



IHEC Regulation No.11

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), in the year 2007 and the 6th article, point (2) of the amended law of the elections of Kurdistan Region's National Council in Iraq no. (1) Of 1992, we decided issuing the following regulation:-

(Polling , Counting , and Sorting)

Regulation no. (11)
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 (Terminologies)

The terminologies used here indicate the meanings to which they refer:

- 1- **"IHEC"** means The Independent High Electoral Commission.
- 2- **"The Body"** means Kurdistan Regional Body.
- 3- **"Electoral Office"** means The Electoral Governorate offices.
- 4- **"Polling Officer"** means the person whose IHEC contracted with after signing the code of conduct to work during elections day according to the conditions and obligations set by IHEC.
- 5- **"Polling Center"** means the situation where voting process occurs and it includes one polling station or more.
- 6- **"Polling Station"** means a place within the polling center in which a team of polling staff work in to facilitate the process of voting of the voters , and the process of counting and sorting of the votes of voters.



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- 7- **"Counting and Sorting Center in the Governorates"** means the center which is located in the governorates for sorting and counting the ballot paper of the special voting (SV) needed for the Region guards, Internal Security Forces, Army, Detainees, and the applicants in the custody centers Convicted for less than five years. Besides the patients in hospitals, whose job in Baghdad and their families are from Kurdistan Region.
- 8- **"Data Entry Center"**: - means a national location where results of elections are collected.

Part 2

(Locations of Sorting and Counting)

1. Appropriate location will be located for polling centers in Kurdistan region besides additional polling centers in other governorates which chosen by IHEC.
2. The responsibility of each polling center put on a coordinator (manager) that coordinates with the security forces who in charged with protecting the center. The manager will be responsible in front of the manager of the sub-center related to the polling center.
3. Each polling station, been managed by the manager of the station and supervises its procedures and the polling staff.
4. Sorting and Counting process will be done in the polling station where voting is occurring immediately after the end of the polling process except the special voting process where counting and sorting process of the (SV) in center set by IHEC for this purpose.
5. The responsible employee on the polling station will manage the process of counting and sorting votes, the staff of the station will help him/her in this operation.
6. Any one enters the station will be checked. No one is allowed to hold bag, mobile communication devices, or any other container inside the polling station but the staff of IHEC who transfer equipments related to polling, counting and sorting.



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Part 3 (Voter Registration)

1. Each voter name should be listed in the voter registration of one station and got the right of voting once.
2. The voter should vote by himself in the polling station related to the polling station proxy and deputation voting.
3. The voter should show an official identification document holding a photograph to prove his/her identity in addition to have his/her name in the VR.
4. It is allowed for the person whose name is not in the VR to vote if it is proved that his/her name is found in registration form no (111) which has been filled within the period of VRU of 2009.
5. Those included with the special vote and the polling staff in the elections according to the conditions issued by IHEC.

Part 4 (Polling Process)

1. The process of voting will start at 8 o'clock in the morning until 6 o'clock in the evening in the polling station at the date of elections set by the law. Those who stood in the queue are allowed to vote in the polling station until 6 o'clock in the evening.
2. Voting will be according to the closed list system in Kurdistan Parliament's elections. The voter marks the box denoting the list he voted for and the voting for the presidency elections will be according to candidates list when the voter could vote for the candidate by marking the box made for this purpose.
3. Each voter should mark the ballot paper secretly. If the voter was blind or illiterate or any other reason that gave him the right to ask for help in voting, he could choose a relative, a friend, or the in charged employee of the PC who is the only person that is allowed to help more than two voters in that matter.



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4. Each voter is allowed to dye his finger with a special polling ink made for this purpose, otherwise the voters will not be allowed to vote.
5. It is not allowed for the voter to vote again when comes to the polling station with a finger marked with the ink of polling.

Part 5

(Sorting and Counting Process)

1. Sorting and Counting process and the completion of its forms will be conducted after the completion of polling process in each polling station. The SNV's Sorting and Counting process will be conducted in governorates.
2. At the completion of the polling process, station manager will count the ballot paper used by the voters in the polling station, which they work in, and then completing the process of counting the right voices for each entity (Parliament Elections) and the candidate (Presidential Elections).
3. All decisions, regarding the validity of the polling papers or safety of counting them of one of the two choices, (an entity in the Parliament Elections and the candidate of the Presidential Elections) by the manager of the station who should apply rules of IHEC's procedures in making his/her decision which will be final in that matter. Unless one of the employees of sorting objected on it. In this case sorting employees will vote by majority and the decisive voice will be granted for the station's manager in case of the equally of votes.

Part 6

(Results' Collection)

1. After the completion of Sorting and Counting process the charged officer declares the primitive results to the present people inside the polling station, then transfer them to a central position set by IHEC.



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2. The manager of sorting and counting center declares the primitive results to the present people after the completion of Sorting and Counting process.
3. The results of election will be entered in Data Base inside a center of Data Entry in the national office.
4. After reaching the result of the total number of votes that has been polled in the day of elections. Results will be distributed according to the regulation of (Seats Distribution).

Part 7

(Persons Authorized to enter the Polling, Counting, and Sorting Centers)

1. In addition to voters who are casting their votes, the following persons below are authorized to enter polling center or the station, or staying in it:-
 - A. Polling Staff.
 - B. IHEC authorized personnel.
 - C. Accredited agents of coalitions and political entities.
 - D. Accredited Electoral Observers.
 - E. Accredited media representatives.
 - F. Voters waited for casting their votes, who gave their voices, (polling stations and centers).
2. IHEC will specify the number of PE's and the electoral observers who got the right to be present in each station or center of polling.
3. It is not allowed to enter filming or photographs into the polling center or station without a previous approval from IHEC. Moreover, it is prohibited that photography intended to show the intention of voter to vote even when he /she accept that besides it is prohibited to make media interviews inside polling center.
4. Security forces should stay out of the station or center of polling, or out of Counting and Sorting center, in the governorate, unless an emergency calls for their entrance inside the location. In one case only when an authorized employee of IHEC asks for their entrance.



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Part 8

(Date of enforceability)

Provisions of this regulation will be applied on Kurdistan region's parliament and presidential elections of 2009, and shall enter into force from the date of its ratification by the Board of Commissioners on 25/6/ 2009.

Part 9

Provisions of this regulation will be applied on the referendum on the Iraqi Kurdistan constitution.

Board of Commissioners