

**REPUBLIC OF ALBANIA**  
**CENTRAL ELECTIONS COMMISSION**

**DECISION**

**ON SOME ADDITIONS AND AMENDMENTS TO INSTRUCTION NO.1 DATED 31.05.2017,  
“ON THE USE OF PROPAGANDA MATERIALS AND PLACES FOR POSTING THEM  
DURING ELECTION CAMPAIGN**

The Central Elections Commissions, in its meeting on 11.04.2019, in the presence of

Klement ZGURI-Chairman

Denar BIBA - Deputy Chairman

Bledar SKENDERI – Member

Edlira JORGAQI – Member

Rezarta BITRI-Member

Reviewed the case with the following

**OBJECT** On some additions and amendments to Instruction no.1, dated 31.05.2017 “On the use of propaganda materials and places for posting them during election campaign”.

**LEGAL REFERENCE:** Article 21, item 1, article 3, item 5, article 77, item 1, article 78, item 1, article 79 and article 88 of the law no. 10019, dated December 29, 2008, “The Electoral Code of the Republic of Albania”, as amended, article 24/2, item 4 and 5 of the law no 8580, dated 17.02.2000, “On political parties”, as amended by the law no.90/2017 “On some additions and amendments to the law no. 8580, dated 17.02.2000, “On political parties”.

The CEC, after reviewing the submitted documentation and heard the discussions of the representatives of the political parties,

**NOTES**

Article 77, item 1, article 78, item 1, article 79 and article 88 of the law no. 10019, dated 29.12.2008 “The Electoral Code of the Republic of Albania”, as amended, article 24/2, item 4

and 5 of the law no. 8580, dated 17.02.2000, "On Political Parties" as amended by the law no. 90/2017 "On some additions and amendments to the Instruction no.1, dated 31.05.2017 "On the use of propaganda materials and the places for posting them during the election campaign".

In order to meet the legal requirements that derive from the above provisions, the Central Elections Commissions adopted Instruction no.1, dated 31.05.2017, "On the use of propaganda materials and the places for posting them during the election campaign". Based on article 23, item 4 of the Electoral Code, the normative acts of the Central Elections Commission have a permanent effect and as a rule, are applied in all types of elections. These acts are revised if there is an amendment of the law or for other justifiable reasons.

Regarding the financing of the electoral campaigns, there are no changes in the law, but due to some of the problems that were encountered in the last elections, OSCE-ODIHR in final election monitoring report, recommended the alignment of regulations on funding the election campaign and the secondary legislation, in order to provide a consolidated methodology and access to complete information on funding of election campaign, for the financial experts and voters before and after the election day.

One of the problems encountered by the application in practice of the monitoring of election campaign by the financial experts was identification of the neighborhoods by the municipality as the basic territorial body within the city and the deadlines for publication of information and making it available for the electoral subjects

Based on the law no. 139/2015 "On local self governance" the self-governed local government units are the regions and the municipalities. The municipalities are composed of some administrative units, which consist of the cities and the villages. The city itself is divided by a decision of the Municipality Council into smaller units, which are the neighborhoods.

Through CEC regulations, it should be further specified the rules and the deadlines for holding the election campaign by the electoral subjects, for establishment and operation of electoral offices.

Regarding the above, it is necessary to make some amendments and additions to the Instruction no.1, dated 31.05.2017 "On the use of propaganda materials and the places for posting them during the election campaign",

### **FOR THESE REASONS**

The Central Elections Commission, based on article 23, item 1, letter, "a", item 2, 4, and 5 of the law no. 10019, dated 29.12.2008 "The Electoral Code of the Republic of Albania".

### **DECIDED:**

1.To make the following amendments and additions to Instruction no.1, dated 31.05.2017,

1.1. At the end of item 2,të article 2, the following sentence is added:

“The municipality will publish the decision of the Municipal Council on the division of cities into neighbors and their territorial coverage no later than 60 days prior to elections”.

1.2 The first sentence of item 3, article 2 is amended as follows, “The electoral subject should notify in writing the Mayor of the respective municipality regarding the correct addresses of the electoral offices no later than 35 days prior to elections.

1.3. Article 6 is amended as follows: “In cases of administrative violations, the CEC imposes the administrative penalties provided for in the Electoral Code, as amended, and the law no. .8580, dated 17.02.2000, “On Political Parties”, as amended.

2.This decision comes immediately into effect.

3 This decision can be appealed in the Electoral College of Tirana Court of Appeals, within 5 days from its publication.

Klement ZGURI -Chairman

Denar BIBA - Deputy Chairman

Bledar SKENDERI– Member

Edlira JORGAQI – Member

Rezarta BITRI -Member