

*Kurdistan National Assembly
No. 47
Nov. 21, 2004*

[Third Amendment to the KNA Law of 1992]

According to the provision of paragraph (1) of Article (56) and Article (53) of Law No. (1) of 1992 as amended, and on the basis of introducing the quorum of members of the National Council, and legitimized by the Kurdistan National Assembly in Iraq - at its session No. 54 held on 20 \ 11 \ 2004 and under the power conferred upon us according to paragraph (3) of Article (2) of the Law No. (10) Of 1997, we decided to issue the following law:

Law No. 47 of 2004.

Law of the third amendment for the Law on Election of National Assembly No. 1 of 92 amended.

Article 1 shall be amended, and reads as follows:

Article 1: The Kurdistan National Assembly of Iraq consists of one hundred and eleven members.

Article 2:

Article VI shall be amended, and reads as follows:

A high independent body will be formed by Law to oversee the elections, and to manage electoral processes in Kurdistan Region as well as the preparation of voters list and the identification of polling stations in the Region, and to issue necessary instructions to facilitate the conduct of the elections and to nominate the heads of committees and members of the polling stations.

Article 3:

Article (7) shall be amended, and reads as follows:

The High independent body that oversees the Kurdistan National Assembly elections will determine the way it will oversee the elections within the administrative units and the formation of committees of election centers.

Article 4:

Article (4) will be canceled, and replaces by the following one:

Kurdistan region of Iraq will be considered as one electoral district and divides to election centers.

Article 5:

Article (10) will be canceled from the Law.

Article 6:

Article (12) shall be amended and reads as follows:

The election date will be set by a resolution of the President of the Region during fifteen days from the date of expiration of the term of Assembly or a decision

taken by the Assembly dissolving himself and to be announced in the media outlets at least one month ahead of Election Date.

Article 7:

Article (15) shall be amended and reads as follows:

Voter Registration to be set for Kurdistan region according to polling stations and arranged on alphabetic order including voters' address, job, date and p[lace of their birth, if that can not be determined then the High Electoral body can identify appropriate method to achieve that goal.

Article 8:

Article (16) shall be amended and reads as follows:

The High Electoral body will undertake distributing voter lists to election centers in the region to be announced for citizens in boards prepared for this purpose at least fifteen days ahead of schedule to perform the voting, and it must be sealed with the seal of the High Electoral Body and fix announcement date taking into consideration what is stated in Article (15) of this law.

Article 9:

Paragraph (2) of the Article (18) shall be amended and reads as follows:

The application will be submitted to the High Electoral body accompanied with the opinion of the competent election center and the High Electoral body will adjudge it during a period not exceeding three days from the date of submission.

Article 10:

Paragraph (1) of the article (20) shall be amended and reads as follows:

Each party or group in Kurdistan can provide its own list of candidates containing the names of candidates across Kurdistan and it must contain at least (25%) of women; the names shall be arranged so that the name of a female candidate must be at least within each of the first four names on the list and it take into account the same arrangement to the end of the list, and the least number of the candidates for each list should be four candidates.

Article 11:

Paragraphs (2 & 3) of article (23) shall be amended and reads as follows:

2. The candidacy claimer may appeal against the decision of the High Electoral Body in the Cassation Court of Kurdistan during two days from the date of informing him of the decision.

3. The Cassation Court issues an outright decision on the appeal within two days.

Article 12:

Article (24) shall be amended and will be read as follows:

The Election campaigning is free within the framework of law and public order and ethics, and the High Electoral Body will guarantee the principles of equal opportunities between the competing lists.

Article 13

The article (28) shall be amended and will be read as below:

Article 28: The High Electoral Body will print the ballots and prepare the ballot boxes.

Article 14

The article (35) shall be amended and will be read as below:

Article 35: Committees of Election Centers will organize signed minutes on voting results, and attach all related documents of the election procedures, and put them in a closed and sealed envelope, and send them the High Electoral Body.

Article 15

Paragraph (3) of the Article (36) shall be amended and will be read as follows:

3- In case none of the competing political parties in the name of one ethnicity (Turkmen, Chaldean, Assyrian, Armenian, and Arabs) did not get the (electoral divider) the seats goes to the party with highest number of votes in mentioned ethnicity.

Article 16

The paragraph (2) of the Article (37) shall be amended and will be read as follows:

2- The higher Electoral Body will announce the name of the winners to be members in the National Assembly for Kurdistan Iraq, after allocating the seats gained by each winning list on the candidates and according to the priority of candidate ranking in the list, and the vacant seats goes to the names in the list according to their order in the list, and no seat shall be withdrawn from any name in the list for any reason.

Article 17:

Article (44) shall be cancelled from the law.

The following article shall be added the seventh chapter for the Miscellaneous provisions:

Iraqi Independent High Electoral Committee- IHEC shall replace the High Electoral Body mentioned in this law of Kurdistan National Assembly to oversee and manage elections of the assembly's second election session.

Article 19:

Any text contradicts this law shall not be applied.

Article 20:

Council of Ministers must implement this Law.

Article 21:

This law shall be implemented from the date of issue and be published in Kurdistan Official Gazzette.

*Dr. Rozh Noori Shawes
President of Kurdistan National Assembly.*

