

IMPLEMENTATION OF ISFED & TI RECOMMENDATIONS

	Fully	Partially	Not implemented	Comments
Political Party Funding				
<ul style="list-style-type: none"> Party funding should be based on regressive principle. 	✓			
<ul style="list-style-type: none"> Additional funding for creating a faction should be removed. 	✓			
Composition of Election Administration				
<ul style="list-style-type: none"> In the long-term perspective, election administration should be composed of only so called professional members. 			⊖	
<ul style="list-style-type: none"> In the short-term perspective, for the 2020 parliamentary elections, election administration composition should be based on the parity principle (one political party-one member). 			⊖	
<ul style="list-style-type: none"> Number of the commission members should be reduced. 			⊖	
<ul style="list-style-type: none"> Term of office of PEC members should be reduced in order to ensure more time for essential competition for the selection of PEC members. 			⊖	
<ul style="list-style-type: none"> Introduce additional criteria for selection of commission members. An individual may not be appointed as commission member who: <ul style="list-style-type: none"> was as a member or a candidate of a political party over the last two years; who served as a party-appointed member of an electoral commission during one of the last two elections. 		An additional criterion was introduced, according to which an individual may not be appointed as a commission member if s/he has been appointed by a political party as an election commission member (at any level) in the last general elections (Art.24, para.2)		Also, para.2 of art.24 regulates conflict of interest during selection of a PEC member. In particular, a DEC member may not participate in selection process if s/he is a family member (a spouse, a relative of direct ascending or descending line, a stepchild, a sibling, stepchildren of a parent or of a son/daughter, siblings and parents of the spouse) of the PEC membership candidate.
<ul style="list-style-type: none"> Introduce mandatory certification of PEC members. 			⊖	
Campaigning				
<ul style="list-style-type: none"> The definition of campaigning should be further elaborated to define that it also includes dissemination of political calls using one's personal social media account. 			⊖	
<ul style="list-style-type: none"> An organization should be considered charitable whether or not it is registered with the tax agency as a charitable organization. 			⊖	
Use of Administrative Resources				
<ul style="list-style-type: none"> Participation of employees of budget organizations in campaigning during working hours should be prohibited by law. 	✓			The following subparagraph "j" was inserted in para.4 of art.45: employees of legal entities of public law (except for employees of higher and vocational educational institutions, religious organizations and the bar association), of non-profit (non-commercial) legal entities founded by the state or local self-government, as well as public school teachers - during working hours or when they directly fulfill their official duties, may not participate in campaigning.
<ul style="list-style-type: none"> Deputy ministers and governors should not have the right to participate in campaigning without any restrictions. 			⊖	

Electoral Disputes	Fully	Partially	Not implemented	Comments
<ul style="list-style-type: none"> The law should define cases when an electoral commission is required to review electoral documentation and election results. 			-	
<ul style="list-style-type: none"> It should be possible to appeal in court refusal of authorized representatives (officials) of the CEC and relevant DEC to draw up a protocol of administrative offences. 			-	
<ul style="list-style-type: none"> DECs should take into account final decisions of all levels of court when summarizing polling results. 			-	
<ul style="list-style-type: none"> Definition of disruption and interference with functions and activities should be provided. 			-	
<ul style="list-style-type: none"> The Election Code should prescribe a timeframe for handing over an appellate court's decision to parties. 			-	
<ul style="list-style-type: none"> An organization with observer status should be able to be named as a claimant in all disputes. 			-	
<ul style="list-style-type: none"> Simple forms for electoral disputes in court should be elaborated. 			-	
<ul style="list-style-type: none"> If a complaint is filed against a PEC member his/her term of office should be extended until the final decision about their disciplinary liability is made. 	✓			<p>The following paragraph 4 prima was inserted in art.28: "if an electoral commission member has been withdrawn or his/her authority was terminated prematurely during the period when court or an electoral commission initiated legal proceedings against him/her with the aim of imposing a disciplinary sanction for violating the electoral legislation, an authorized agency confirms the fact of violation and if the fact is confirmed, the commission member will be subject to the limitations prescribed by para.5"a" of art.12, para.17"b" of art.20 and para.5"a" of art.24 of this law."</p>
<h3>Media Regulations</h3>				
<ul style="list-style-type: none"> The legislation should clearly prohibit election subjects from giving their free airtime to another election subject. 	✓			<p>Para.12 of art.51: an electoral subject may not air on a broadcaster within its [the electoral subject's] commercial airtime a video advertisement that advances campaign interest of another electoral subject. Advertisement of an electoral subject may not contain elements of an advertisement that facilitates election of another electoral subject, including its representative, sequence number and symbols.</p>
<ul style="list-style-type: none"> A broadcaster may not be responsible for verifying credibility and objectivity of results of a public opinion poll. 			-	
<h3>Mobile Ballot Box List</h3>				
<ul style="list-style-type: none"> A voter should be entered into the mobile ballot box list solely based on applications of the voter or his/her family member. The application should be provided to relevant PEC by the voter himself/herself or his/her family member. If a voter is unable to visit polling station and he/she has no family, based on a notification received over the phone or by any other means, relevant PEC should verify the need to include the voter into the mobile ballot box list and make subsequent decision. 			-	
<h3>Inter-Agency Commission for Free and Fair Elections</h3>				
<ul style="list-style-type: none"> Inter-agency commission should be structurally subordinated to the Prime Minister. 			-	
<ul style="list-style-type: none"> Law should prescribe mechanisms for monitoring of fulfillment of recommendations of the commission and taking of further actions. 			-	