



**REPUBLIC OF ALBANIA  
CENTRAL ELECTION COMMISSION**

**DECISION:**

**FOR VERIFICATION OF DECLARATIONS FORMS ON CANDIDATE SELECTION FROM  
MULTINAME LIST FOR MUNICIPAL TASKS ON IMPLEMENTATION OF LAW NO.  
138/2015 "ON THE GUARANTEE OF PERSONAL INTEGRITY ELECTED, APPOINTED  
OR EXERCISING PUBLIC FUNCTIONS" FOR ELECTIONS FOR LOCAL GOVERNMENT  
BODIES OF 30 JUNE 2019**

The Central Election Commission in its meeting of 18.05.2019, with the participation of:

**Klement ZGURI – Chairman**

**Denar BIBA - Deputy Chairman**

**Bledar SKËNDERI- Member**

**Edlira JORGAQI- Member**

**Rezarta BITRI- Member**

**Reviewed the chase with:**

**OBJECT:** For verification of declarations in the self-declaration form of candidates for multi-name lists for municipal councils, pursuant to law no. 138/2015 "On guaranteeing the integrity of persons elected, appointed or exercising public functions" for elections to local government bodies of 30 June 2019.

**LEGAL REFERENCE** Article 23, point 1, letter "a" of 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 documentation submitted by the party "Social Democratic Party "and heard the discussions of representatives of political parties, Central Election Commission after reviewing the submitted documentation and listening to the discussions of the attendees,

## **NOTES**

The Democratic Party for Integration and Prosperity, a member of the Coalition "Alliance for European Albania", in accordance with article 5, point 4, letter "a" of law no. 138/2015 "On guaranteeing the integrity of the persons elected, appointed or exercising public functions" has deposited in the Central Election Commission the self-declaration forms of candidates for the Kukës, Krujë, Klos, Tropojë and Has communes as the competent body for administering, verifying, enforcing bans for election and appointment to the public office, including the function of the councilor of the municipality.

Pursuant to Law No.138 / 2015 "On guaranteeing the integrity of persons elected, appointed or exercising public functions", the CEC has verified the data on the self-declaration forms for each multi-name list candidate. By verifying the data in the self-declaration form, it results that none of the candidates have declared data to constitute a condition for non-registration as a candidate for the municipal council, according to law no. 138/2015.

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.

In response to the letter, the judicial office has sent to the CEC a judicial review of the candidates for a member in the municipal councils of Kukës, Krujë, Klos, Tropojë and Has, according to which it results:

**HASAN VATHI** candidate registered in the multi-name list Democratic Party for Integration and Prosperity with ordinal number 13, Municipality of Kruja. According to the memo no. 3666 prot, dated 16.05.2019 of the CEC to the General Directorate of Prisons, the Judicial Status Section, on the basis of the Judicial Statements no. v-1528/1, dated 17.05.2019, with the court decision no. 80 of 11 December 1998, of the Kruja Judicial District, found guilty of the criminal offense of "Destruction of Property", based on Article 150 of the Criminal Code, sentenced him to three (3) months imprisonment. Pursuant to Article 59 of the Criminal Code, the suspension of the execution of the decision is ordered for 18 (eighteen) months. The decision became final without being appealed on 11 December 1998. Mr. Hasan Vathi for this criminal offense has been rehabilitated under Article 69 of the Criminal Code.

**Rasim Mezhika** candidate registered in the multi-name list Democratic Party for Integration and Prosperity with ordinal number 07, Municipality of Klos has not declared any final punishment or criminal offense. According to the memo no. 3666 prot, dated 16.05.2019 of the CEC to the General Directorate of Prisons, the Judicial Status Section, on the basis of the Judicial Statements no. v-1528/1, dated 17.05.2019, with the decision no.102, dated 03.12.2008 The District Court of Mat has pleaded guilty to the criminal offense "Direction of the vehicle without proof" provided by article 291 of the Criminal Code and Article 406 of the Criminal Code Penal Code is sentenced to 50 000 ALL fine. Mr. Rasim Mezhika for this criminal offense has been rehabilitated under Article 69 of the Criminal Code.

**JAH DAUTI** candidate registered in the multi-name list Democratic Party for Integration and Prosperity with ordinal number 01, Municipality Has has not declared any final punishment or criminal offense. According to the document no. 3776 prot, dated 17.05.2019 of the CEC to the General Directorate of Prisons, the Judicial Status Section, on the basis of the Judicial Statements no. v-1561/1, dated 17.05.2019, with Decision No. 144, dated 09.11.2001 The Kukes Judicial District has pleaded guilty to the criminal offense of "Theft" provided by Article 134 of the Criminal Code. He is sentenced to 6 months imprisonment. By putting it into a probationary period of 18 (eighteen) months on condition. Based on Decision No. 35, dated 24.05.2011, the Kukes Judicial District has found guilty of the criminal offense of "Forgery or Use of a Forged Document" under Article 186/1 of the Criminal Code, is

punishable by 6 ( six months imprisonment and 300,000 ALL fine. Pursuant to Article 59 of the Criminal Code, the execution of the decision is suspended for a period of 2 (two) years. The Shkodra Court of Appeals, with decision no. 39 of 11.02.2013, decided to leave in force with the amendment the abolition of the fine for the defendant. Mr Jah Dauti for this criminal offense has been rehabilitated under Article 69 of the Criminal Code.

The Central Election Commission, referred to point 2, last paragraph, of Chapter V of Decision no. 17/2016 of the Assembly ascertains that for persons listed in the multi-name list their data do not constitute a condition for not registering as a candidate for the municipal council, according to law no. 138/2015. The CEC has also made the publication of the declaration forms on the official 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 "To guarantee the integrity of the persons being elected, are appointed, or exercise public functions "and point 5/1, 6 of the article 9 of the instruction no.2, dated 29.01.2013" On the rules for depositing and verification of candidacy documentation and deadlines for publication of candidate lists ", the CEAZ should continue the procedures for the registration of the multi-name list for the councils of Kukes, Krujë, Klos, Tropoja and Has, of the Democratic Party for Integration and Prosperity for Local Governance Elections of 30 June 2019.

#### **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 Determination of Detailed Rules on the Implementation of the Provisions foreseen in Law No.138 / 2015," On guaranteeing the integrity of persons elected, appointed or exercising public functions ".

#### **DECIDED:**

1. Notification of CEAZs no. 10, nr. 11, nr. 17, nr. 20 and no. 09 on the continuation of procedures for the registration of the multi-name list for the council of Kukes, Krujë, Klos, Tropoja and Has, Democratic Party for Integration and Prosperity for the elections for local government bodies of 30 June 2019.
2. This decision shall enter into force immediately.

**Klement ZGURI – Chairman**

**Denar BIBA - Deputy Chairman**

**Bledar SKËNDERI- Member**

**Edlira JORGAQI- Member**

**Rezarta BITRI- Member**