



IHEC Regulation No.10

According to the authority which has been given to the Board of commissioners in the article (4), item (8) of the Independent High Electoral Commission's law No. (11), for the year 2007 and the sixth article of the amended law of Iraqi Kurdistan Region's Parliament Elections no. (1) for the year 1992, we decided issuing the following regulation:-

(Distributing Seats)

Regulation no. (10)
Of 2009 of Iraqi Kurdistan Region's Parliament Elections

(Preamble)

IHEC was established according to law no. (11) Of 2007 to be the only electoral authority in Iraq. It is a professional, governmental, independent, and neutral body with a legal personality belongs to the state and supervised by the Council of Representatives.

Part 1 (Terminology)

The following terms represented the meaning in the face of each one of them:-

1. **"Commission"**:-means The Independent High Electoral Commission.
2. **" General Seats (GS)"**:- Are the seats mentioned in article (1) of the amended law of Iraqi Kurdistan Region's Parliament Elections no. (1) for the year 1992.



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3. **"Component Seats (CS)"**:- Are the reserved seats in the parliament for the components mentioned to in Article (36) of the amended law of Iraqi Kurdistan Region's Parliament Elections no. (1) for the year 1992.
4. **"Political Entity (PE)"**:- Any organization or political party that certified by IHEC and composed of qualified voters come together with compliance on the base of a unified ideas, benefits, or opinions for the sake of expressing their interests.
5. **"General list"**:- means the list of candidates that had been submitted to IHEC to compete on the general seats.
6. **"Component List"**:- Is an isolated list of candidates to compete on the General Seats.
7. **"Depleted List"**:- Means the list which got numbers of seats equals number of candidates which it produced and which has been excluded from any other accounts.
8. **"Vacant Seats"**: means the Seats that have not been yet distributed for any entity.
9. **"Valid Votes"**:- means the votes calculated according to the regulations and procedures of IHEC.
10. **"Electoral Denominator"**:- means the result of dividing the number of the valid votes caste on the number of the seats.

Part 2 (General Seats and Component Seats)

Iraq Kurdistan Parliament composed of (111) one hundred and eleven seats allocated as follows:-

1. (100) one hundred seats representing the general seats.
2. (11) eleven seats allocated for the components and distributed as follows:-
 - A. Five seats allocated for Ashorian sirianian kildans.
 - B. Five seats allocated for turkmans.
 - C. One seat allocated for the Armenians.



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Part 3 (Distributing Seats)

First: - Distributing General Seats

1. The electoral Denominator will be counted by dividing the total number of valid votes that had been caste for the General lists on the number of the general seats.
2. Number of seats will be specified for each list by dividing the total number of valid votes that it got, on the electoral denominator and then allocating seats for it that is equal to the valid number resulted.
3. If the list was given number of seats that are equal to the number of its candidates, it will be considered as a depleted list and it will be excluded from any other accounts.
4. Seats remaining without distribution will be considered as in the above item (2) as vacant seats. One seat allocated for the list got more seats that are vacant and one seat for the list of less vacant seats and so on.
5. If any other vacant seats remain then they will be distributed as follows:-
 - A. A new electoral denominator will be counted by dividing the total number of valid votes cast minus the votes that is got by the depleted lists to be divided on the GS minus the distributed seats as in the items above.
 - B. One of the vacant seats will be allocated for each list and it will be equal for the valid number which resulted from dividing the total number of valid votes that the list got on the new electoral denominator.
6. In the case of remaining one vacant seat and two or more lists were equal in the remaining seats , IHEC will made a lot to specify the list which will get the last vacant seat.



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Second: - Distributing Component Seats

Reserved component seats (but the Armenian component) are distributed as follows:-

1. The electoral denominator will be counted for components by dividing the total number of valid votes cast for the list of the component, on the number of the seats allocated for the component.
2. number of seats are allocated for each component list that is equal to the valid number resulted from dividing the total number of valid votes the list got, on the electoral denominator.
3. If a component list was given a number of seats that are equal to the number of its candidates, it will be considered as depleted list and excluded from any other accounts.
4. Seats remaining without distribution will be considered as in the above item (2) as vacant seats. One seat allocated for the list got more seats that are vacant and one seat for the list of less vacant seats and so on.
5. If any other vacant seats remain then they will be distributed as follows:-
 - A. A new electoral denominator will be counted by dividing the total number of valid votes cast minus the votes that is got by the depleted lists to be divided on the GS minus the distributed seats as in the items above.
 - B. One of the vacant seats will be allocated for each list and it will be equal for the valid number which resulted from dividing the total number of valid votes that the list got on the new electoral denominator.
6. In the case of remaining one vacant seat and two or more lists were equal in the remaining seats , IHEC will made a lot to specify the list which will get the last vacant seat.



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Third: - Armenian component seat

1. The valid votes got by the competent lists on the Armenian component list, will be calculated, the seat will be reserved for the list that got the utmost number of valid votes.
2. If two or more lists were equal, IHEC will made a lot to specify the winner with the Armenian component seat.

Part 4

(Distribution of seats to the candidates)

1. Distributing of seats own by the PE certified on by IHEC to candidates according to their order in the list. The entity could not change the candidates or their order in it.
2. In the case of death or incapacity of a candidate or withdrawal of his eligibility before the distribution of seats and was among the winners of the sequence in the list will be replaced by the next candidate on the list. If the candidate was, a woman she will be replaced with the women follows her in the list unless there are no women in it.
3. General lists that won more than three seats, should be granted at least 30% of the seats it won, for women candidates. If the proportion of women was less than 30% from the seats it won ; the last candidate man from the candidates who got a seat in the list will be replaced with the first candidate woman in the order of the list that has not got a seat, and so on, till the rate of 30% of women list will be guaranteed , or leaving no candidate women in the without a seat.
4. If the total number of women candidates got a seat in parliament, was less than 30% of the sets' number ; the following will be applied:-



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- A. The number of women candidates will be counted to have sets and achieve 30% of the parliament seats by subtracting, that is, the total number of seats they got minus (34).
- B. Lists won the general seats and which got more than three seats will be subjected to a lot made by IHEC. If the lists still had women candidates without seats the candidate in the last order who is one of the men won a seat; will be replaced with the seat of the first women candidate in the sequence following him in the list.

Part 5

(Date of enforceability)

4-1 This Regulation shall enter into force from the date of its ratification by the Board of Commissioners on 7 / 7/ 2009.

Board of Commissioners