



Islamic Republic of Afghanistan
Independent Election Commission

Regulation on Candidate Vetting Commission

Basis:

This regulation has been approved by the IEC under article (66) of the Electoral Law to fulfill the provision of paragraph (7) of Article (12) of the Electoral Law and establish a Commission to verify whether a candidate is a leader or a member of an illegal armed group or militia.

Purpose

Article 1:

This regulation organizes the verification process with regard to whether a candidate is a leader or a member of an illegal armed group or militia in the following elections:

1. Presidential Elections
2. Wolesi Jirga Elections
3. Provincial Council Elections
4. District Council Elections
5. Village Council Elections
6. Mayor Elections
7. Municipal Assembly Elections

Establishment of a Commission

Article 2:

The Commission shall be established under paragraph (7) of article (12) of the Electoral Law and start functioning at least 15 days prior to the beginning of candidate registration process.

Composition of Commission

Article 3:

1. The Commission is composed of a chairman and three members as follows:
 - a- The IEC authorized representative as the chairman
 - b- The MoD authorized representative as a member
 - c- The MoI authorized representative as a member

- d- The NDS authorized representative as a member
2. The Commission, in order to carry out its activities well, shall recruit required staff temporarily through the IEC Secretariat when necessary.
3. The Commission is stationed within the IEC.

Establishment of Procedure

Article 4:

The Commission may establish internal rules of procedures within its authority and obtain the IEC approval of them to enforce the provisions of the Electoral Law and the articles of this regulation.

Responsibilities and Authorities of the Commission

Article 5:

1. The Commission, based on the records and evidence of leaders and members of illegal armed groups and militias available with relevant organizations, is responsible for verifying and identifying whether a candidate is a leader or member of an illegal armed group or militia, from the beginning of candidate registration process until publishing the candidate final list.
2. In case of existing evidence and enough proving documents regarding the candidate's being leader or member of an illegal armed group or militia, the Commission shall refer the issue to ECC for its final decision.
3. The Commission shall officially inform the IEC of its activities.

Challenges

Article 6:

1. Citizens eligible to vote, candidates, agents, the Commission and legally authorized organizations, may challenge the eligibility of any person who wishes to run in the election as a candidate after the publication and announcement of the preliminary list of candidates, during the challenge period.
2. A challenger may officially file a challenge with the the ECC along with his/her proving evidence and documents.
3. The ECC shall officially send the challenges with regards to a candidate being a leader or member of an illegal armed group or militia to the Commission for assessment and verification.
4. The Commission shall verify and assess the challenges regarding a candidate being a leader or a member of an illegal armed group based on the evidence and sends the issue to the ECC to make a decision on it.

End of the Working Period of the Commission

Article 7:

The working period of the Commission shall end after the publication and announcement of the final list of candidates.

Entry into Force

Article 8:

This regulation enters into force on the date it is approved and shall be published.