



འབྲུག་གི་བཙན་འཇུག་ལྷན་ཚོགས།

ELECTION COMMISSION OF BHUTAN

(Ensuring Free, Fair & Democratic Elections & Referendums)



ECB/CEC/NOTIF-01/2015/2015

Dated: 27<sup>th</sup> of October 2015

## NOTIFICATION

### Bye-Elections for the Post of *Gup* in Langthil Gewog under Trongsa Dzongkhag

The Election Commission of Bhutan, in pursuance to Sections 577 and 579 of the Election Act of the Kingdom of Bhutan 2008, and Sections 33 and 34 of the Local Government Act, 2009 hereby calls Bye- Election for the post of *Gup* in Langthil Gewog under Trongsa Dzongkhag which has fallen vacant upon the termination of the incumbent.

The Election Schedule and the details concerning *Demkhongs*, Selection Procedure for Nomination of Candidates, Electoral Rolls, EVMs, Polling Stations, Polling Officials, Polling Management, Security and other arrangements are hereby being notified as follows:

#### (A) Election Schedule

1. The Schedule shall be as follows:

Date and Time	Remarks
27 <sup>th</sup> of October 2015	- Issuance of Notification - Freezing of Electoral Roll
29 <sup>th</sup> of October 2015	- Commencement of <i>Zomdu</i> for selection for post of <i>Gup</i>
5 <sup>th</sup> of November 2015	- Last Date for filing of Nominations of Candidates
6 <sup>th</sup> of November 2015	- Scrutiny of Nominations of Candidates & Commencement of the Election Campaign
8 <sup>th</sup> of November 2015	- Last date for withdrawal of Candidature
18 <sup>th</sup> November 2015	- End of Election Campaign (8.00 AM)
20 <sup>th</sup> of November 2015	<b>Poll Day and Counting of Results</b>

Post Box No.: 2008, Olakha, Thimphu: Bhutan

334851, 334852 (PABX), 334762 (EA to CEC), Fax: 334763

Website: [www.election-bhutan.org.bt](http://www.election-bhutan.org.bt) E-mail: [cec@election-bhutan.org.bt](mailto:cec@election-bhutan.org.bt), [righsun@yahoo.com](mailto:righsun@yahoo.com)

21 <sup>st</sup> of November 2015	- Declaration of Results & Submission of the Results to the Druk Gyalpo - Start of Election Petition Period
23 <sup>rd</sup> of November 2015	- Issuance of the Certificate of Election
4 <sup>th</sup> of December 2015	- End of Election Petition Period

**(B) Polling Hours**

2. The polling hours shall be from **8 a.m. to 4 p.m.**

**(C) Demkhong**

3. The name and boundary of the *Demkhong* to be used shall be as written in the Order No. **DC/CHAIR/2011/1520** of **27<sup>th</sup> of February 2011**.

**(D) Selection/Signature Process of/by Candidates**

4. A registered voter who fulfills the criteria laid down in Section 178 of the Election Act of the Kingdom of Bhutan 2008 is eligible to be nominated as a Candidate for Election.
5. The Selection process for the Candidates contesting for the post of **Gup** shall be as per the Guidelines for selection of the *Gewog/Dzongkhag Thromde* Nominee.
  - 5.1. A *zomdu* shall be held in each *Chiwog* of Langthil *Gewog* by the Trongsa Dzongkhag Election Authority for the purpose of selecting not more than one candidate from every *Chiwog* of the *Gewog* for the post of *Gup*.
  - 5.2. The EVM must be used in the *Chiwog Zomdu*.
  - 5.3. In the absence of any Registered Voter interested to contest, the meeting shall submit to the Dzongkhag Election Authority a statement (**Nomination Form No. 6A**) to that effect.

6. For the purpose of ascertaining the age eligibility of candidate which as per the Electoral Laws must be minimum of **25 years** and maximum of **65 years**, a candidate for this Election must be born on or before **5<sup>th</sup> of November 1990** but not before **5<sup>th</sup> of November 1950**.

**(E) Electoral Roll**

7. The Electoral Roll used for the General Election 2013 shall be used as the basis with further revision as per the qualifying Date. All those registered in the Final Electoral Roll shall be eligible to vote in the concerned *Demkhong*.
8. The qualifying date for the Electoral Roll shall be the **1<sup>st</sup> of October 2015**. All those who are not younger than **eighteen years of age as on 1<sup>st</sup> of October 2015 or born on or before 1<sup>st</sup> of October 1997** shall be deemed to meet the minimum age requirement to be a voter.
9. No changes shall be made to the Electoral Roll after **27<sup>th</sup> of October 2015**. However, the Dzongkhag Election Office shall continue to distribute the Voter Photo Identity Cards to those who were unable to collect it earlier even up to the Poll Day.
10. The Final Electoral Roll for the Election shall be published and provided to the Returning Officer on **29<sup>th</sup> of October 2015** and to the Candidates on **8<sup>th</sup> of November 2015**.

**(F) Election Campaign**

11. A Candidate shall have up to **13 days** for campaigning, which must stop 48 hours before the start of Poll.
12. No Minister, Member of Parliament, official or member of a political party or elected shall campaign directly or indirectly for any Candidate. No trips or

official tours shall be undertaken by a Minister or Member of Parliament to a *Demkhong* during the Election Period except to cast their votes on the Poll Day should they wish not to use the Postal Ballot facility extended to them and their spouse under Section 331 of the Election Act of the Kingdom of Bhutan 2008.

13. The other elected Local Government officials i.e. the Gup, *Mangmi*, *Dzongkhag Thromde Thuemi*, and *Thromde Tshogpa* shall not campaign directly or indirectly for any Candidate and shall only participate as a voter on the Poll day.

**(G) Election Campaign Finance**

14. A Candidate cannot exceed his/her election campaign expense beyond the ceiling fixed in Section 59 of the Public Election Fund Act 2008 i.e. total of Nu. 50,000/-.

**(H) Election Campaign Returns**

15. A Candidate must submit accounts of campaign to the National Observers for his/her scrutiny and file Election Returns within thirty days of declaration of the Election Result as per the prescribed procedures, failing which he/she will be barred from participation in future elections.

**(I) Common Forum for the Public Address by All Candidates**

16. The Returning Officer, in consultation with the respective Election Coordinator and Security Coordinator shall arrange a Common Forum in each *Chiwog* and further at Villages as may be necessary and found feasible to provide the candidates of the concerned *Demkhong* equal opportunity to address the electorate eliminating the necessity to call for public meetings by each Candidate separately and thereby avoiding inconvenience to voters of

attending multiple sessions as per the Guidelines for the conduct of the Common Forum for Election Campaign, 2013.

**(J) Postal Ballots**

17. The Postal Voter List shall be based on Postal Voters Registration for the *Second Parliamentary Election 2013*.

18. The schedule for the processing of Postal Ballots shall be as given below:

<b>Date and Time</b>	<b>Remarks</b>
27 <sup>th</sup> of October 2015	- Eligible Postal Voters to initiate application for Postal Ballot to the Returning Officer
8 <sup>th</sup> of November 2015	- Last date of receipt of Application for Postal Ballots by Returning Officer - Returning Officer to commence sending Postal Ballot to registered Postal Voters
19 <sup>th</sup> of November 2015	- Last day/ time for receiving Postal Ballots ( <b>4 PM</b> )
20 <sup>th</sup> of November 2015	- <b>Poll Day and Counting of Results</b>

**(K) Voter Photo Identity Card (VPIC)**

19. Voter Photo Identity Card (VPIC) issued by the Election Commission shall be the valid document for identification of voters at the Polling Stations.

20. However, all voters must also carry with them the Citizenship Identity Card issued by the Ministry of Home and Cultural Affairs. In the event of any dispute related to the VPIC, the Citizenship Identity Card will form the basis for taking decision by the Presiding Officer.

**(L) Electronic Voting Machines**

21. The Electronic Voting Machine (EVM) shall be used for polling in all the Polling Station.

**(M) Indelible Ink**

22. Quality indelible ink shall be used during the elections and care must be taken in applying the indelible ink on the **Left Index Finger.**

**(N) Polling Stations**

23. The Polling Stations shall be as indicated in the Final Electoral Roll for Bye-Election.

**(O) Election Officials**

**Election Coordinators**

24. The *Dzongdag*, *Dzongrab*, and *Gewog* Administrative Officers shall be appointed as the Chief, Deputy Chief & Assistant Chief Election Coordinators in the respective Dzongkhag/Gewog. All Election Officials appointed hereof shall be responsible for carrying out the roles, responsibilities and duties as provided in the Electoral Laws, the Appointment Order issued by the Election Commission on **27<sup>th</sup> of October 2015** and vested with authority, Roles and Responsibilities as per provisions in the Electoral Roll Laws, Rules, Regulations and Guidelines and respective Handbooks.

**National Observer**

25. The Election Commission of Bhutan shall appoint a **National Observer** for observing the election.

### **Returning Officers**

26. The Election Commission shall appoint the **Dzongkhag Electoral Officer** of Trongsa Dzongkhag as the Returning Officer for the conduct of the ***Bye-Election***.

### **Presiding and Polling Officers**

27. The appointment of Presiding and Polling Officers for the Elections shall be as per the Appointment Orders issued by the Returning Officer on or before **17<sup>th</sup> of November 2015 i.e. three days** before the day of Poll, unless otherwise authorised.

### **Counting Supervisors & Counting Assistants**

28. The Presiding Officers shall serve as the Counting Supervisors and a Polling Officer as the Counting Assistant, authorized as such in the Appointment Orders issued by the concerned Returning Officer.

### **Assignment of Duty Stations**

29. The Election Officials shall not be posted to the *Gewog* where his/her *Gung* or *Mitsi* is registered.

### **(P) Law and Order & Deployment of Forces**

30. The *Dzongdag*, and the *Gewog* Administrative Officer in the *Gewog* shall serve as the Focal Points for all administrative matters in the *Dzongkhag* and *Gewog* respectively for the election period.

31. The *Dzongdag* and the Gewog Administrative Officer shall be responsible to ensure that the jurisdictions under their control are conducive and congenial for the conduct of free and fair elections.
32. All Election Officials must remain in their station during the entire election period.
33. The Royal Bhutan Police shall be responsible for security as per the Election Security Rules and Regulations of the Kingdom of Bhutan.
34. The Election Security Focal Officers of the concerned Dzongkhag shall work in close coordination and cooperation with the election officers as a team towards conducting the elections smoothly.

**(Q) Election Control Rooms**

35. Control Rooms shall be established in the Office of the Returning Officer and at the Election Commission Headquarters to effectively supervise, direct, monitor and backstop the conduct of elections.
36. The Control Rooms shall be set up and function in the manner detailed in the *Manual for Control Rooms*.

**(R) Election Code of Conduct**

37. The Election Code of Conduct shall continue to be in force until the completion of the Election Period i.e. from **27<sup>th</sup> of October 2015 to 20<sup>th</sup> of November 2015**.



38. All Election Officers, Candidates and Voters must comply with the Election Code of Conduct and the provisions of the Electoral Laws, Rules and Regulations and Guidelines.

**(S) Poll Day - A Public Holiday**

39. **The Poll Day, Wednesday, 20<sup>th</sup> of November 2015**, shall be declared as a Public Holiday in the concerned *Demkhong*. All employers are required by law to grant required number of days as election leave for any registered voter from the *Demkhong* wishing to go to vote in person.

**(T) No or Only One Candidate**

40. If there is no Candidate after the last date for filing of nomination of Candidates notified herein, the election will be postponed till further notice.

41. If there is only one Candidate after the last date of filing of nomination of Candidates announced herein, an uncontested election, in accordance with Sections 575 and 576 of the Election Act of the Kingdom of Bhutan 2008, will be conducted.

Now, thereof, from the day of issue of this Notification, the Election Commission of Bhutan notifies the general public on the Election Schedule of the Bye-Election and all matters relating to it.

**Issued on the 15<sup>th</sup> Day of the Ninth Month of the WOOD FEMALE SHEEP YEAR corresponding to 27<sup>th</sup> of October 2015.**

**(Chogyal Dago Rigdzin)**

**Chief Election Commissioner of Bhutan**

**Copies to**

1. Hon'ble Prime Minister, Royal Government of Bhutan, Kingdom of Bhutan.
2. Hon'ble Chief Justice of Bhutan, Royal Court of Justice, Supreme Court of Bhutan, Thimphu.
3. Hon'ble Speaker, National Assembly, Parliament of Bhutan, Thimphu, Bhutan.
4. Hon'ble Chairperson, National Council, Parliament of Bhutan, Thimphu, Bhutan.
5. Hon'ble Opposition Leader, National Assembly, Parliament of Bhutan, Thimphu, Bhutan.
6. Hon'ble Secretary to His Majesty the King of Bhutan, His Majesty's Secretariat, Tashichhodzong, Thimphu.
7. Hon'ble Secretary to His Majesty, Secretariat of Druk Gyal Zhipa, Thimphu.
8. Hon'ble Acting Chief Justice, Royal Court of Justice, High Court of Bhutan, Thimphu.
9. Hon'ble Chairperson, Royal Civil Service Commission, Thimphu, Bhutan
10. Hon'ble Chairperson, Anti-Corruption Commission, Thimphu, Bhutan.
11. Hon'ble Auditor General, Royal Audit Authority, Thimphu, Bhutan.
12. Hon'ble Cabinet Secretary, Royal Government of Bhutan, Tashichhoedzong, Thimphu.
13. All Hon'ble Secretaries to the Royal Government of Bhutan.
14. Hon'ble Chief of Police, Royal Bhutan Police, Thimphu, Bhutan.
15. Hon'ble President, Bhutan Chamber of Commerce and Industry, Thimphu, Bhutan.
16. Dzongdag, Dzongkhag Administration, Concerned Dzongkhags.
17. Drangpon, Royal Court of Justice, Concerned Dzongkhags.
18. Election Security Coordinator, Royal Bhutan Police, Thimphu.
19. Dzongkhag Electoral Officer, Concerned Dzongkhag.
20. Gewog Administrative Officer, Concerned Gewog
21. Postal Ballot Focal Officers, Armed Forces.
22. Managing Director, BBSC, Thimphu.