



جمهورية العراق
المؤوضية العليا المستقلة للانتخابات
كؤميسونى بالآى سه ربه خؤى هه لُبزارد نه كان
The Independent High Electoral Commission

IHEC Regulation No.15

According to the authority granted to the Board of commissioners in article (4), item (8) of the Independent High Electoral Commission's law No. (11), in the year 2007, and the coalition provisional Authority dissolved order no.(97) of the year 2004 .we decided issuing the following regulation:-

Regulation no. (15)

(Certification of political Entities and Coalitions)

**For the Elections of the Iraqi Council of
representatives of the year 2010**

(Preamble)

The independent High Electoral Commission in Iraq has been established according to law no (11) of the year 2007 to be the only electoral authority in Iraq, The commission is professional, autonomous, independent, and neutral, and subject to the supervision of CoR.

Part 1

(Terminology)

The following terms have the meaning opposite them:-



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1. **"Commission"**:-means The Independent High Electoral Commission.
2. **"Eligible Voter"** is a person who satisfies all the legal conditions of citizenship and eligibility to vote in elections.
3. **"National Office"**:- is the IHEC office of the Electoral Administration in Baghdad.
4. **"Electoral Regional Office"** - is the IHEC office of the Electoral Administration in Kurdistan Region.
5. **"GEO"**:- is the IHEC office of the Electoral Administration in the governorates.
6. **"Political Entity"**:- Is:-
 - A. An organization, including a political party, which is composed of qualified voters who voluntary joined on the basis of shared ideas, interests and benefits, to express their needs and enable their representatives to nominate themselves to a public post, on condition the PE should obtain the official certification as a PE by IHEC.
 - B. A person who intends to nominate himself individually for elections on condition that he/she will obtain the official certification as a political entity by IHEC.
7. **"Coalition"**:- Is a gathering of two or more Political Entities to produce a unified list of candidates in specific elections.
8. **"Head of a Political Entity"**:- is the person defined as the chief of the party regulations of the entity. Or as an individual when a political entity is a single person.
9. **"Previous Elections"**:-means the 2005 national assembly Elections, and 2005 Iraqi CoR Elections, and the 2009 Iraqi Kurdistan Parliament Elections.
10. **"Electoral Judicial Body"**:-A body which consists of three judges appointed by the court of cassation that adjudicate appeals referred to it by BoC, or submitted by those affected by the decisions of the Board.



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Part 2

(Certification of Political Entities)

1. IHEC set a period of time to receive submissions for the certification of Political Entities; requests will not be received before or after this period.
2. Any group or person has the right to compete in elections by submitting a petition to IHEC to be certified by IHEC as a political entity. When submitting a request, PE should deposit (5.000.000) five million Iraqi Dinars for an individual who wishes to be certified as a PE, and (25000.000) twenty five million Iraqi Dinars, for a group that wishes to be accredited as a PE by IHEC.
3. If the PE or the Coalition were subject to a financial fine as a result of violation of any electoral law, electoral regulations, code of conduct...etc.; The fine will be discounted from the deposit if it is enough to cover the fine. Otherwise the PE must pay the rest of the amount.
4. If any financial penalties have not been imposed, then the deposit be refunded in whole after the elections, on the condition that the entity or the coalition received enough votes to win one seat at least in these elections. Accredited entities or coalitions that did not submit their lists will be refunded also. If the PE or the coalition received less than the votes above, the sum will be credited to the state.
5. The Political Entity must submit a petition in writing using a form from IHEC for this purpose; the request could be submitted to the national office in Baghdad, or the regional electoral office, or to the governorate electoral office.
6. The submission should include the following information:-
 - a) Full name of the Political Entity.
 - b) Name of the Head of the political entity, or the individual person and address, contact information, and his signature.
 - c) A copy of the Code of Conduct signed by the political entity.



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- d) Financial deposit.
 - e) An electronic and paper copy of the internal regulation, which govern the political entity's activities (except individual PE); on condition that the method in designating heads, candidates, secretariat, general assembly, and the political office, and for point to the resources of financing the party, and this regulation is available to the people to review it.
 - f) Electronic and in paper copy of the political entity's logo.
 - g) A list of no less than (500) eligible voters including names, date and place of birth, addresses, and their signatures or seals with numbers and dates of their national certificates. They must not sign for another political entity for the same purpose.
 - h) Name of the political entity's authorized representative, address, and means of communication, as the official liaison with IHEC on national, regional, and provincial level.
 - i) Political Entities should have an E-mail address for sending information and correspondence.
 - j) Curriculum Vitae of the head of the political entity and the body with the authority to change the head of the entity according to the internal regulation.
7. PE that had been Certified in previous elections, have the right to keep the same logo and name of PE is not changing name, logo, or head of the entity, on condition that they should provide the necessary documents of certification.
8. A political entity which requests certification must sign the Code of Conduct provided by IHEC, in which it declares the following:-
- a) Connection with armed forces, militias, or other military unit that has been defined in order (91) of the year 2004.
 - b) No direct or indirect financing from any armed force, militias, or other military unit.
 - c) Commitment to Iraqi laws and regulations, including provisions for public meetings, and not to incite hatred and violence, frighten others, or support and use terrorism.



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- d) Compliance with the regulations, rules, decisions, procedures, and the Code of Conduct of IHEC.
9. Political Entity will be accredited by IHEC if the following conditions are met:-
- a) No significant items missing, and the submission meets the conditions.
 - b) Name of Political Entity and its logo should not be similar to the name and logo of a party, organization, assembly, existing movement, or a political Entity registered or under registration, otherwise priority will be given to the previously registered entity.
 - c) The name of the political entity must not evoke hatred and violence or distribute public peace, and must not contain any personal photos or symbols either military or religious.
10. If the submission does not meet the conditions for certification, PE will be informed by IHEC with its decision. PE should then amend or complete the submission, and deliver it within a specified period.
11. IHEC will inform PE of its approval of the submission by publishing it on IHEC web site in addition to posting it on the notice board of the electoral office (which received the petition) and on the notice board of the national office in Baghdad. In case of refusal, IHEC will inform the PE by publishing its decision on the web site and in three daily newspapers for at least (three days), and in both languages Kurdish and Arabic.
12. A PE has the right to complain to the BOC about any decision made by IHEC according to this regulation.
13. A PE has the right to appeal the Board's decision before EJC within three days after publication.
14. IHEC keep a special registred of certified political entities.
15. Accreditation requests submitted by PE to IHEC may not be amended after submitting them to IHEC, unless IHEC requests these amendments to implement this regulation.
16. A political entity is not allowed to withdraw from the competition at the end of the certification period of candidate lists.



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17. PE may not nominate candidates unless it is registered and certified by IHEC as a PE.
18. Political Entities are entitled to form a coalition of common interests and to campaign for candidates in the coalition.
19. All Political Entities including, certified individuals, are equal before the law.

Part 3 (Coalition of Political Entities)

1. Two or more political entities may form a coalition to present a common list of candidates according to a form provided by IHEC for this purpose.
2. The political entity may not, in a particular election, submit an individual list of candidates and at the same time submit candidates within a coalition. It cannot participate in more than one coalition in the same election.
3. Application for coalitions must be submitted in N.O. only, during a specified period. No application before or after that period will be accepted.
4. The Political Entity must submit a petition in writing using a form by IHEC for the purpose of forming a coalition.
5. The submission should include the following information:-
 - a. Full name of the coalition.
 - b. Number of allied political entities.
 - c. An electronic and paper copy of the coalition logo.
 - d. Name of persons appointed by the political entity as representatives in IHEC on national, regional, and provincial level.
 - e. The petition should be signed by the heads of all the allied political entities. It should contain copies of the code of conduct as in Item (c) of the sixth Article of the second section of this regulation.



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6. Coalition will be certified by IHEC if the following conditions are met:-
 - a.) lack of substantial insufficiency and the submission should meet the conditions.
 - b.)Name of coalition and its logo should not be the same as the name and logo of a political entity or another coalition previously registered or in registration , also it is not allowed name the coalition in the name of one of the entities.
 - c.)The name of the coalition must not incite hatred or violence or disturb the peace. It must not contain any personal photos or symbols either military or religious.
7. The political entity is not allowed to withdraw from the coalition at the end of certification period for candidate lists for PE or coalitions.
8. If a political entity withdraws from a coalition before the end of the specified period to provide the political entities' or the coalition's candidate lists, then provide political entities within the coalition have the right to provide a new list, and the withdrawn entity has the right to provide a new list. If a coalition of two entities is dissolved, the two separate entities have the right to provide two separate lists.
9. The coalition will be certified by IHEC to compete in an election, if it meets the above conditions.
10. After the certification of the PE, coalitions, and lists of candidates, a date for polling will be set for a lottery of numbers of PE on the ballot paper.
11. All the coalitions, which have been certified by IHEC in previous elections, will be dissolved. If these coalitions wish to be certified again or provide a list of their candidates, they should submit a new petition to IHEC.
12. a- It is not permitted to register a coalition of political entities with the name of a dissolved coalition which took part in previous elections, without the entities who were registered in it.



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b- In case of a submission for registering a coalition, which participated in the previous elections with the same name, then it should be submitted by an absolute majority (half + one) of the entities, which formed the coalition.

Part 4
(Date of Validity)

This Regulation shall enter into force from the date of its ratification by the Board of Commissioners on 2/ 8/ 2009.

Board of Commissioners