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ASSEMBLY OF THE REPUBLIC OF MACEDONIA

ELECTIONS 1994

**LAW ON ELECTION AND RECALL OF
REPRESENTATIVES AND COUNCILLORS**

SKOPJE - OCTOBER, 1994

F Clifton White Resource Center
International Foundation for Election Systems

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Based on the Article 376 paragraph 1 line 6 of the Constitution of Socialistic Republic of Macedonia, the Presidency of the Socialistic Republic of Macedonia issues

D E C R E E

**To Proclaim the Act on election and Recall of
Representatives and Councillors**

The Assembly of Socialistic Republic of Macedonia on separate sessions of the Chamber of the Associated Labour, the Chamber of the Municipalities and the Socio-political Chamber, held on 20 and 21 September, 1990, proclaimed the Act on Election and Recall of Representatives and Councillors.

No.08-3132/1
September 21, 1990
Skopje

**President
of the Presidency of SRM
Dr. Vladimir Mitkov**

**President
of the Assembly of SRM
Dr. Vulnet Starova**

A C T **on Election and Recall of Representatives and Councillors**

1. Basic Provisions

Article 1

This Act shall govern the manner and conditions for election and recall of representatives in the Assembly of the Socialistic Republic of Macedonia, and the manner and conditions for election and recall of councillors in the Assembly of Municipality and in the Assembly of Skopje City (hereinafter „Representatives in the Assembly“).

The Provisions set forth in this Act regarding the election and recall of representatives in the Assembly of the Socialist Republic of Macedonia shall adequately apply to the election and recall of councillors in the Assembly of Skopje City.

Article 2

The citizens, by secret ballot, shall elect representatives in the Assembly of the Socialist Republic of Macedonia and shall elect councillors in the Assemblies of the Municipalities.

Any citizen over the age of eighteen shall have the right to elect and to be elected as a member of the assembly.

Article 3

The freedom and the secrecy of voting shall be guaranteed.

Nobody shall have the right to hold any citizen responsible for his/her vote or to demand from that citizen an explanation for his/her vote.

Article 4

The function of the representative and councillors shall be governed by Law and shall be incompatible with the functions of the bodies of the Republic, assemblies and municipalities.

Article 5

The representative in the Assembly may be recalled only by the constituency which elected him/her.

II. Scheduling and holding the elections

Article 6

The President of the Assembly shall schedule elections for the representatives in the assemblies every four year.

The Act of scheduling the elections shall be published in and adequate official gazette.

The day for holding the elections shall be determined by a decision for scheduling the elections. Not more than two months or less than a month shall pass from the date of scheduling the elections to the election day itself.

The elections must be within 15 days before the expiration of the term of office of the Assembly which is valid from the day of verifying the elections of the representatives in the assembly.

III. Bodies for carrying out the elections and recall

Article 7

The bodies for carrying out the elections and recall of the representatives in the assembly are: election commissions and election boards (hereinafter election bodies).

The members of the election bodies, as well as their proxies, shall only be persons entitled to vote.

The members of the election bodies, as well as their proxies, shall not be candidates for representatives. If a member of the election body, or his/her proxy accepts the candidacy for a representative, the function of a member, or proxy in the election body ceases.

Article 8

The representatives of the candidates shall follow the work of the election board.

The representatives of the candidates may warn the president of the election board for any inconsistency in the work; in case the president does not accept the warning, the same must be written in the minutes.

Article 9

The election commissions are:

1. The Municipal Election Commissions;
2. The Election Commissions of Electoral units for the election of representatives in the Assembly of the Socialist Republic of Macedonia (hereinafter: election commissions of election units); and
3. Republic Election Commission.

Article 10

The Municipal Election Commission and the Election Commission of the Election Unit, in a permanent composition, are consisted of: President, Secretary and three members, with a term of office of four years.

The Republic Election Commission, in a permanent composition, is consisted of: President, Secretary and five members, with a term of office of four years.

The President, the Secretary and the members of the election Commissions have their proxies.

Within the Election Commissions additionally are introduced representatives and

their proxies from all forms of political organization and activities of the citizens who proposed candidates for representatives, as well as of the independent candidate and who form the variable composition of the election Commission.

Eight days after the completion of candidacy procedure, the President of the Election Commission shall summon the Commission. The authorised representatives of the forms of the political organizations and activities of the citizens who proposed candidates for representatives, as well as the independent candidate of that sessions, according to their right from paragraph 4 of this Article, propose their representative and a proxy who form the variable composition of the election Commission.

The permanent composition of the Election Commission, after confirming the right from paragraph 4 of this Article, confirms individually (given full name) the variable composition of the Election Commission.

Article 11

The Municipal Election Commission is appointed by the Municipal Assembly.

The Republic Election Commission and the Electoral Commissions of the Election units are appointed by the Assembly of the Socialistic Republic of Macedonia.

The Assembly of the Socialistic Republic of Macedonia, may authorise the Municipal Election Commission to act as an election Commission of the election Unit in municipalities where only two election units exist.

Article 12

The President of the Municipal Election Commission, the President of the Election Commission of the Election Unit and their proxies are appointed, as a rule, from the judges.

The President of the Republic Electoral Commission and his/her proxy are appointed from the judges of the Supreme Court of Macedonia.

The composition and any changes in the composition of the Election Commissions are published in an appropriate official gazette.

Article 13

The Municipal election Commission shall:

1. Confirm the regularity of carrying out the election and recall of the councillors in the Assembly of the municipality;
2. Confirm whether the proposed candidates for councillors in the Assembly of the Municipality are proposed according to the law;
3. Make and publish a list of candidates for each election unit;
4. Define polling places;

5. Appoint election boards;
6. Confirm and publish the voting results for election and recall of councillors in the Municipal Assembly and issue the voting results.
7. File and submit statistic data to the Republic Bureau of Statistics;
8. Perform technical preparations for the elections, and
9. Carry out other activities established by this Act.

Article 14

The Election Commission of the election unit shall:

1. Confirm the regularity of carrying out the election and recall of representatives in the Assembly of the Socialist Republic of Macedonia, who are elected at the election unit;
2. Confirm whether the proposed candidates for the representatives in the Assembly of the Socialist Republic of Macedonia are proposed according to the law;
3. Make and publish a list of candidates;
4. Define polling places;
5. Appoint electoral boards;
6. Confirm the voting results for election and recall of the representatives in the electoral unit;
7. File and submit statistic data to the Republic Bureau of Statistics;
8. Perform technical preparation for the elections, and
9. Perform other activities established by this Act.

Article 15

The Republic Election Commission, in a permanent composition, shall:

1. Confirm the regularity of the preparation for election and recall, confirm the variable composition of the Republic electoral commission;
2. Give instructions to the Election Commissions concerning the election and recall;
4. Make forms for carrying out the election and recall;
4. Define and confirm the common standards for the election material and other conditions necessary for carrying out the election activities;
5. Give explanations for applying the provisions of this Act for carrying out the elections;
6. Define the manner for handling and keeping of the election material, and
7. Perform other activities established by this Act.

The Republic Election Commission in a variable composition shall:

1. Confirm the regularity of carrying out the election and recall;
2. Publish the voting results of election and recall of representatives in the Assembly of the Socialist Republic of Macedonia in the „Official Gazette of SRM,“;
3. Supervise the legality of the work of the election commissions of the election units;

4. Submit a report to the Assembly of the Socialist Republic of Macedonia for the election and voting for the representatives in the Assembly of the Socialist Republic of Macedonia; and

5. Perform other activities established by this law.

Article 16

The Election board shall guide the voting for the election and recall, secure the regularity and secrecy of voting and confirm the voting result of a polling place.

The Election board shall be appointed for each polling place three days at the latest before the day determined for election and recall.

The Election board shall be consisted of a president and two members, each having a proxy.

The Election board shall operate in complete composition.

Article 17

The state-owned bodies shall be obliged to secure technical and other conditions necessary for the operation of the electoral bodies and to submit any information upon the request of the election bodies.

The bodies of the organizations and the municipalities shall be obliged to help the election bodies and to submit any information upon request.

IV. Election Units

Article 18

The Election units for electing representatives in the Assemblies shall be formed in such a manner that approximately same number of electors shall elect one representative, and in each unit, as a rule, shall be elected one representative.

Article 19

The Election Units for electing councillors in the Assembly of the municipality shall be confirmed by decision by assembly of the municipality, and the election units for electing representatives in the Assembly of the Socialist Republic of Macedonia shall be established by the law.

V. Proposal and Confirmation of Candidates for Representatives

Article 20

The Proposal and confirmation of candidates for the representatives in the assembly and the election and recall of the representatives shall be carried out in the election units.

The candidates for the representatives in the assemblies shall be proposed and confirmed by citizens, political organizations and by other forms of organizing and associating.

The registered political parties having at least one thousand five hundred members (1500) have the right to suggest and confirm candidates for representatives in the Assembly of the Socialistic Republic of Macedonia by submitting a list of candidates in each election unit, while registered political organizations having at least five hundred members (500) have the right to propose and confirm candidates for councillors in the municipality assembly by submitting a list of candidates for each election unit.

Registered political organizations which do not have the necessary number of members according to paragraph 3 of this Article, and other forms of organizing and associating have the right to propose and confirm candidates for representatives in the Assembly of the Socialistic Republic of Macedonia by gathering at least one hundred (100) signatures, while for the candidates for councillors in the municipality assemblies at least fifty (50) signatures are needed.

If, in the election unit for election of the councillors in the municipalities assemblies, the number of the electors is smaller than five hundred (500), the candidates shall be those who have been proposed by at least 5% of the electors in that electoral unit.

On the basis of the gathered signatures of the citizens, the political organization and other forms of organizing and associating, according to the paragraph 4 of this article, shall be entitled to make a list of candidates.

The lists of the candidates shall be signed by an authorized representative of the submitter of the list.

The registered political organizations from paragraph 3 of this Article shall prove the number of their members by submitting copies of the statements of the members or by certification issued by the body who registered them. The certification and the list of the candidates shall be submitted to the election commission.

Article 21

The list of candidates shall include: designation of the assembly to be elected; designation of the electoral unit where the election is to be carried out; the name and surname of each candidate with his/her full address and the date of submitting the list.

The name of the list shall be determined according to the name of the political organization or other form of organizing and associating which submits the list.

The name of the list submitted by the citizens shall be named the "list of the

Independent candidates.

Article 22

The procedure and the rules for proposing and confirming the candidates for the representatives in the assemblies shall be confirmed by the Acts of the political organizations or other forms of organizing and associating, while the procedure and the rules for proposing and confirming candidates for the representatives in the assemblies submitted by the citizens shall be confirmed by the Republic Election Commission.

Article 23

The political organizations and the other forms of organizing and associating and the citizens, according to the paragraph 4 of the Article 20 of this Act, shall gather the signatures on special forms given by the Republic Election Commission, where the following shall be stated: name and surname, the address and the registered number of each candidate and of each signed proposer.

Article 24

A citizen shall be proposed and confirmed as a candidate for a representative in an assembly in one election unit.

The signed proposers for the candidates for the representatives in the assemblies shall have the common election right and residence in the region of the election unit for which representative the candidate is proposed.

The citizen who is filed for the election right in the region of the election unit, shall give his/her support on the special form for only one candidate of that election unit.

The signatures for the proposed and confirmed candidates for representatives shall be given by the citizens on a special form before a supervising body who keeps records for the election right of the electors of the electoral unit.

Article 25

The lists of the candidates according to the Article 20 of this Act, shall be submitted to the supervising election commission of the election unit where the election of the representative is carried out 20 days at the latest before the election day.

To the lists of candidates shall be enclosed statements of the candidates for accepting the candidacy, as well as the form from Article 23 of this Act.

Article 26

The election commission, immediately after accepting the lists of the candidates, shall confirm whether the lists are submitted in due term and are formed according to the provisions of this Act.

If the election commission finds some irregularities concerning the lists of candidates, the same shall summon the submitters of the lists to correct those irregularities immediately

or within three days.

If the supervising election commission concludes that the lists are not submitted on time, and if the irregularities are not corrected according to the paragraph 2 of this Article, the lists shall not be confirmed.

Article 27

The supervising election commission five days at the latest after the due term of the paragraph 1 of the Article 25 of this Act, shall constitute a common list of candidates of the election unit where all the candidates, chosen according to the provisions of this Act, for the representatives in the assemblies shall be listed.

Article 28

The candidates for the representatives in the assemblies shall be entered into a common list of candidates for an election unit according to the political organization they belong to.

A candidate, confirmed according to the proposal of the citizens, next to his name shall stay „an independent candidate„.

The sequencing of the political organizations and of the other forms of organizing and associating and of the independent candidates shall be carried out by drawing lots.

Article 29

The candidate shall be entitled to withdraw his/her candidacy 15 days at the latest before the election day.

The withdrawal of the candidacy shall be in writing and submitted to the supervising election commission.

Article 30

If due to withdrawal of candidacy or other reasons, the number of candidates is smaller than the number of representatives needed to be elected in an election unit, the procedure for proposing and confirming of candidates shall be repeated in that election unit.

In the case of paragraph 1 of this Article, the supervising election commission shall determine an additional due term for proposing and confirming of candidates on the basis of the provisions of this Act, but that due term must end three days at the latest before the election day.

If the repeated procedure of the paragraph 1 of this Article does not enable to carry out the elections, additional elections shall be scheduled for that electoral unit.

Article 31

The election commission, immediately after completing the common list or five days at the latest before the election day, shall publish the common list.

The publishing of the common list shall be by exhibiting the list in the residential places of the election unit where the election of that list is to be carried out.

Besides publishing the list in the manner described in paragraph 2 of this Article, the common list of candidates for the representatives in the assembly shall be published in an adequate official gazette.

The publishing of the common list for councillors shall be done in the local public gazette, while for the representatives in the republic public gazettes.

VI. Introduction of the candidates

Article 32

The candidates for the representatives in the assemblies, under equal conditions, shall have the right to introduce themselves by presenting and explaining their election program before the public.

The introduction of the candidates shall be by organizing discussions between the candidates and the citizens on special sessions in the organizations and in the communities and in other forms of organizing and associating, by taking parts in public tribunes, by means of different type of informing and by other adequate manner.

The registered political parties and other forms of organizing and associating may organize an election campaign for their candidates. An election campaign may be organized by a citizen who by gathering enough signatures, may propose an independent candidate.

The introduction of the candidates and the election campaign shall be carried out in a manner confirmed by the Statute or other Acts of that political organization or of the other forms of organizing and associating.

During the election campaign, the political organizations and the other forms of organizing and associating shall be obliged to respect the rules for good behavior established mutually in order to preserve the dignity, reputation and the integrity of the candidate. The same rules must be respected by the citizens from paragraph 3 this Article.

Article 33

The introduction and the election campaign shall not be carried out 48 hours before the election day.

VII. Carrying out the elections

1. Polling places and the election material

Article 34

The voting for electing the representatives shall be carried out at the polling places. Each polling place shall have an ordinal number.

The municipal election commission and the election commission of the election unit shall determine, 5 days at the latest before the election day the polling places and shall mark each place for the citizens of different regions to vote at.

Article 35

The polling places shall be determined in dependance of the number of the electors and the distance of the polling place; the number of the electors of one polling place shall be such as to carry out the voting for the time determined for voting.

Separate rooms shall be determined for each polling place.

The rooms determined for voting shall be equipped with booths or compartments in order not to see the elector fulfilling the ballot.

Article 36

The municipal election commission and the electoral commission of the election unit shall on time prepare and submit to the electoral board the voting material, the necessary number of voting boxes, ballots, copies of the electoral list for a particular polling place, form of the report of the work of the election board and other materials needed to carry out the voting.

Together with the copy of the election list for the polling place where a representative for the assembly is to be elected, an officially verified list shall be attached concerning electors of a particular polling place who are temporarily employed abroad, live abroad or serving the Army.

The election board shall be given as many ballots as there are electors on that polling place according to the copy of the electoral list together with specially closed list of paragraph 2 of this Article.

Excluding from paragraph 3 of this Article, the election board shall be given a closed envelope with a certain number of ballots written on the envelope itself. These ballots shall be used only in case where a citizen, without his fault, is not written in the copy of the election list of that polling place and this is separately written in the report.

2. Voting

Article 37

The voting shall be carried out personally.
The voting is carried out with ballots.

Article 38

The ballot shall include:

1. Designation of the assembly for which the election is carried out;
2. Designation of the electoral unit for which the election is carried out;
3. The total number of representatives to be elected in the electoral unit,
4. The name and surname of the candidate;
5. The name of the political organization or of the other forms of organizing or associating which proposed the candidate or „the independent candidate„ sign according to the paragraph 2 of the Article 28 of this Act;

On the ballot, the names of the candidates shall be entered in the same manner as they are entered in the common list of candidates of the electoral unit.

An ordinal number shall stay before the name of each candidate.

Article 39

The ballot for recall shall include the name and the surname of the representative for whom the voting for recall is carried out.

Before the name of the representative the words „for recall„ and „against recall„ shall be written.

Article 40

The voting shall only be for those candidates whose names are on the ballot and for as many candidates as there to be elected representatives.

The ballot shall be filled out by rounding up the ordinal number before the name of the candidate.

The voting for recall shall be by rounding up the words „for recall„ and „against the recall„.

Article 41

A ballot where the ordinal number is rounded up before the names of more candidates than that are to be elected representatives, a ballot where new names are entered and rounded up, an empty ballot, a ballot from which can not be confirmed the name of the candidate, shall be considered void

Article 42

The voting shall last continuously from 7 a.m. to 7 p.m. In 7 p.m. the polling place shall be closed, but the electors who shall find themselves at the polling place, shall vote.

The polling place where all the electors written in the election list have voted, may be closed before the end of the voting hours determined in paragraph 1 of this Article.

Article 43

During the voting time, all the members of the election board or their proxies shall be present.

The election board shall establish order and peace at the polling place.

The election board shall have the right to remove any one who disturbs the order.

If necessary, the election board may seek for help from the police.

Nobody shall have the right to come to the polling place with a weapon or other hazardous tools, except the police according to the paragraph 4 of this Article.

Article 44

The election board shall check whether the elector who has come to vote, is on the election list. If the elector is not on the list, the election board shall not allow him/her to vote, unless the elector can prove that he/she is entitled to vote by submitting a certification from a supervising body of the municipality or by presenting an identification card. Each such case shall be written in the minutes.

Article 45

The elector due to body infirmity or illiteracy can not vote in the manner stipulated in this Act, shall have the right to bring a person who shall help him/her to vote.

Each such case shall be written in the minutes.

Article 46

The citizens, who on the voting day are not in their place of residence due to serving the Army or due to military training, shall vote for the election of the representatives in the military unit or the military institution.

The citizens, temporarily employed and residing abroad, shall vote at the polling places at their last place of residence on the territory of the Socialistic Republic of Macedonia before leaving. The same shall apply to the citizens in the Embassies of the Socialistic Federative Republic of Yugoslavia

Article 47

The municipal body authorised for civil defense shall make a list of all the citizens who are serving the Army or are at military training, while the municipal body authorised for internal affairs shall make a list of all the citizens who are temporarily employed and

living abroad, and these lists shall be submitted to the election commissions.

The authorised election commission shall immediately submit those lists to the military units, military institutions or to the Embassies of the Socialistic Federative Republic of Yugoslavia abroad where the citizens stipulated in paragraphs 1 and 2 of the Article 46 find themselves, also shall be submitted the necessary number of unfilled ballots and the necessary number of envelopes addressed to the authorised election commission.

Article 48

The citizen, stipulated in the paragraphs 1 and 2 of the Article 46 of this Act, after filling out the ballot, shall close the envelope and hand it to the authorised military unit or institution, or through the embassy or the mail submit it to the authorised election commission.

After completing the voting, the body stipulated in paragraph 1 of this Article shall immediately submit to the authorised election commission all the envelopes with the ballots.

The voting of the citizens stipulated in the paragraphs 1 and 2 of the Article 46 of this Act must be completed on time so as to submit the ballots to the authorised election commission in order to confirm the voting results.

Article 49

On the election day or the voting for recall day any agitation on the place of the election shall be forbidden.

As an election place shall be considered the building where the election is carried out, as well as the space surrounding the building.

3. Confirming the voting results of the polling places

Article 50

After completing the voting, the election board shall immediately start confirming the voting results.

The voting results shall be confirmed in such a manner that the election board shall first count the unused ballots, put them in a special envelope, close it and seal it. Then, according to the election list or the copy of the election list, the total number of the electors who have voted, shall be confirmed, the voting boxes shall be opened and the counting shall begin.

After completing the counting, the election board shall confirm the number of votes for each candidate and the number of void ballots.

If during the counting should be confirmed that there are less electors than there are

ballots in the box, the electoral board shall be dismissed, and the voting shall be repeated at that polling place.

Article 51

After the election board confirms the voting results, the minutes shall include: the number of electors of a polling place according to the election list or the copy of the election list, the number of electors who have voted, the number of votes for each candidate and the number of void ballots.

The minutes of the working of the election board shall include all the facts and circumstances important to the voting.

Each member of the election commission shall be entitled to his/her opinion or remarks and the same shall be written in the minutes.

To remarks and opinions shall be entitled the representatives of some candidates if they are present during the work of the election commission, and those remarks shall also be contained in the minutes.

The minutes shall be signed by all the members of the election board.

Article 52

The minutes of the working of the election board and other election material shall be submitted to the authorised election commission by the election board within 18 hours after closing the election place.

4. Confirming the election results

Article 53

On the basis of the voting results of all the polling places, the authorised election commission shall confirm the election results for the representatives in the election unit.

The authorised election commission in confirming the election results, shall take into consideration the ballots stipulated in paragraph 3 of the Article 48 of this Act.

Article 54

A candidate, who receives the majority of the votes of the electors who have voted in that election unit and that the number of votes received is not smaller than one third of the total number of electors according to the election list, shall be considered the representative.

If the necessary number of votes stipulated in the paragraph 1 of this Article is not confirmed for any candidate or if that number of votes is received for smaller number of candidates then the number of representatives to be elected in the election unit, the voting in that election unit shall be repeated after 14 days of the day of the first round of voting.

The candidates, who in the first round of voting received at least 7% of the votes of the electors who have voted, shall be entitled to take part in the second round of voting.

If no candidate receives the necessary majority stipulated in the paragraph 3 of this Article, the whole election procedure shall be repeated in that electoral unit.

A candidate, who, during the second round of voting, receives the larger number of votes of the electors, shall be elected a representative.

Article 55

If the election commission confirms that during the elections there are some irregularities at the polling places and those irregularities might affect the election results, the voting is annulled at some or at all the polling places and the second round of voting is scheduled for the annulled elections.

Article 56

For its work, the election commission shall make a minutes where the following shall be included: the number of electors recorded in the election list, the number of electors who have voted, the number of void ballots, the name and the surname of each candidate with specified number of votes received by each candidate, the name and the surname of the elected candidate and etc.

Each member of the election commission shall be entitled to give remarks which are entered into the minutes.

The minutes shall be signed by all the members of the election commission.

Article 57

The election commission of the election unit, after confirming the voting results in the election unit, shall submit the whole election material to the Republic election commission which announces the total results of the elections for the representatives in the Assembly of the Socialistic Republic of Macedonia and for which the Assembly receives a report.

The election results in the assembly of the municipality shall be announced by the municipal election commission which is obliged to make a report of the election results and submit it to the assembly.

Article 58

The elected councillor shall be given by the municipal electoral commission an election certification.

The elected representative shall be give by the Republic electoral commission an election certification.

VIII. Termination of the term of office

Article 59

The term of office shall be terminated before the due time, if the elected representative should be:

1. recalled;
 2. resigned;
 3. sentenced to imprisonment for 6 months or more;
 4. incompatible with the function of the representative;
 5. found dead, and
 6. deprived of the working ability by legal decision.
- The term of office shall be terminated for a representative in the cases of the items 3, 4, 5 and 6 stipulated in the paragraph 1 of this Article.

On the first successive session of the assembly, after reporting the occurrence of such a case, the assembly which representative is concerned, shall confirm the termination of the term of office.

On the first successive session, after the resigning, the assembly shall confirm the termination of the term of office of the representative on the day of holding the session.

In case of recalling the representative, the term of office shall be terminated by a decision for recall.

IX. Repeated and additional elections

1. Repeated elections

Article 60

The repeated elections shall be carried out:

1. If the authorised election commission annuls the voting due to irregularities in carrying out the elections, and
2. in cases stipulated in paragraph 4 the Article 54 of this Act.

The repeated elections shall be carried out in the case if in the procedure for verification of the term of office the assembly annuls the election due to irregularities in carrying out the elections.

Article 61

For the repeated elections carried out due to the reasons stipulated in the paragraph 1 item 1 of the Article 60 of this Act, the voting shall be carried out according to the permanent list of candidates, while the repeated elections, carried out due to the reasons

of paragraph 1 item 2 of the Article 60 of this Act, shall have voting carried out according to a new list of candidates which is in accordance with the manner confirmed in this Act.

The new list of candidates for the repeated elections shall be submitted 10 days at the latest before the day for those elections.

Article 62

The repeated elections in the cases of items 1 and 2 of the paragraph 1 of the Article 60 of this Act shall be scheduled by the authorised election commission, while the repeated elections of the paragraph 2 of the Article 60 of this act shall be scheduled by the Assembly.

By a decision for scheduling the repeated elections shall be determined the election day.

2. Additional elections

Article 63

The additional elections shall be carried out if the term of office of the representatives terminates before the time he/she is elected for, or in the case of the paragraph 3 of the Article 30 of this Act.

Article 64

The additional elections shall not be scheduled six months before the end of the due period of the term of office of the assembly.

Article 65

If the provisions of the Articles 60 to 64 of this Act are not otherwise defined, the repeated and the additional elections shall be applying the provisions of this Act as for the regular elections.

X. Recall

Article 66

The provisions of this Act concerning the procedure for proposing and confirming candidates for the representatives in the assemblies, shall equally be applied for the procedure for recall of the representatives, but, in order to carry out the procedure for recall there are needed as three times more signatures as it is stipulated in the Article 20 of this Act.

The proposal for recall shall include the name and the surname of the representative to be recalled, the name of the assembly he belongs to, and the reasons for his/her recall.

Article 67

For the scheduling of the voting for recall, for the voting for recall, for the minutes of the working of the election commission and the election boards and for the submission of the reports of the voting results, the provisions of this Act concerning the election shall be applied.

Article 68

The results of the voting for recall shall be valid if more than the half of the total number of electors have voted. The representative shall be recalled if more than the half of the electors have voted for the recall.

XI. The expenses for carrying out the election and recall

Article 69

The expenses for carrying out the elections and recall of the representatives in the assemblies shall be covered by the budget of the Republic or the municipality. The expenses shall be on disposal for the municipal or the Republic election commission.

Two thirds of the expenses for carrying out the elections shall be intended for covering the expenses connected to the functioning of the election bodies.

One third of the expenses shall be intended for covering part of the expenses made by the political organizations or by the other forms of organizing and associating whose candidates have been elected for the representatives, as well as the expenses for the „independent candidate“.

The basis for evaluating the expenses which are to be divided between the elected representatives, shall be the number of votes received by each representative separately.

XII. The Protection of the election right

Article 70

Due to irregularities in the procedure for candidacy, or in the procedure in gathering signatures, or in the procedure for election and recall, each candidate and each elector shall be entitled to submit an objection to the authorised election commission.

The objection, occurred due to the irregularities in the procedure of candidacy, or in the procedure in gathering signatures, as well as the objection concerning the list of candidates of the electoral unit, shall be submitted within 48 hours from the day when the irregularity occurred or from day of publishing the list.

The objection due to the incorrect procedure for election and recall, shall be submitted within three days from the day of completing the voting for election and recall.

The decision for the objection shall be submitted by the authorised election commission three days at the latest after the day of submitting the objection.

Article 71

If the authorised election commission in solving the objection confirms such irregularities in the procedure of candidacy or in the procedure for election and recall that might affect the results of the candidacy, election or recall, the commission shall annul that procedure and shall decide to repeat the procedure in a due term. If such irregularities are confirmed in the procedure for the election or recall, the election or the recall shall be annulled and new elections shall be scheduled for the polling place where the election or the recall is annulled.

Article 72

Against the decision of the election commission, the submitter shall have the right to file an appeal.

Against the decision of the municipal election commission, the appeal shall be filed to the common authorised municipal court, and against the decision of the election commission of the election unit or of the Republic election commission, the appeal shall be filed to the Supreme Court of Macedonia within 48 hours after the receipt of the decision.

The appeal shall be filed through the authorised election commission.

The authorised court shall bring a decision for the appeal within 48 hours after receiving it.

XIII. Penalty provisions

Article 73

The registered political parties and the other forms of organizing and associating shall be fined from 2.000 to 25.000 dinars for violation if they organize the introduction of the candidates and the election campaign against the provisions stipulated in the Articles 32 and 33 of this Act.

The person in charge in the political organization or in the other forms of political organizing and associating shall be fined from 1.000 to 2.500 dinars for violation stipulated in paragraph 1 of this Article.

Article 74

With a penalty from 500 to 2.500 dinars or with the imprisonment of 30 days shall be punished a person who:

- 1) shall hold a citizen responsible for his/her vote and demand from that citizen to justify the vote (Article 3 paragraph 2);
- 2) shall carry out the introduction and the election campaign 48 hours before the day determined for the elections (Article 33);
- 3) shall disturb the election place and upon intervention of the election board refuses to leave the election place (Article 43 paragraph 3), and
4. shall campaign on the election place (Article 49)

XIV. Intermediary and final provisions

Article 75

By enforcing the Act, the Act for election of the members of the delegations and the delegates in the assemblies in the socio-political communities and in the self-managing communities, shall be ceased (Official gazette of the Socialistic Republic of Macedonia no. 48/89).

Article 76

This Act shall come into force the 8 day after publishing it in the „Official gazette of the Socialistic Republic of Macedonia„.

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