ANNEX

to Resolution of the Central Election Commission of the Republic of Uzbekistan No. 930 dd August 24, 2019

**REGULATION**

**on the Procedure for the Organization of Election Polling Stations in Places of Detention and Imprisonment**

In accordance with the Electoral Code of the Republic of Uzbekistan (hereinafter referred to as the Electoral Code), this Regulation shall determine the procedure for the organization of election polling stations in places of detention and imprisonment, the formation of precinct election commissions and the organization of voting during the elections of the President of the Republic of Uzbekistan, elections to the Legislative Chamber of the Oliy Majlis of the Republic Uzbekistan (hereinafter referred to as the Legislative Chamber) and regional, district and city Kengashes of people's deputies (hereinafter referred to as local Kengash).

**Chapter 1. General Provisions**

1. In this Regulation, the following basic concepts shall apply:

detainee means a person suspected of committing a crime and held in custody on the grounds provided for in Article 221 of the Criminal Procedure Code of the Republic of Uzbekistan, in office premises that are not a place of imprisonment, or a cell of a temporary detention center;

arrested means a suspect, accused and defendant, to whom a measure of restraint in the form of arrest has been applied in accordance with the Criminal Procedure Code of the Republic of Uzbekistan;

detention means holding of persons detained on suspicion of committing a crime, or persons to whom a measure of restraint in the form of arrest has been applied in pre-trial detention centers;

crimes of no great public danger mean crimes committed intentionally, for which the law provides for punishment in the form of imprisonment for a term of up to three years, as well as crimes committed by negligence and for which the law provides for punishment in the form of imprisonment for a term of up to five years;

less grave crimes mean crimes committed intentionally and for which the law provides for punishment in the form of imprisonment for a term of more than three years, but not more than five years, as well as crimes committed by negligence and for which the law provides for punishment in the form of imprisonment for a term of more than five years;

grave crimes mean crimes committed intentionally, for which the law provides for punishment in the form of imprisonment for a term of more than five years, but not more than ten years;

especially grave crimes mean crimes committed intentionally, and for which the law provides for punishment in the form of imprisonment for a term of more than ten years or life imprisonment;

colony settlement means a penitentiary institution in which convicts serving sentences are held without guarding, but under control.

2. Citizens of the Republic of Uzbekistan who have reached the age of 18 on election day shall have the right to vote.

3. Persons detained and arrested who are held in detention places, as well as persons imprisoned for committing crimes of no great public danger and less grave crimes shall have the right to vote.

Persons held in places of imprisonment by a court decision for committing grave and especially grave crimes shall not participate in elections.

**Chapter 2. Procedure for the Formation of Polling Stations**

4. Polling station, as a rule, shall be formed for no less than twenty and no more than three thousand voters.

5. Polling stations in places of detention and imprisonment shall be formed no less than sixty days before the elections, and in some cases, as an exception, no less than seven days before the elections.

6. Polling stations shall be formed by the decision of the constituency election commission on the basis of the submission of the heads of places of detention and imprisonment. These polling stations shall be included in the election constituency where they are located.

In some cases, at the suggestion of the colony settlement administration to the relevant constituency election commission, the constituency election commission may decide to attach the voters detained in these institutions to the polling station in the area where they are located so that they can vote at their place of residence through mobile ballot boxes.

**Chapter 3. Formation of Precinct Election Commissions**

7. A precinct election commission shall be formed by a constituency election commission of five to nineteen members, including the chairman, deputy chairman and secretary, no less than forty days before the elections.

If the commission consists of no more than seven members, then a chairman and a secretary shall be elected.

In necessary cases, the number of members of the precinct election commission can be changed.

Candidates for members of the precinct election commission shall be recommended by the head of the place of detention and imprisonment for approval by the constituency election commission from among the employees of this institution.

*(Paragraph 4 of clause 7 as amended by the Resolution of the Central Election Commission of the Republic of Uzbekistan No. 1078 dated July 02, 2021)*

In necessary cases, in accordance with Article 25 of the Electoral Code, other persons and members of the public can also be nominated by the head of the place of detention and imprisonment as a candidate for membership in the precinct election commission.

If a polling station is established in a place of detention and imprisonment no less than seven days before the elections, it is recommended that the constituency election commission approve candidates for members of the precinct election commission together with approval of a proposal to form a polling station.

The composition of the precinct election commission shall be approved by the decision of the respective constituency election commission.

8. In specially designated buildings of places of detention and imprisonment, there must be sufficient booths or rooms for secret voting, space for the issuance of ballots and ballot boxes installed.

Ballot boxes should be located so that voters can reach them through booths or secret ballot rooms. The responsibility for equipping buildings and maintaining the necessary order in it shall rest with the administration of the institution and the precinct election commission.

**Chapter 4. Inclusion of Citizens held in Places of Detention and Imprisonment into Voter Lists**

9. Persons detained and arrested who are held in detention places, as well as persons imprisoned for committing crimes of no great public danger and less grave crimes, shall be included in the voter lists at polling stations formed at places of detention and imprisonment.

10. Lists of voters at polling stations, to be compiled in places of detention and imprisonment, shall be compiled by the precinct election commission on the basis of information provided by the heads of these institutions.

11. The list of voters shall include the surname, name, patronymic and date of birth of each voter.

12. Each voter can be included in only one voter list.

The Ministry of Internal Affairs of the Republic of Uzbekistan shall send information about voters at polling stations in places of detention and imprisonment to the State Center for Personalization under the Cabinet of Ministers of the Republic of Uzbekistan to amend the Unified Electronic Voter List no less than one month before the elections.

In the event that changes are made to the voter lists at polling stations compiled by these institutions, measures should be taken to provide this information to the State Personalization Center under the Cabinet of Ministers of the Republic of Uzbekistan no less than five days before the elections.

*(Paragraph 3 of clause 12 as amended by the Resolution of the Central Election Commission of the Republic of Uzbekistan No. 1078 dated July 02, 2021)*

13. In the absence of polling stations in the colonies-settlements, the heads of the institution must submit to the precinct election commissions to which they are attached, information about the voters in these colonies no less than seven days before the elections.

14. In places of detention and imprisonment, citizens should be given the opportunity to familiarize themselves with the voter list three days before the elections, taking into account the internal rules and regime of these institutions.

The administration of the place of detention and imprisonment shall be responsible for the accuracy and completeness of this information.

15. The precinct election commission shall inform voters about the place and time of familiarization with the voter list.

16. Every citizen can file a complaint with the precinct election commission about an error or inaccuracy in the voter list. The precinct election commission shall be obliged to consider the complaint within 24 hours and eliminate the error or inaccuracy, or give the applicant a reasoned response justifying the rejection of his complaint.

**Chapter 5. Ensuring Transparency of the Activities of Election Commissions**

17. Observers from political parties that nominated candidates for the elections of the President of the Republic of Uzbekistan, deputies of the Legislative Chamber or local Kengashes, as well as from citizens' self-government bodies, representatives of the media and observers from other states and international organizations shall have the right to participate in all activities with respect to the preparation and conduct of elections, as well as be presence in the voting rooms and during the counting of votes.

18. Observers, authorized representatives of political parties and accredited media must notify the precinct election commission no less than three days before visiting polling stations established in places of detention and imprisonment.

*(Clause 18 as amended by the Resolution of the Central Election Commission of the Republic of Uzbekistan No. 1078 dated July 2, 2021)*

19. The precinct election commission, in turn, shall provide the administration of places of detention and imprisonment with the information about the persons specified in paragraph 18 of these Regulations (their last name, first name, patronymic, year of birth, in capacity of whom participates in elections) for ensuring unimpeded access to this institution.

The administration of places of detention and imprisonment shall be responsible for ensuring their access and security, as well as for their adhering to internal procedures.

**Chapter 6 Informing about the Election Campaign in Places of Detentions and Imprisonment**

20. Precinct election commissions formed in places of detention and imprisonment, together with the administration of these institutions, shall inform voters about the legislation on elections, the process of preparing and holding elections, the time and procedure for elections and about candidates.

21. The administration of places of detention and imprisonment should create equal conditions for election campaigning for candidates, their representatives and political parties by holding meetings with citizens.

22. Campaigning shall not be allowed on election day and the day before the start of voting.

**Chapter 7 Voting in Places of Detention and Imprisonment**

23. Voting in places of detention and imprisonment shall be organized in accordance with the Electoral Code and the Regulations approved by the Resolutions of the Central Election Commission of the Republic of Uzbekistan No. 924 dated July 23, 2019, and No. 1066 dated April 14, 2021, respectively, with account taken of the internal procedure, regime and other special considerations with respect to these institutions.

*(Clause 23 as amended by the Resolution of the Central Election Commission of the Republic of Uzbekistan No. 1078 dated July 2, 2021)*

24. Voters shall be delivered to the polling station in small groups in accordance with the internal regulations of places of detention and imprisonment.

25. Voting in colonies-settlements where no polling station has been established shall be organized by the precinct election commission at the place of residence of the voters.

The attached precinct election commission shall include these voters in the appendix to the voter list.

26. Upon arrival at the polling station, the voter shall sign the list. Then the voter shall be given a ballot.

27. A ballot paper shall be filled in by a voter in a secret ballot booth or room. The presence of persons other than the voter shall be prohibited when filling out the ballot paper.

28. The voter shall put "+", "√" or "x" in the empty square on the right, opposite the name of the candidate for whom he is voting.

The voter shall put the completed ballot paper into the ballot box.

29. At polling stations established in places of detention and imprisonment, the precinct election commission can announce the end of voting at any time if all registered citizens have already voted.

30. It is not allowed to open ballot boxes and count votes before 20:00 at polling stations established in places of detention and imprisonment.

**Chapter 8 Final Provision**

31. Precinct election commissions formed in places of detention and imprisonment shall terminate its activities upon release of the results of the election of the President of the Republic of Uzbekistan, registration of deputies of the Legislative Chamber elected by the Central Election Commission of the Republic of Uzbekistan and registration of deputies of local Kengashes elected by regional, district and city election commissions.

32. This Regulation is agreed with the Ministry of Internal Affairs of the Republic of Uzbekistan.