



Republika e Kosovës
Republika Kosova - Republic of Kosovo
Komisioni Qendror i Zgjedhjeve
Centralna Izborna Komisija
Central Election Commission



Based on Article 64.2 point (a) and (b), Article 96, 97, 98 of Law no. 03/L-073 on General Elections of the Republic of Kosovo and Law no. 03/L-256 on Amendment of Law no. 03/L-073 on General Election in Republic of Kosovo and Article 20 of Law No. 24. 03/L-072 on Local Elections in the Republic of Kosovo, the Central Election Commission on 02.07.2013 issues:

ELECTION RULE No. 03 / 2013 VOTING OUT OF KOSOVO

Article 1

General Provisions

This rule intends to determine manner of registration to vote from outside of Kosovo, receipt of the ballot, the voting and counting of ballots from out of Kosovo.

Article 2

Definitions

- 2.1 **Eligible voter** is a person who meets the voters eligibility criteria defined with Article 5 of the Law on General Elections of the Republic of Kosovo and Article 12.1 of the Law on Local Elections of the Republic of Kosovo.
- 2.2 An eligible voter who lives outside of Kosovo at the time of election can cast a ballot outside of Kosovo in accordance with the procedures set out in this Electoral Rule, and specified in the technical procedures for Outside Kosovo Voting program.
- 2.3 **For purposes of this Rule, the ballot** means ballot approved by the Central Election Commission (CEC)

Article 3
Registration for Voting Outside of Kosovo

- 3.1 An eligible voter outside of Kosovo can cast a ballot for the Elections under the procedures set by this Election Rule if he or she:
- a) is registered as a permanent resident of Kosovo in the Central Civil Registry, or
 - b) for the recent elections in Kosovo is registered as a voter to vote outside of Kosovo, and in that time he demonstrated he / she is eligible to vote on based on the criteria defined by Law.
- 3.2 Two of above categories can apply to receive the ballots for voting outside of Kosovo, by submitting the completed form no. 1 for application, a copy of which is attached as Annex I and a photo identification document that proves citizenship of the Republic of Kosovo for the category in a) and a photo ID with of the host country for the category in point b) Article 3.1 of this regulation.
- 3.3. The person who intends to cast his/her vote with Out of Kosovo voting program that does not meet the criteria set forth in Article 3.1 (a) and (b) shall be registered in the CEC as a voter outside of Kosovo by submitting:
- a) Application form / Registration form for the outside of Kosovo voting program, a copy of which is attached as Annex II and
 - b) Documentary proof of the identity and that he or she meets the eligibility criteria of the right to vote in accordance with Article 5 of the Law on General Elections of the Republic of Kosovo and to attach photocopied documents as listed in Annex III.
- 3.4 The eligible voter can apply to receive a ballot to vote outside of Kosovo, by submitting completed Registration Form / Application form through:
- a) Mail from mailboxes of CEC, or
 - b) CEC fax, in the number indicated at the end of the Registration Form / Application form for voting outside of Kosovo

- c) Mail, official email of By-Mail Operation By-Mail marked in the end of the form and published on the official website of the CEC on the Internet.
- 3.5 The completed form for Registration / Application form should be sent to the CEC in the period between 25 days after the announcement of the election and 60 days before Election Day.
- 3.6 CEC, through the Secretariat of the CEC, reviews applications of Registration / application of voters outside of Kosovo, by the deadline specified in Article 3.5 of this rule:
- a) receives the request and sends to the applicant the ballot by mail to the address specified in of registration / application form , or
 - b) rejects the application and notifies the applicant in writing for the reasons for this decision and that he or she can: seek legal redress to the competent authorities, in accordance with the Law on General Elections in the Republic of Kosovo If the competent authority within of trailer decide that The voter has the right to take part in the Outside Kosovo Voting, may order the CEC to include the voter
- 3.7 A person to whom registration as a voter outside Kosovo is refused, as defined in Article 3.6 b of this Rule, may decide to make corrections or complete the registration form / application and to submit again, to the CEC Registration / application by the deadline specified in Article 3.5 of this Rule.
- 3.8 CEC should develop Outside Kosovo Voting Voters List that contains the records of those voters who are successfully registered to vote outside of Kosovo and to remove their names from Voters List that is used in polling stations. Voters registered in the Voters List Abroad should be informed that are removed from the voter list in the polling station inside Kosovo

Article 4
Manner of Voting

- 4.1 An eligible voter who is successfully registered as a voter Outside the Kosovo can get the ballot, by:
- a) Receiving ballot (s) in existing address outside of Kosovo which she or he gives for this purpose, or
 - b) Taking ballot(s) in person from one of the points of distribution outside of Kosovo, determined and published by the CEC,
 - c) Making copies of ballot (s) that exist in distribution points specified in Article 4.1 b of this Rule, or
 - d) Download the ballot from the CEC web site on the Internet.
- 4.2 After filling the ballot (s) voter must put ballot (s) in an unmarked envelope placed inside sealed outer envelope / for delivery. In envelope voter also puts a copy of his or her valid identification and a note containing personal information about him or her and which contains at least the name, surname, father's name and his date of birth or her.
- 4.3 After filling ballot for voting abroad, voter should send it by mail to one of the mailboxes set and publicly announced by the CEC, until the date determined by the CEC.
- 4.4 Votes out of Kosovo must be received by CEC 24 hours before Election Day.

Article 5
Counting of Ballots for voting outside of Kosovo

- 5.1 CEC-Secretariat will consider invalid and will not count the ballot that is sent from outside Kosovo voting:

- a) from the person who is not eligible voter or to whom is refused registration form / application form for Out of Kosovo voting, by decision of the CEC which is not dismissed by any competent authority in accordance with the Law General elections in the Republic of Kosovo, or
 - b) based on the decision of the competent body in accordance with the Law on General Elections in the Republic of Kosovo for the rejection of request of Voter outside Kosovo, or
 - c) from the person whose identity can not be determined, or
 - d) after the deadline set forth in Article 4.4 of this electoral rule
- 5.2 Out of Kosovo Voting Unit will submit, secrecy envelopes confirmed with identification notes attached, and classified based on municipalities, to Count and results Centre (CRC). CRC will precede envelopes and ballots of voters outside Kosovo, under the provisions of the Electoral Rule No. CEC. 06/2013 on Count and Results Centre.

Article 6

Second Round of Election for Mayor

An eligible person who wishes to vote outside of Kosovo for the second round of Mayoral election may vote by ballot received as provided in Article 4.1 of this Rule and in accordance with Election Rule No. 10/2013 for the Second Round of Elections for Mayor.

Article 7

Transitional and Final Provisions

- 7.1 By entering into force of this Rule, repealed Rule number 03/2008 Out of Kosovo voting dated 25.06.2009
- 7.2 Integral part of this Rule are also appendices:

Appendix I - Application Form I

Annex II- Application Form II

Appendix III -Documents that can be used to prove eligibility

Article 8
Entry into force

This Rule comes into force on 02.07.2013

President of the Central Election Commission

Valdete Daka

