



**REPUBLIC OF ALBANIA
CENTRAL ELECTION COMMISSION**

DECISION:

**ON VERIFICATION OF DECLARATIONS FORMS CANDIDATES FROM THE
MULTINAME LIST FOR THE MUNICIPAL COUNCIL OF SOCIAL DEMOCRACY, (ASE)
IN IMPLEMENTING LAW NO. 138/2015 "ON THE GUARANTEE OF PERSONAL
INTEGRITY SELECTED, APPOINTED OR EXERCISING PUBLIC FUNCTIONS" FOR
ELECTIONS FOR LOCAL GOVERNMENT BODIES OF 30 JUNE 2019**

The Central Election Commission in its meeting of 19.05.2019, with the participation of:

Klement ZGURI – Chairman

Denar BIBA - Deputy Chairman

Bledar SKËNDERI- Member

Edlira JORGAQI- Member

Rezarta BITRI- Member

Reviewed the case with:

OBJECT: On verification of declarations forms candidates from the multiname list for the municipal council of social democracy, (ASE) in implementing law no. 138/2015 " on the guarantee integrity selected, appointed or exercising public funstions" for elections for local govement bodies of 30 june

LEGAL REFERENCE: Article 23, point 1, letter "a", of the law no. 10019 dated 29.12.2008 "Electoral Code of the Republic of Albania", as amended; Article 5, paragraph 4, letter "a" of Law no. 138/2015, "On guaranteeing the integrity of persons elected, appointed or exercising public functions"; Chapter V, of Assembly Decision no. 17/2016 "On the establishment of detailed rules on the implementation of the prohibitions provided by law no. 138/2015, "On guaranteeing the integrity of persons elected, appointed or exercising public functions". The Central Election Commission after reviewing the submitted documentation and listening to the discussions of the attendees,

NOTES:

Social Democracy Party, in accordance with article 5, point 4, letter "a" of law no. 138/2015 "On guaranteeing the integrity of persons elected, appointed or exercising public functions" has filed in the Central Election Commission the self-declaration forms of candidates for the council of Maliq, Devoll, Peqin, Klos, Ura Vajgurore, as the competent body for the administration, verification, enforcement of the bans on election and appointment to the public function, including the function of the councilor of the municipality.

Pursuant to the law no. 138/2015 "On guaranteeing the integrity of persons elected, appointed or exercising public functions", the CEC has verified the data in the self-declaration forms for each multi-name list candidate.

By verifying the self-declaration forms of candidates for members in the municipal councils for these municipalities: Maliq, Devoll, Peqin, Klos, Ura Vajgurore, none of them has stated any data related to prohibition prohibition in Law no. . 138/2015, "On guaranteeing the integrity of persons elected, appointed or exercising public functions".

The Central Election Commission pursuant to the law no. 138/2015 "On guaranteeing the integrity of persons elected, appointed or exercising public functions" and Chapter V, point 2, letter "b" and point 3, letter "c" of Assembly decision no. 17/2016 "On the establishment of detailed rules on the implementation of the prohibitions provided by law no. 138/2015 "requested information from the courtroom office and the civil registry office via emails as well as via email for the candidates for members in the municipal councils who submitted the self-declaration forms to the Central Election Commission.

Office of Judicial Status with letter no. 3763/1 prot., Dated 18.05.2019 sent to the Central Election Commission, verifying the judicial status for candidates for members in the municipal councils, for the municipalities of Maliq, Devoll, Peqin, Klos, Ura Vajgurore, where it results unjustified by the courts Albanian population except the following nationals:

Municipality of Maliq, Enver Shkëmbi with no.7rd order based on the decision no. 9 dated 16.01.1985

The Tirana District Court has pleaded guilty to the criminal offense of "Theft of another's property". Pursuant to Article 101 / I of the Constitution, he was sentenced to three (3)

months imprisonment. Rehabilitated on the basis of Article 69 of the Code of Criminal Procedure.

The Central Election Commission, referred to point 2, last paragraph, of chapter V of the decision no.17 / 2016 of the Assembly, ascertains that for the persons listed on the multi-name list their data do not constitute a condition for non-registration as a candidate for the municipal council , according to law no.

138/2015. The CEC has also published the self-declaration forms on its official website website.

Referring to article 33, letter "f" of the Electoral Code, the Electoral Administration Zone Commission has the power to register candidates for local government elections in those municipalities administered by a CEAZ.

Referring to Law no. 138/2015 "On guaranteeing the integrity of persons elected, appointed or exercising public functions" and point 5/1, 6 of article 9 of instruction no. 2, dated 29.01.2013

"For the establishment of rules for filing and verification of candidacy documentation and deadlines for publication of candidate lists", the CEAZs should continue the procedures for the registration of the multi-name list for the Maliq, Devoll, Peqin, Klos Municipality Councils, Ura Vajgurore of the Social Democracy Party for elections to local government bodies of the date 30 June 2019. The Central Election Commission, referred to point 2, last paragraph, of Chapter V of Decision no. 17/2016 of the Assembly, ascertains that for the persons listed on the multi-name list their data do not constitute a condition for not registering as a candidate for the municipal council, according to the law no. 138/2015. The CEC has also published self-declaration forms on the official website. Referring to Law no. 138/2015 "On guaranteeing the integrity of the persons elected, appointed or exercising public functions" and point 5/1, 6 of the article 9 of the instruction no.2, dated 29.01.2013 "On setting the rules for depositing and verification of documentation and the deadlines for the publication of the candidates' lists. "The CEAZs should continue the procedures for the registration of the multi-name list for the council of the Malësi e Madhe, the Liberal Democratic Union for Elections for Local Government Elections, dated 30 June 2019. CEAZ the procedures for the registration of the multi-name list for the council of Maliq, Devoll, Peqin, Klos, Ura Vajgurore should continue.

FOR THESE REASONS:

The Central Election Commission, based on Article 23, paragraph 1, letter "a", of law no. 10019 dated 29.12.2008 "Electoral Code of the Republic of Albania", as amended; Article 5, point 4, letter "f" of Law no. 138/2015, "On guaranteeing the integrity of persons elected, appointed or exercising public functions"; Chapter V, of Assembly Decision no. 17/2016 "On the establishment of detailed rules on the implementation of the prohibitions provided by law no. 138/2015, "On guaranteeing the integrity of persons elected, appointed or exercising public functions".

DECIDED:

1. Notification of the respective CEAZs for the continuation of procedures for the registration of the multi-name list for the council of the Municipality of Maliq, Devoll, Peqin, Klos, Ura Vajgurore, Social Democracy Party for local government elections of June 302019.
2. This decision shall enter into force immediately.
3. An appeal may be filed against this decision within 45 days of the Administrative Court First Level Tirana.

Klement ZGURI – Chairman

Denar BIBA - Deputy Chairman

Bledar SKËNDERI- Member

Edlira JORGAQI- Member

Rezarta BITRI- Member