



Islamic Republic of Afghanistan  
Independent Election Commission

## Electoral Challenges and Complaints Regulation

This regulation has been approved by the Independent Election Commission (hereafter called the Commission) based on the authority given by Article 56 of the Electoral Law to organize challenge and complaint related affairs during the various phases of the election process.

### Application

#### **Article 1:**

This regulation organizes the challenge and complaint related affairs in the following elections:

1. Presidential Election
2. Parliamentary (Wolesi Jirga) Election
3. Provincial Council Elections, and
4. District Council Elections

### Right of Challenge and Complaint

#### **Article 2:**

The following people may challenge the eligibility of candidates or file their complaints related to violations stated in Article 4 of this regulation.

1. All eligible voters
2. Agents of political parties, Candidates and Responsible Legal Persons

### Challenges

#### **Article 3:**

- 1) A challenge includes presenting an official document relating to the ineligibility of a candidate on the preliminary list of candidates within the time limits prescribed by the Commission.
- 2) A challenge on the ineligibility of a candidate on the preliminary list of candidates is to be presented to the Electoral Complaint Commission (ECC). Following the rules of procedure of ECC, the Electoral Complaint Commission shall verify the challenges presented to it and if it decides that the candidate must be deleted from the list, ECC shall officially notify the Commission within the prescribed period.
- 3) Any candidate could not be objected for lack of eligibility after the final candidates' list was issued.

### Complaints

#### **Article 4:**

Approval Date: 28.02.2009



- 1) A complaint includes presenting an official document about a violation prescribed in Article 53 of the Electoral Law, or the regulations or Codes of Conduct approved by the Commission.
- 2) A complaint must be officially recorded and presented to the Electoral Complaint Commission within 72 hours after the violation occurred.

**Assistance to the Electoral Complaint Commission**

**Article 5:**

Electoral staff, both in the capital and provinces, must assist the ECC with verifying the challenges and complaints on a legal basis.

**Electoral Complaint Commission**

**Article 6:**

Other matters concerning the investigation of challenges and complaints by the ECC shall be organized according to the rules of procedures issued by ECC.

**Entry into Force**

**Article 7:**

This regulation enters into force as of its approval and shall be published.

Approval Date: 28.02.2009

