

REGISTERED No. M - 302
L.-7646



EXTRAORDINARY
PUBLISHED BY AUTHORITY

ISLAMABAD, TUESDAY, NOVEMBER 23, 2021

PART III

Other Notifications, Orders, etc.

ELECTION COMMISSION OF PAKISTAN

NOTIFICATION

Islamabad, the 10th November, 2021

No. 4(7)/2021-MW(2).—In pursuance of Article 218(3) of the Constitution of Islamic Republic of Pakistan read with the Article 220 and all other powers enabling it in that behalf, the Election Commission is pleased to issue the following Terms of References for Monitoring the Election Campaign of the candidates and political parties in the Local Government Elections Khyber Pakhtunkhwa (1st Phase) 2021.

TERMS OF REFERENCES

1. The sub-section-1 of section 234 of the Elections Act, 2017 provides that District Returning Officer will collect information regarding any violation committed by a candidate or a political party of any provision of the Election Act, 2017, Election Rules 2017, Khyber Pakhtunkhwa Local Government Act 2013, Khyber Pakhtunkhwa Local Government Rules 2021, directives of ECP and Code of Conduct issued by the Commission as per mechanism provided under Section 234 of the Elections Act, 2021. For the said purpose **Form-M-I** will be used.

2. The Monitoring Team will collect information regarding any political activity/rally/*Jalsa*/event for the purpose of monitoring from district

(1925)

Price : Rs. 5.00

[1695 (2021)/Ex. Gaz.]

administration or authority concerned and such authority will be bound to provide information instantly as and when required by him.

3. (a) Any violation if noticed, shall be noted in **Form-M-I**, along with evidence(s) to decide the matter under the law/procedure and such violation (if removable) shall be ordered to be removed through the authority concerned with the assistance of the Focal Person of the Local Administration under security provided by local Police Authorities.

(b) The Local Administration will nominate an officer not below than BS-17, hereinafter called Focal Person Administration the orders of the District Monitoring Officer or Monitoring Team as the case may be.

4. The Monitoring Teams Officer may require any authority to furnish any information and such authority shall be bound to comply with.

5. (a) The monitoring teams may inquire/investigate any matter of concern which has any covert or overt purposes of election campaign and directly or indirectly affect election process in any form and for this purpose may involve any such authority(ies) as may deem necessary, such an inquiry/investigation after culmination, if finds someone guilty of violation will be reported to the District Monitoring Officer for orders/decision.

(b) On such report the District Monitoring Officer shall decide the matter as provided under sub-sections-3 & 4 of section-234 of the Elections Act, 2017.

6. The District Monitoring Officer will maintain a constituency wise in shape of **Form-M-II** of all the violations noticed by him on **Form-M-I**. A daily consolidated report of constituencies under his/her jurisdiction will be submitted to commission as mentioned under sub-rule 3 of rule-171 of the Election Rules, 2017, through the Provincial Monitoring Coordinator (JPEC-Admn) of the province concerned - who will furnish a consolidated statement on Form M-III of his Province to the Secretariat on same day.

7. The District Monitoring Officer shall issue directions to any authority, whoever, to abide by the provisions of the Act, Rules or the Code of Conduct issued by the Commission and take such measures for its implementation in letter and spirit.

By Orders of the Election Commission of Pakistan.

MUHAMMAD YASIR,
Assistant Director (Monitoring).