



**REPUBLIC OF ALBANIA
CENTRAL ELECTION COMMISSION**

DECISION

FOR THE VERIFICATION OF DECLARATIONS IN SELF-DECLARATION FORM OF THE CANDIDATES FROM MULTI NAME LISTS FOR MUNICIPAL COUNCILS, TO SOCIALIST PARTY OF ALBANIA PURSUANT TO THE LAW NO. 138/2015 "ON GUARANTEEING THE INTEGRITY OF THE PERSONS ELECTED AND/OR APPOINTED TO, OR EXERCISING PUBLIC FUNCTIONS "ON LOCAL ELECTIONS DATED 30 JUNE 2019

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

Klement ZGURI - Chairman

Denar BIBA - Deputy Chairman

Bledar SKENDERI – Member

Edlira JORGAQI – Member

Rezarta BITRI – Member

Reviewed the case with the following

OBJECT: For verification of declarations in the self-declaration form of candidates in multi-name lists for municipal councils, of Socialist Party pursuant to law no. 138/2015 "On guaranteeing the integrity of persons elected, appointed or exercising public functions" for elections to local government bodies on 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 the Assembly Decision No.17 / 2016 "On the Determination of Detailed Rules on the Implementation



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" for the verification of declarations in self-declaration form of the candidates from multi name lists for municipal councils, to socialist party of albania pursuant to the law no. 138/2015 " on guaranteeing the integrity of the persons elected and/or appointed to, or exercising public functions "on local elections dated 30 june 2019

of the Provisions foreseen in 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

Socialist Party of Albania, in accordance with Article 5, paragraph 4, letter "a" of Law no. 138/2015

"On guaranteeing the integrity of persons elected, appointed or exercising public functions", submitted to the Central Election Commission the self-declaration forms of the candidates for the municipal council respectively for the municipalities Librazhd, Has, Dibër, Ura Vajgurore, Himarë as the competent body for the administration, verification, implementation of the prohibition of persons elected and appointed in the public office, including the function of the council member 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, candidates for members in the municipal councils, for these municipalities, Librazhd, Has, Dibër, Ura Vajgurore, Himarë , have not declared data regarding the prohibition of provisions 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 judicial office and the civil registry office via emails as well as via official letters for the candidates for members in the municipal councils who submitted the self-declaration forms to the Central Election Commission.

a. Judicial Office with memo no. V-1535/1 prot., Dated 17.05.2019 and no. V-1576/1 prot., Dated 18.05.2019 sent to the Central Election Commission, verifying the judicial status for the candidates for members in the municipal councils, the municipalities of Librazhd, Has, Dibër, Ura Vajgurore, Himara have not been sentenced by the Albanian courts.

b. Judicial Office with letter no. V-1535/1 prot., Dated 17.05.2019 sent to the Central Election Commission, verifying the judicial status for the candidates for members of the municipal councils, Librazhd, Has, Dibër, Ura Vajgurore, Himarë, which results that:



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The judicial office has sent to the Central Election Commission the verification of the judicial status of the candidates for members of the municipal councils for the municipalities of Malësi e Madhe, which result not punished by the Albanian courts, to the following citizens:

Municipality of Has, Bujar Lango with ord.number 15 according to the decision no. 05 dated 18.01.2016 Kukës Judicial District has pleaded guilty to the criminal offense provided by Article 186/3 of the Criminal Code and is sentenced to 300,000 thousand ALL fine and 1 year imprisonment. Pursuant to Article 59 of the Criminal Code, suspension is suspended for 18 months on parole.

Shkodra Court of Appeal with decision no. 225 dated 16.06.2010 has decided to be the decision in force.

Municipality of Has, Adem Lala with no. 01 on the basis of the decision no. 41 dated 23.04.2004 Kukës District Court found guilty of the criminal offense provided for in Article 246/1 of the Criminal Code and in application of Article 406 of the Criminal Code it punishes 40,000 ALL fine.

- Himara Municipality, Etleva Shkurti with no. 18 on the basis of the decision no. 227 of 23.04.2004 The Court of the Vlora Judicial District has found guilty of the criminal offense of "Abuse" under Article 106 of the Criminal Code, was sentenced to 1 year of re-education through work forbidding 1/5 salary.

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 are not criteria for non-registration as a candidate for the municipal council , according to law no. 138/2015. The CEC has also published self-declaration forms on its 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 "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 Local Governance Elections Party of 30 June 2019. The CEAZs should continue procedures for registration of the multi-name list for the council of the Municipalities, Librazhd, Has, Dibër, Ura Vajgurore of Socialist Party .

FOR THESE REASONS

The Central Election Commission, based on article 23, point 1, letter "a", of the law no. 10019 date



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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 CEAZ no. 01 for the continuation of procedures for the registration of the multi-name list for the municipal council of Librazhd, Has, Dibër, Ura Vajgurore, Himarë, municipalities from Socialist Party on Elections for Local Government Elections of 30 June 2019.

2. An appeal may be filed against this decision within 45 days at the Tirana First Instance Administrative Court.

3. This decision shall enter into force immediately.

Klement	ZGURI -	Chairman
Denar	BIBA -	Deputy chairman
Bledar	SKËNDERI-	Member
Edlira	JORGAQI-	<u>Member</u>
Rezarta	BITRI-	Member



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