

2nd March, 2016 # 11

RESOLUTION
OF THE GENERAL ELECTION COMMISSION OF MONGOLIA

**on the Adoption of the Procedure for Observation for
Foreign countries and International Organizations**

In accordance with the clause 6 of the Article 107 of the Law on Election, clause 7.1.7 of the Article 7, 12.3 of the Article 12 of the Law on Central Election Body respectively the General Election Commission of Mongolia resolves the following:

1. To approve the “Procedure for election observation for foreign and international organizations” by Annex #1, “Application form for foreign observer /interpreter/ to observe the election in Mongolia” by Annex #2.

2. In relation with the approval of this Resolution, the resolution #25 on the “Adopting of the Procedure on observation and reporting of the State Great Hural election” dated April 6th 2016; the resolution #151 on the “Adoption of the Procedure on observation of the Citizen’s Representative’s Hural of aimag and capital city election” dated October 19th 2012; the resolution #15 on the “Adoption of the Procedure on observation of the Presidential election” dated March 27th 2013 of the General Election Commission are shall be ineffective respectively.

CHAIRMAN AND COMMISSIONER
CH. SODNOMTSEREN

GENERAL SECRETARY AND COMMISSIONER
TS.BOLDSAIKHAN

PROCEDURE FOR ELECTION OBSERVATION FOR FOREIGN AND INTERNATIONAL ORGANIZATIONS

One. General Provisions

- 1.1 The purpose of this Procedure is to regulate the relations pertaining to observation of election by Foreign and International organizations.
- 1.2 The Foreign and International organization observers /hereinafter referred to as “The Foreign observer”/ shall abide by the Election Law of Mongolia, and other relevant legislation while observing the election process.
- 1.3 Foreign and International organizations shall appoint and make decisions on observers for elections to represent such organizations.
- 1.4 Election observers representing Foreign and International organizations can be a Mongolian citizen or a foreign citizen. Observer is a person who satisfies the requirements specified in 107.3 of Article 107 of the Law on Election of Mongolia.
- 1.5 Foreign Observers rights and obligations shall be in force with the registration at the General Election Commission and deprived of when the election results are officially summed up.

Two. Observer Registration and Issuance of Identity Card

- 2.1 Foreign and International Organization shall submit in writing their desire to register their observer to the General Election Commission along with documents required in the article 2.5 of this Procedure before the polling day. The General Election Commission shall register and issue a Foreign observer Identity card to the person who satisfies the requirements set forth in Article 1.4 of this Regulation.
- 2.2 Foreign and International organizations can submit its request to observe the election to the General Election Commission in accordance with this Procedure through the Ministry of Foreign Affairs of Mongolia and its Diplomatic Missions.

- 2.3 If the Foreign and International organizations will observe election in a foreign country, where Mongolian citizens reside and the Diplomatic Mission of Mongolia presents, the Foreign observers are required to be registered in accordance with this Procedure and the sub-committee shall issue an Identity card.
- 2.4 Foreign observer's interpreter shall need to be registered and issued an Identity card same as the Foreign observer. Interpreter shall be responsible for the translation for the Foreign observers.
- 2.5 Foreign observer shall deliver the following documents to the General Election Commission concerned for registration:
 - 2.5.1 Copy of a decision on the observer's appointment;
 - 2.5.2 Observer's filled application form;
 - 2.5.3 Two copy of 3x4 size photo of the appointed observer;
 - 2.5.4 Copy of the personal Identity card /Passport, National identity card/

Three. Rights and obligations of the Election Authority

- 3.1 Election authority shall enable observers to exercise the rights laid down in the Law on Election of Mongolia.
- 3.2 Election authority shall monitor whether Foreign observer's action complies with the Law on Election of Mongolia, and shall have the right to make a request in this respect.
- 3.3 In case the Foreign observer violates the Law on Election and other laws of Mongolia, the election authority's head, chief organizer shall have the right_ to seize the Identity card, suspend the right, and unsubscribe the Foreign observer and notify to the General Election Commission immediately thereof. The right of the Foreign observer shall be terminated when the General Election Commission unregisters the Foreign observer who violated the laws.
- 3.4 In case the Foreign observer is unregistered, the competent authority that appointed the observer shall not be entitled to appoint another replacement.
- 3.5 Election authority is prohibited from preventing Foreign observers from exercising the rights laid down in laws in any matter.

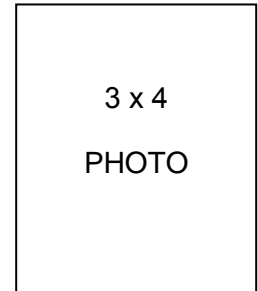
Four. Rights and obligations of the observer

- 4.1 The Foreign observers shall enjoy the rights referred to in Articles 108 and 110 of the Law on Election.
- 4.2 The Foreign observers shall have the following obligations when observing the election process:
 - 4.2.1 To abide by the Law on Election and other relevant laws of Mongolia;
 - 4.2.2 Not to interfere in election commission's activity and only to observe the elections;
 - 4.2.3 To follow the/requirements made by an election authority to abide by the laws;
 - 4.2.4 Observer's Identity Card must be visible to everyone at all the time.
- 4.3 Foreign observers shall be responsible for the full costs related to observing the election process.
- 4.4 The Foreign observer shall be prohibited from taking the following actions:
 - 4.4.1 To hamper voters voting by secret ballot;
 - 4.4.2 To hamper vote counting and tabulation;
 - 4.4.3 To participate and organize election campaigning or related illegal actions;
 - 4.4.4 To be present with a voter in a polling booth;
 - 4.4.5 To ask and discuss with a voter about his/her choice;
 - 4.4.6 To copy, print, or distribute an electoral roll.

Five. Liability

- 5.1 In case a Foreign observer violates the provisions of the Law on Election, other relevant laws of Mongolia and articles stipulated in this Regulation, he/she shall be subject to legal actions laid down in applicable laws.

**APPLICATION FORM
FOR FOREIGN OBSERVER /INTERPRETER/
TO OBSERVE THE ELECTION OF MONGOLIA**



Date:2016

1	Last name	
2	Given name	
3	Age and gender	
4	Nationality	
5	Current position and occupation	
6	Profession	
7	Names of the country and organization the observer represents	
8	Organization that invited the observer	
9	Contact address and phone number	
10	Name, address and phone number of the interpreter of the observer	

FORM FILLED OUT BY:

/...../