



المفوضية العليا المستقلة للانتخابات في العراق  
كۆمیسۆنی باآای سه ربه خۆی هه ئیزارد نه كان له عێراق

The Independent High Electoral Commission (IHEC) of Iraq

International Electoral Assistance Team (IEAT)

### Fact Sheet

#### Electoral Offences and Punishments: Kurdistan Parliament-Iraq ('KIP') and Presidential Elections 2009

The Independent High Electoral Commission (IHEC) has issued Regulation No. 14-2008, "Offences and Violations related to elections and referenda", which defines election offences and specifies punishments for such offences in accordance with IHEC Law No. 11 2007 and The Electoral Law of the Kurdish National Assembly No. 1 of 1992 amended. Any of the following acts committed by any person constitutes an election offence and will be punished by the following penalties.

Type of Offense	Punishment
Interfering in the electoral process by force or threats	Imprisonment for no less than 1 year and fine of 100 000 – 500 000 dinars
Intimidating or bribing IHEC staff or voters	Imprisonment for no less than 1 year
Carrying weapons inside a Registration, Polling or Counting Centre	Imprisonment for no less than 1 year
Interfering with any electoral materials (ballot papers, boxes, voters lists, sealed materials)	Imprisonment for no less than 1 year and possible fine of 100 000 – 500 000 dinars
Abusing IHEC staff	Imprisonment for no less than 1 year
Using religious slogans or places of worship for electoral propaganda or party campaigning	Imprisonment for no less than 1 year
Destruction of candidate posters or political agenda	Imprisonment for no less than 1 month
Attempts to forge the voter register, Impersonating a voter while registering or voting; falsifying an illiterate voter's choice; voting or nominating as a candidate more than once; committing fraud during the count	Imprisonment for not less than 6 months and fine of 100,000 to 500,000 dinars
Violating the conditions of confidentiality: any attempt to get/convey any information regarding the secrecy of ballot	Imprisonment at least 6 months and fine of 100 000 – 500 000 dinars
Use of public funds, budgets funds from endowments and foreign support	Imprisonment for 1 to 6 months and fine of 1 million to 5 million dinars
The production of misleading information by candidates/PE agents, any attempt to advertise candidates not-registered by IHEC	Imprisonment for 1 to 6 months and fine of 1 million to 5 million dinars
State employees are forbidden from campaigning, the use of government buildings or public funds by political parties is forbidden	Imprisonment for 1 to 6 months and fine of 1 million to 5 million dinars
It is forbidden to campaign within the silence period 48 hours before the election and on polling day	Imprisonment for 1 to 6 months and fine of 1 million to 5 million dinars
Political parties will be punished for the actions of their members, candidates and agents, payable by a fine of 50 million Dinars, and may be denied the votes they obtained in associated polling locations.	

IHEC has the right to impose the following penalties on its staff, observers, Political Entities and agents or other persons within its jurisdiction. Note that political entities, observer groups and media organization will be responsible for the violations committed by their members, candidates and agents. The IHEC can take any of the following actions: **Corrective measures, fines, rescinding the IHEC accreditation of political entity agents, observers or media representatives, cancelling political entity votes, removing withdrawal of the PE accreditation or cancelling its votes, removing a candidate from a political entity list, withdrawal of the accreditation of observers or PE agents.**