORAL CAMPAIGNING

SECTION ONE ELECTORAL MEETINGS AND GATHERINGS

ARTICLE 18

All candidates may organize electoral gatherings within the electoral center where they are registered in order to introduce themselves and their platform, in accordance with the provisions and rules governing electoral campaigns, as stipulated by the Law and its executive regulation.

SECTION TWO PUBLICATIONS, POSTERS AND LOGOS

ARTICLE 19

The electoral committee may oversee and monitor the use of places for posting electoral campaigning posters and ensure the candidates' adherence to the rules and conditions of electoral campaigning.

ARTICLE 20

Candidates may disseminate electoral campaigning materials in the form of booklets, posters or newsletters in all electronic mass media, provided that the publications shall contain reference to the biography of the candidate as well as the name and address of the publisher.

ARTICLE 21

In the course of placing or disseminating adverts and electoral publications, candidates shall not use any non-removable items. They shall commit to take the necessary actions to remove one's adverts and electoral publications.

SECTION THREE PUBLIC MEDIA

ARTICLE 22

The commission organizes the audio, visual and printed public media for the electoral campaign of all candidates, equally.

ARTICLE 23

The commission shall publish the names of the accepted candidates for membership of the CoR through public media and newspapers.

ARTICLE 24

The public media is not allowed to conduct any campaign activities for any candidate, unless with the rules and regulation set by the HNEC. Their programs shall be limited to the electoral education according to the awareness plan approved by the HNEC.

ARTICLE 25

While covering the electoral process news, the public media shall abide by the electoral campaign rules and regulations, stipulated by the Law and its regulation.

ARTICLE 26

During the electoral campaign period, the public media is not allowed to publish or broadcast any political activity for any political party if it has a candidate running for the CoR.

SECTION FOUR FINAL PROVISIONS

ARTICLE 27

The electoral committee shall monitor and receive reports and information on violations, during the electoral campaign period, committed by candidates or their supporters, and will refer them to EDR committee to proceed accordingly.

ARTICLE 28

The commission shall publish the electoral campaign manual for CoR election, on its website and all available media before the start of the electoral campaign, with enough time.

ARTICLE 29

The electoral committees shall give a copy of the electoral campaign manual to each CoR candidate, emphasizing the importance of the following the rules and regulation of the electoral campaign.

ARTICLE 30

During the production of candidates' electoral campaign materials, all printing houses and public and private media production centers shall abide by the rules and regulation stipulated in the Law in this regard.

ARTICLE 31

All State printing houses and media production centers, providing services to the public, are prohibited from favor on candidates against others; they shall deal with them equally, when providing services chances to them.

ARTICLE 32

Attaching the permitted campaigning means is prohibited; by any way like erasing, distorting, removing or other ways. Such actions are considered electoral crimes, for which the doers shall be subject to accountability and punishment, in accordance to the provisions of the Law.

ARTICLE 33

All violations to the rules , regulations and timelines, related to the electoral campaign, are considered electoral crimes, for which the doers shall be punished, in accordance to the provisions of the Law.

Board of Commissioners