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2021-08-15
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3,470

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Law on Automated Electoral System
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Other laws

15
JANUARY

ELECTION LAW

LAW OF MONGOLIA

VERSION FOR THE VISUALLY IMPAIRED

GENERAL ELECTION COMMITTEE OF MONGOLIA

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1.1. The purpose of this law is to determine the elections, basic principles and procedures for the elections of the President of Mongolia (hereinafter referred to as "the President") and the Citizens' Representatives Hurals of aimags, the capital city, soums and districts (hereinafter referred to as "local khurals"). to regulate relations related to the establishment and implementation of the project.

/ This part was amended according to the law dated December 20, 2019 /

Article 2. Election legislation

2.1. Election legislation shall consist of the Constitution of Mongolia, this law and other legislative acts enacted in conformity with these laws.

Article 3. Definitions of legal terms

3.1. The following terms used in this law shall have the following meanings:

3.1.1. "Eligible citizen" means a citizen of Mongolia who has reached the age of eighteen, is registered in the civil registry, and has full legal capacity;

3.1.2. "Voter" means an eligible citizen registered in the voter list;

3.1.3. "Candidate" means a citizen who has registered as a candidate for the election and obtained a candidate ID card in accordance with the procedures set forth in this law;

3.1.4. "Election year" means a regular election year held every four years;

3.1.5. "Emergency situation has arisen" means that there is an urgent need to spend unplanned and unplanned additional expenses and funds for the proper conduct of the election;

~~3.1.6. "Natural disaster" means damage to health and life of many people, loss of livestock and livestock, damage to property and environment beyond the internal resources of the state and localities due to natural disasters independent of human activities or natural disasters. special circumstances resulting from the action of force;~~

/ This provision was repealed by the law in force on February 2, 2017 /

3.1.7. "Determined to have violated the election legislation" means that the court has established that the election legislation has been violated and the decision of that court has entered into force;

3.1.8. "Forgery of signatures" means forging or copying or composing the signatures of others by all means (by oneself or by another person, using technical means, etc.) and having them signed by persons who do not have the right to vote;

3.1.9. "Deception" means deliberate distortion, concealment of reality or creation of fiction through words and actions;

3.1.10. "Attraction with money" means influencing the expression of will of others by giving money, property or providing any work or service free of charge;

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3.1.15. “Proxy” means a citizen who has been selected by a voter and brought to the polling station, who has the ability to read and write, who has reached the age of majority, and who has full legal capacity;

3.1.16. “Caused by falsification of a voter’s vote or voting results” means that his / her vote cannot be considered as a true expression of will as a result of any illegal interference with his / her right to vote freely, as well as the final result of voting; ;

3.1.17. “Registered in the state registry” means a person registered in the state database of civil registration information of the state administrative body in charge of state registration and assigned a civil registration number;

3.1.18. “Vote counting device” means equipment for polling, counting, calculating and transmitting results approved by the State Great Hural in accordance with Article 6.1.1 of the Law on Automated Election System;

3.1.19. “Military service” means a citizen of Mongolia who has served in the armed forces and has actually served in the armed forces, or compensated for military service on the grounds specified in Articles 12.5 and 12.8 of the Law on Civil Military Obligations and Legal Status of Military Servicemen of Mongolia. be closed.

Article 4. Basic principles of elections

4.1. The basic principle of elections shall be based on ensuring the right of eligible voters to vote by secret ballot on the basis of universal, free and direct suffrage.

4.2. Elections shall be universal and every voter shall have the right to participate in them.

4.3. A voter shall participate in the election without any representation and vote on the basis of his / her direct suffrage.

4.4. It shall be prohibited for anyone to coerce or impede a voter to decide independently whether to participate in elections or to freely express his / her opinion.

4.5. Voters shall be provided with an opportunity to express their will and vote in secret without interference.

The following fines shall be imposed for acts or omissions that violate Articles 4.4 and 4.5 of this Law:

4.6.1. Togrogs equal to the minimum monthly wage for an individual;

4.6.2. Togrogs equal to six to eight times the minimum monthly wage for an official;

4.6.3. In togrogs equal to twenty one to twenty six times the minimum monthly wage for a party or coalition.

4.7. If a civil servant who violates Articles 4.4 and 4.5 of this Law is not subject to criminal liability for his / her actions or omissions, he / she shall be dismissed without the right to return to the civil service within two years.

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5.1.5. To resolve disputes promptly, reasonably and within the law;

5.1.6. To impose legal liability on a person who violated the rights of a voter and election legislation;

5.1.7. To be simple and clear.

5.2. The principle of ensuring the transparency of the election administration shall not apply to the secret ballot of voters.

5.3. The person who made the decision to be followed by the public in connection with the organization and preparation of the election shall immediately officially inform the public through the mass media and the website.

5.4. Media organizations, their employees and officials shall be obliged to disseminate factual information on election activities.

5.5. A non-governmental organization with the role and purpose of charter to involve citizens in the management of state affairs shall monitor / observe / monitor the implementation of election legislation by election bodies, other organizations participating in elections and officials in accordance with procedures established by the Central Election Authority. have the right to support the conduct of elections in accordance with the law and fairly, and to organize trainings, such as raising awareness and providing methodological assistance to voters in exercising their rights.

Article 6. Elections and their forms

Elections are the main way for the Mongolian people to exercise their state and local self-government rights.

6.2. Elections shall have the following forms:

~~6.2.1. The State Great Hural;~~

/ This provision was repealed by the law dated December 20, 2019 /

6.2.2. The President;

6. *2. 3.* Aimag and capital city Citizens 'Representatives' Khural / hereinafter referred to as “aimag and capital city Khural” /;

6.2.4. Soum and district Citizens 'Representatives' Khural / hereinafter referred to as “soum and district Khural” /.

Article 7. Electoral system

Elections shall have a majority system.

/ This article was re-edited by the law in 5 May 2016 /

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8.3. Regular elections shall be held in the election year, except in exceptional cases specified in the Constitution of Mongolia.

8.4. Extraordinary election means an election to be held before the regular election period.

8.5. Extraordinary elections shall be held in the following cases:

~~8.5.1. The mandate of the State Great Hural has expired prematurely;~~

/ This provision was repealed by the law dated December 20, 2019 /

8.5.2. The President has resigned, died, or resigned at his / her request;

8.5.3. The mandate of the local khural has expired prematurely.

8.6. Re-election is an election to be held in the following cases:

~~8.6.1. In the case of elections to the State Great Hural, elections to be held in a given constituency after the regular, extraordinary and by-elections are invalidated in one or several constituencies;~~

/ This provision was repealed by the law dated December 20, 2019 /

8.6.2. In the case of the Presidential election, a new election shall be held after the annulment of the regular or extraordinary election, or due to the fact that none of the candidates for the Presidential election received a majority of votes in the second ballot;

8.6.3. In the case of local elections, elections to be held in one or more constituencies after the regular, extraordinary and by-elections are considered invalid;

8.6.4. On other grounds specified in this law.

8.7. By-elections are elections held for the purpose of filling the vacancies of local khural representatives.

/ This part was amended according to the law dated December 20, 2019 /

Article 9. Election stage

9.1. The presidential election shall have the following stages:

9.1.2. Primary level;

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10.1. Election time shall be counted in years, months, days, hours and minutes.

10.2. The election period shall be counted in accordance with the polling day.

10.3 The principles set forth in the Civil Code shall be followed in counting the time.

CHAPTER TWO

ELECTORAL RIGHTS

Article 11. The right of a citizen of Mongolia to elect and be elected

11.1. Eligible citizens shall have the right to participate in elections without discrimination on the basis of ethnicity, language, race, sex, social origin, status, wealth, occupation, position, religion, opinion and education.

11.2. An eligible citizen residing in a foreign country where a diplomatic mission of Mongolia is located shall have the right to participate and vote in the regular Presidential election in accordance with the procedures set forth in this law.

/ This part was amended according to the law dated May 5, 2016 /

11.3. A diplomatic mission of Mongolia shall include the following organizations:

11.3.1. Embassy of Mongolia abroad;

11.3.2. The Permanent Mission of Mongolia to an international organization;

11.3.3. Consulate General of Mongolia, Consulate and Consular Mission.

11.4. It shall be prohibited to illegally restrict the right of an eligible citizen to vote and be elected

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A native citizen of Mongolia who has reached the age of forty-five, has resided permanently in the country for at least the last five years, and meets other requirements set forth in this law shall have the right to be elected President.

11.8. A citizen who has reached the age of twenty-five, who has been registered as a permanent resident in the respective aimag, capital city or soum for at least 180 days prior to the polling day, and who meets other requirements specified in this law shall have the right to be elected.

11.9. The age specified in this Law shall be understood as reaching the age of majority or older on the polling day.

11.10. The following fines shall be imposed for acts or omissions in violation of Article 11.4 of this Law:

11.10.1. Togrogs equal to one to five times the minimum monthly wage for an individual;

11.10.2. Togrogs equal to six to eight times the minimum monthly wage for an official;

11.10.3. In togrogs equal to twenty one to twenty six times the minimum monthly wage for a legal entity.

11.11. Violation of Article 11.4 of this Law by a civil servant shall be grounds for dismissal without the right to return to the civil service within one year.

~~**Article 12. Right to nominate candidates for the State Great Hural and its members**~~

/ This article was repealed by the law in December 20, 2019 /

Article 13. Right to nominate candidates for the Presidential election

13.1. A party with a seat in the State Great Hural shall have the right to nominate one person to the President individually or jointly.

13.2. One person's name shall not be re-nominated in the given election.

13.3. A party without a seat in the State Great Hural may support a candidate in the Presidential election.

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It is prohibited to run as a candidate for a local khural.

/ This part was amended according to the law dated December 20, 2019 /

CHAPTER THREE

FUNDAMENTALS OF ELECTION PROCEEDINGS

Article 16. Schedule and announce the regular election and its polling day

16.1. Regular elections shall be scheduled and announced at least 65 days before the polling day.

/ This part was amended according to the law dated December 20, 2019 /

16.2. The polling day for the regular election of the State Great Hural, aimag and capital city Citizens 'Representatives' Khural shall be one of the working days of the last half of June of the given election year and the polling day of the regular election of the soum and district Citizens 'Representatives' Khural shall be one working day.

16.3. The polling day for the regular election shall be set at least 150 days before the polling day.

~~16.4. The polling day for the regular elections to the State Great Hural and the Citizens' Representatives Hurals of aimags and the capital city shall be one day.~~

/ This part was repealed by the law dated December 20, 2019 /

16.5. On the polling day of the regular election, there shall be a public holiday.

16.6. The State Great Hural shall determine the polling day for citizens residing abroad (hereinafter referred to as “polling day abroad”) and the polling period

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16.9. The Central Election Authority shall issue and enforce the schedule for organizing regular election activities.

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Article 17. Schedule and announce special elections

17.1. The State Great Hural shall call and announce the extraordinary election of the President together with the polling day at least 45 working days before the polling day in accordance with this law within 20 working days after the circumstances of holding extraordinary elections arise.

/ This part was amended according to the law dated December 20, 2019 /

17.2. Extraordinary elections of local khurals shall be scheduled and announced to the Presidium of the local khural in accordance with this law within 20 working days after the situation arises to hold extraordinary elections at least 45 days prior to the polling day.

Article 18. Schedule and announcement of by-elections

~~The State Great Hural shall call and announce by-elections of members of the State Great Hural in accordance with this law.~~

/ This part was repealed by the law dated December 20, 2019 /

18.2. The by-election of a local khural representative shall be scheduled and announced to the Presidium of the local khural in accordance with this law.

Article 19. Calling and announcing re-election

~~The Central Election Authority shall announce the re-election of the State Great Hural within 30 days.~~

/ This part was repealed by the law dated December 20, 2019 /

The State Great Hural shall call and announce the re-election of the President within 30 days.

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20.2. The schedule for the organization of by-elections shall be issued and enforced by the Central Election Authority.

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20.3. The date of polling for the extraordinary and re-election shall be set by the person authorized to announce the election in accordance with this law and a schedule shall be issued and enforced.

CHAPTER FOUR

ORGANIZATION OF ELECTION TERRITORY

Article 21. Territory of elections

The territory of the Presidential election shall be the territory of Mongolia.

/ This part was amended according to the law dated December 20, 2019 /

21.2. The territory of local khural election shall be the territory of the respective aimag, capital city, soum and district.

21.3. The territory of the by-election of a member of the State Great Hural and a representative of a local Khural shall be the territory where the election results are to be obtained.

21.4. The election territory shall be divided into sections for the purpose of collecting and counting votes.

Article 22. Constituency

An election constituency shall be the territory where the election results are determined.

~~The territory of Mongolia shall be one constituency in proportional elections to the State Great Hural.~~

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~~22.5. The State Great Hural shall establish a constituency for the State Great Hural at least 45 days prior to the polling day, taking into account the electoral system specified in this law, the population of aimags, the capital city, soums and districts, and the division of administrative and territorial units. determine the number, center and number of mandates.~~

/ This part was amended according to the law dated May 05, 2016 /

/ This part was repealed by the law dated December 20, 2019 /

22.6. Each aimag center bagh and aimag soum shall be a constituency during the election of the aimag Citizens' Representatives Khural (hereinafter referred to as “aimag khural”).

/ This part was amended according to the law dated May 5, 2016 /

22.7. During the election of the Capital City Citizens 'Representatives' Khural (hereinafter referred to as the “Capital City Khural”), one committee shall be one constituency and two or more khoroos may be merged into one constituency.

/ This part was amended according to the law dated May 5, 2016 /

22.8. Aimag and capital city khural constituencies shall be established by the Presidium of aimag and capital city khurals at least 150 days prior to the polling day in accordance with the electoral system and the number of voters specified in this law.

22.9. Each soum bagh shall be an constituency during the election of the soum Citizens' Representatives Khural (hereinafter referred to as “soum khural”).

/ This part was amended according to the law dated May 5, 2016 /

22.10. Each district committee shall be a constituency during the election of a district Citizens' Representatives Hural (hereinafter referred to as “district meeting”).

/ This part was amended according to the law dated May 5, 2016 /

22.11. It shall be prohibited to change the constituency established by the regular election until the next regular election.

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capital city.

23.3. It shall be prohibited to form a group by merging a bagh or khoroo with other baghs and khoroos, and depending on the number of voters, a bagh or khoroo may be divided and a group may be formed.

23.4. A person who has organized the separation of voters from an established polling station due to special circumstances, merge the polling station or establish a new polling station may decide with the permission of the central election authority at least 14 days prior to the polling day.

23.5. The Presidium of the soum or district khural shall deliver the information of the polling station to the branch or unit of the state registration authority in the aimag or the capital city within five days from the date of its establishment.

23.6. Aimag and capital city branches and units of the state registration authority that received the information on the unit shall consolidate it within their territory and submit it to the state administrative body in charge of state registration within five days.

23.7. The part established by the regular election shall not be changed until the next regular election of the same form, except as provided in this law.

23.8. Based on the information received about the unit, the state administrative body in charge of state registration shall determine that the unit number shall not be duplicated from one.

23.9. It shall be prohibited to make changes in the structure of primary administrative and territorial units from January 1 of the regular election year until the end of voting.

CHAPTER FIVE

ELECTION BODY

SUB-CHAPTER
ONE GENERAL PROVISIONS

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24.2.3. Soum and district election body / hereinafter referred to as “soum and district election committee” /;

24.2.4. The Central Commission for Organizing Voting of Citizens Abroad / hereinafter referred to as “Central Commission” /;

24.2.5. A sub-commission to organize the polling of citizens abroad (hereinafter referred to as “sub-commission”).

24.3. Electoral bodies shall have permanent and non-permanent functions.

24.4. The central election body shall be a permanent state body.

24.5. Electoral bodies other than the Central Election Authority shall have non-permanent activities and their activities shall be terminated by the decision of the established entity to dissolve, unless otherwise provided by this Law.

24.6. A polling station (hereinafter referred to as “polling station”) shall be located in the polling station to organize the polling and counting of voters and this unit shall belong to the composition of soum and district election committees.

Article 25. Management of election organizations,

organization

25.1. In the case of the Presidential election, the management and organization of the election body shall have a system of the Central Election Authority, aimag and capital city election committees, and soum and district election committees.

/ This part was amended according to the law dated December 20, 2019 /

25.2 In the case of aimag and capital city khural elections, the management and organization of election bodies shall have a system of aimag and capital city election committees, soum and district election committees.

25.3. In the case of soum and district khural elections, the soum and district election committee shall independently implement the management and organization of the election organization.

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27.1. Unless otherwise provided in this law, the provisions of this article shall apply to the internal activities of election bodies.

27.2. The election committee shall discuss the issues of its authority at a meeting attended by at least two thirds of the total members and decide by a simple majority vote of its members present at the meeting.

27.3. If an election committee employee or official leaves or interrupts the meeting without a valid reason, he / she shall be deemed to have participated in the meeting and submitted a proposal on the issues discussed.

27.4. The decision of the election committee shall be signed by the chairman and secretary.

27.5. The chairman and secretary shall not have the right to refuse to sign the decision made at the meeting specified in 27.2 of this Law.

27.6. The Chairman of the Election Committee shall issue an ordinance on internal organizational issues.

27.7. The election committee shall work on a working day other than the polling day according to the working hours of the local government organization and, if necessary, may work on non-working days as well as overtime.

27.8. The order of the election committee meeting shall be determined by the central election authority and the internal organization and schedule of duties shall be established and enforced by the chairperson of the election committee.

27.9. Election committee meetings shall be open and transparent.

27.10. Minutes of election committee meetings shall be kept in accordance with the procedures established by the Central Election Authority.

27.11. A fine in togrogs equal to two to three times the minimum monthly wage shall be imposed on the chairman and secretary of an election committee who

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28.2. Employees and officials of non-permanent election bodies shall be civil servants and administrative employees and their legal status shall be regulated by this law.

28.3. The Central Election Authority shall create a database of employees to work in non-permanent election bodies.

28.4. Employees and officials of non-permanent election bodies shall be appointed from the database of election personnel.

28.5. Training on election legislation and issuance of certificates shall be provided to employees and officials included in the database of election officials. The training may be conducted by a non-governmental organization specified in Article 5.5 of this Law.

28.6. The Central Election Authority shall approve the procedure for compiling a database of election officials, organizing training and issuing certificates.

Article 29. Employees and officials of election organizations

economic and legal guarantees

The Law on Civil Service shall provide economic and legal guarantees for employees and officials of the Central Election Authority.

29.2. It shall be prohibited to dismiss or dismiss an employee or official of an election committee during his / her election-related duties, as well as to transfer him / her to another job or position without his / her consent.

29.3. Civil servants working in election committees shall be granted paid leave by the state organization where they work.

29.4. Candidates, parties and coalitions participating in the election, their election headquarters, their staff, managers, aides, agitators, civil servants and It shall be prohibited for any other person to illegally interfere or obstruct.

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29.5.8. To change ballot papers;

29.5.9. To receive votes by invalid ballot papers;

29.5.10. To commit, organize and participate in any other activities prohibited by law.

29.6. The following fines shall be imposed for acts or omissions that violate Articles 29.2-29.4 of this Law:

29.6.1. Togrogs equal to the minimum monthly wage for a citizen;

29.6.2. Togrogs equal to eleven to sixteen times the minimum monthly wage for a legal entity;

29.6.3. Togrogs equal to twenty one to twenty six times the minimum monthly wage for parties, coalitions and candidates;

29.6.4. Togrogs equal to six to eight times the minimum monthly wage for election managers, aides, agitators, observers and election headquarters management of a party coalition.

Violation of Articles 29.2, 29.3 and 29.5 of this Law shall be grounds for dismissal of a civil servant without the right to return to the civil service for one year.

SUB-CHAPTER TWO
CENTRAL ELECTION ORGANIZATION

Article 30. Central election authority

30.1. The legal status, organization and operational procedures of the Central Election Authority shall be determined by law.

SUB-CHAPTER THREE
AIMAG AND UB CITY ELECTION COMMITTEE

Article 31. Legal status of aimag and capital city election committees

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31.4. The Central Election Authority shall establish aimag and capital city election committees with a total of five to nine chairpersons, secretaries and members at least 70 days prior to the polling day.

31.5. Aimag and capital city election committees shall be established in accordance with this law at least 45 days prior to the polling day of the aimag or capital city khural, except for by-elections and extraordinary elections of the aimag and capital city khurals.

/ This part was amended according to the law dated December 20, 2019 /

31.6. Aimag and capital city election committees to provide professional and methodological guidance for soum and district khural elections shall be established by the Presidium of aimag and capital city Citizens' Representatives Khurals in accordance with this law 80 days prior to the deadline specified in 16.2 of this law.

31.7. Operating expenses of aimag and capital city election committees shall be financed from the election budget.

31.8. Decisions made by aimag and capital city election committees in connection with the organization of elections shall be in the form of resolutions, recommendations and official letters.

31.9. Relevant persons shall be obliged to comply with the decisions of aimag and capital city election committees on organizing elections within their authority.

31.10. Aimag and capital city election committees shall be represented by the chairperson and in his / her absence by his / her secretary in matters related to elections.

31.11. Aimag and capital city election committees shall be responsible for working conditions, opportunities and premises of the respective aimag and capital city Governor's Office.

~~31.12. If two or more aimags are included in one constituency for the State Great Hural election, the election committee of the aimag with the largest number of voters shall organize the election of the State Great Hural in that constituency.~~

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/ This part was repealed by the law dated December 20, 2019 /

31.15. Aimag and capital city election committees shall enter into contracts with individuals and legal entities for procurement of goods, works and services without tenders in connection with the organization of elections within the budget of the state and local budgets. does not apply to the regulation of acquisition.

31.16. The following fines shall be imposed for acts or omissions that violate Article 31.9 of this Law:

31.16.1. The minimum monthly wage in togrogs for a citizen;

31.16.2. The minimum monthly wage in togrogs for an official for three months;

31.16.3. Togrogs equal to six to eight times the minimum monthly wage for party and coalition leaders, election headquarters staff, candidate managers, aides, agitators, observers and candidates;

31.16.4. In togrogs equal to eleven to sixteen times the minimum monthly wage for a party, coalition or legal entity.

31.17. A civil servant who violates Article 31.9 of this Law without a valid reason shall be dismissed from the civil service.

Article 32. Powers of aimag and capital city election committees

32.1. Aimag and capital city election committees shall exercise the following rights and responsibilities within their respective territories:

32.1.1. To plan the organization of elections and take measures to organize them;

32.1.2 monitor the implementation of the election legislation and ensure its observance;

32.1.3 provide unified organizational and methodological management for the activities of the respective soum and district election committees;

32.1.4. To respond and resolve petitions and official letters submitted on issues within its competence within the scope of its authority;

32.1.5. Coordinate the activities of state and local self-governing bodies of the respective level in matters related to the organization of elections, listen to the information of their governing officials and take necessary measures;

32.1.6. Dispose, allocate and monitor the allocation of funds allocated from the state and local budgets in accordance with their purpose;

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32.1.15. To fulfill duties and instructions given by higher level election bodies in connection with the organization of elections;

32.1.16. Unless otherwise provided by this law, to determine the number of the constituency established in its territory in connection with the election;

32.1.17. To verify the names of parties, candidates and parents of candidates to be included in the ballot papers of aimag, capital city, soum and district khural elections with the information of his / her ID card and to be responsible for their accuracy;

32.1.18. Others specified in the legislation.

SUB-CHAPTER FOUR SOUM AND DISTRICT ELECTION ORGANIZATION

Article 33. Legal status of soum and district election committees

33.1. Soum and district election committees shall directly manage the election of the soum and district khural and its representatives.

33.2. Soum and district election committees shall organize elections of the President, aimag and capital city khurals and their representatives in their territory under the direct supervision of the central election authority and aimag and capital city election committees.

/ This part was amended according to the law dated December 20, 2019 /

33.3. Soum and district election committees shall use seals, stamps and letterheads made in accordance with established procedures.

33.4. Aimag and capital city election committees shall establish soum and district election committees with a chairman, secretary, members and a total of five to nine members at least 65 days prior to the polling day.

33.5. Soum and district election committees shall be established in accordance with this law at least 45 days prior to the polling day of the soum or district khural, except for by-elections and extraordinary elections of aimag and capital city khurals and presidential elections.

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33.10. Soum and district election committees shall be responsible for working conditions, opportunities and jobs of the respective soum and district Governor's Office.

~~33.11. If two or more districts are included in one constituency for the State Great Hural election, the election committee of the district with the largest number of voters shall organize the election in that constituency.~~

/ This part was amended according to the law dated May 05, 2016 /

/ This part was repealed by the law dated December 20, 2019 /

~~33.12. If one or two constituencies for the State Great Hural election are included in one district, the election body in that district shall organize elections in those constituencies.~~

/ This part was amended according to the law dated May 05, 2016 /

/ This part was repealed by the law dated December 20, 2019 /

33.13. Soum and district election committees shall enter into contracts with individuals and legal entities for procurement of goods, works and services without tenders in connection with the organization of elections within the budget of the state and local budgets. does not apply to the regulation of the law on acquisition.

33.14. The division of responsibilities of the unit in the polling station shall be determined and enforced by the chairman of the soum or district election committee.

33.15. The following fines shall be imposed for acts or omissions that violate Article 33.8 of this Law:

33.15.1. The minimum monthly wage in togrogs;

33.15.2. The minimum monthly wage in togrogs for an official for three months;

33.15.3. Togrogs equal to six to eight times the minimum monthly wage for party and coalition management, election headquarters staff, candidate managers, aides, agitators, observers and candidates;

33.15.4. [illegible]

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34.1.2. To monitor the implementation of the election legislation and ensure its observance;

34.1.3. To provide the polling station with unified management of election organization and methodology;

34.1.4. To resolve petitions, complaints and official letters submitted within the scope of its authority;

34.1.5. Coordinate the activities of state and local self-governing bodies of the appropriate level in the respective territory on issues related to the organization of elections, listen to the information of their governing officials and take necessary measures;

34.1.6. Dispose, allocate and monitor the allocation of funds allocated from the state and local budgets in accordance with their purpose;

34.1.7. To distribute machinery, equipment and other items to be used in the polling process;

34.1.8. To register candidates for soum and district khural elections and issue ID cards;

34.1.9. To publish and distribute relevant documents;

34.1.10. To summarize the results of soum and district khural elections and inform the public;

34.1.11. To develop and submit to the soum and district khurals a draft decision recognizing the full powers of the newly elected candidate;

34.1.12. To compile the results of elections held in its territory and deliver them to aimag and capital city election committees;

34.1.13. To organize repeated and additional voting, repeat and by-elections within the scope of its authority in accordance with the legislation;

34.1.14. To organize election documents in accordance with relevant procedures and hand them over to relevant persons;

34.1.15. To fulfill duties and instructions given by higher level election bodies in accordance with the law in connection with the organization of elections;

34.1.16. To verify the names of parties, candidates and parents of candidates to be included in the ballot papers of soum and district khural elections with the information of his / her ID card and to be responsible for their accuracy;

34.1.17. Others specified in the legislation.

SUB-CHAPTER FIVE

ELECTION PART UNIT

Article 35. Unit for organizing polling and counting in polling stations

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35.5. The chief organizer of the polling station shall manage the polling and counting in his / her polling station and bear legal responsibility.

35.6. The unit specified in Article 35.1 of this Law shall work in the polling station and the Governor of the respective bagh or khoroo shall be directly responsible for providing the conditions, opportunities and premises for the polling station to be ready before the premises are ready in accordance with the law.

35.7. The polling station shall exercise the following rights and responsibilities:

35.7.1. To inform voters the address of the polling station, polling day and schedule;

35.7.2. To communicate with relevant state registration bodies and officials on issues related to transfer of voters and registration of transferred voters;

35.7.3. To prepare other items necessary for polling, such as polling station, portable sealed ballot box, voter registration and counting equipment;

35.7.4. To organize polling and counting of voters;

35.7.5. To deliver the voting results and relevant documents to the soum or district election committee;

35.7.6. To organize election documents in accordance with relevant procedures and submit them to soum and district election committees;

35.7.7. To resolve petitions, complaints and official letters submitted on issues within its authority within its authority;

35.7.8. To fulfill duties and instructions given by soum and district election committees;

35.7.9. Others specified in the legislation.

CHAPTER SIX

FOREIGN ELECTION ORGANIZATIONS

Article 36. Polling stations of citizens abroad

legal status

36.1. The Central Commission shall be the election body to manage the polling of citizens abroad.

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36.5. The Central and branch commissions shall conduct their activities within the law and independently.

36.6. The Central and branch commissions shall use seals, stamps and letterheads made in accordance with established procedures.

36.7. Operating expenses of the Central and branch commissions shall be financed from the budget for organizing elections.

36.8. Decisions of the central and branch commissions related to the organization of elections shall be in the form of resolutions, ordinances, recommendations and official letters.

36.9. Relevant persons shall be obliged to comply with the decisions of the central and branch commissions made within the scope of their authority to organize elections.

36.10. The Central Commission shall be represented by the Chairman and the Sub-Commission shall be represented by the Senior Organizer in relations related to elections.

36.11. The state central administrative body in charge of foreign affairs and the diplomatic mission in the respective country shall provide the Central Commission with working conditions, opportunities and premises.

36.12. The Central Commission shall organize the polling process under the direct supervision of the Central Election Authority.

36.13. The branch commission shall organize the polling of voters abroad in accordance with the direct management of the central commission.

36.14. The following fines shall be imposed for acts or omissions that violate Article 36.9 of this Law:

36.14.1. The minimum monthly wage in togrogs for a citizen;

36.14.2. The minimum monthly wage in togrogs for an official for three months;

36.14.3. Togrogs equal to six to eight times the minimum monthly wage for the management of the party and joint party election representative bodies

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The Central Commission shall exercise the following rights and responsibilities:

37.1.1. To take measures to plan and organize the polling of citizens abroad;

37.1.2 monitor the implementation of the election legislation within the scope of its authority and ensure its observance;

37.1.3. To fulfill the duties given by the central election authority in accordance with the law in connection with the organization of elections;

37.1.4. To provide unified organizational and methodological management for the activities of the branch commission;

37.1.5. To submit ballot papers, other documents related to the organization of elections and polling to the branch commission submitted by the Central Election Authority;

37.1.6. If necessary, organize training for the branch commission and appoint a representative;

37.1.7. Dispose of the funds allocated by the Central Election Authority in accordance with their purpose, distribute them to the sub-commissions and monitor their spending;

37.1.8. To resolve petitions, complaints and official letters submitted on issues within its competence within the scope of its authority;

37.1.9. Others specified in the legislation.

37.2. The branch commission shall exercise the following rights and responsibilities:

37.2.1. To inform voters about the address of the branch commission or polling station, polling day and schedule;

37.2.2. To register eligible voters in the country of its location, issue voter registration and submit it to the Central Commission;

37.2.3. To prepare polling stations, ballot boxes, polling booths and other items necessary for polling and organize the polling of voters;

37.2.4. After the end of voting, ballot papers with sealed envelopes, remaining, confiscated and invalid ballots that were not used for polling shall be counted separately, the upper right corner shall be cut off and sealed in the minutes. to submit to the Central Commission together with other documents immediately;

37.2.5. To resolve petitions, complaints and official letters submitted on issues within its competence within the scope of its authority;

37.2.6. To fulfill the duties given by the higher level election body;

37.2.7. Others specified in the legislation.

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38.2.1. Operating expenses of the election organization;

38.2.2. Expenses for printing and delivery of candidate ID cards, election headquarters staff, managers, aides, agitators and election observer ID cards;

38.2.3. Expenses for protection of a candidate for the Presidential election;

38.2.4. Expenses for printing, protection and delivery of ballot papers;

38.2.5. Expenses for printing and delivery of election results, news forms, forms for collecting signatures of independent candidate supporters and voters, and official letterheads of election bodies;

38.2.6. The cost of preparing bags for stamping, stamping, sealing and ballot papers;

38.2.7. Machinery and equipment to be used for polling, counting and tabulation, their spare parts, software, purchasing, renting, using, storing, protecting, maintaining, transporting and insuring and making special notes, 38.2.7. costs of purchase, lease, use, protection, storage, maintenance, printing, production, transportation, delivery and withdrawal;

38.2.8. The cost of transmitting the results of the voting;

38.2.9. Costs of making and delivering ballot boxes, preparation and decoration of polling stations and polling stations;

38.2.10. Expenses for development, publication and delivery of election legislation and other legal acts, manuals, training and promotional materials related to the organization of elections;

38.2.11. Training expenses related to the organization of elections of election officials, members of the information technology team, officers and reserve officers;

38.2.12. Expenses for propaganda of election legislation and measures to provide voters with information on the organization and preparation of elections and their preparation process and time;

38.2.13. Expenses for inspecting election financing and expenditures of parties, coalitions and candidates nominated for elections;

38.2.14. Expenses for additional and re-polling, regular, extraordinary, by-elections and re-elections;

38.2.15. Cash bonuses and meal expenses for election staff, members of the information technology team and working group, stewards and reserve officers for the time they worked for the given election organization;

38.2.16. Expenses for stationery, post, communication, transportation and business trip of the election organization;

38.2.17. Expenses related to polling of citizens abroad;

38.2.18. Expenses that may be incurred in case of emergency situation;

38.2.19. Other expenses related to the organization of elections.

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equipment, travel of security guards, transportation costs, and ensuring the normal operation of technical equipment;

38.3.6. Expenses to be paid by the state registration authority in case of additional and re-polling, extraordinary and re-election;

38.3.7. Potential expenses incurred in case of emergency.

38.4. The following expenses related to the organization of elections shall be financed from the state budget and reflected in the budget of the police: 38.4.

38.4.1. The cost of security of the polling station, fuel and equipment;

38.4.2. Travel, cash bonuses and meal expenses of a police officer.

Reimbursement, re-election and extraordinary election expenses of local khurals shall be financed from the local budget.

Article 39. Assistance in the organization of elections

39.1. Workplaces and polling stations of local election bodies shall be provided free of charge by state and locally owned and partly state and locally owned legal entities.

39.2 The Governor of the respective level shall be responsible for providing local election bodies with workplaces, transportation, communication and other necessary means free of charge.

39.3. If necessary, the Central Election Authority shall have the right to mobilize vehicles and other equipment owned by a state or locally owned company with 51 or more percent state and local ownership free of charge in the election process. responsible for enforcing the decision.

39.4. State and local audit organizations shall audit the execution of election expenses and issue an opinion.

39.5. A legal entity that violates Articles 39.1 and 39.3 of this Law shall be fined in togrogs equal to twenty one to twenty six times the minimum monthly wage.

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40.1. Parties, coalitions and candidates participating in or nominating candidates, as well as candidates shall pay direct and indirect election campaign expenses (hereinafter referred to as “election expenses”) for the purpose of advertising and explaining their election platform to voters.

40.2. Election expenses shall consist of the following assets:

40.2.1. Donation;

40.2.2. Own funds of the party;

40.2.3. Candidate’s own capital.

40.3. Money for election expenses shall be accumulated in the election expenses account opened with the bank in accordance with the procedures set forth in this law and spent as intended.

40.4. The election expense account shall be a togrog account.

40.5. It shall be prohibited to collect election expenses in an account other than the election expense account or by non-donation methods, as well as to spend donations received in cash without including them in the expense account.

40.6. A party, coalition or candidate who violates Articles 40.3 and 40.5 of this Law shall be fined in togrogs equal to twenty one to twenty six times the minimum monthly wage.

Article 41. Maximum amount of election expenses

41.1. The Supreme State Audit Body shall set the maximum amount of election expenses to be spent by a candidate at least 120 days prior to the polling day, taking into account the size of the territory, location and population.

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42.2. Money deposited in the election expense account shall be used for the following purposes:

42.2.1. To explain and introduce the election platform;

42.2.2. To advertise parties, coalitions and candidates;

42.2.3. To organize election meetings, conferences and gatherings;

42.2.4. Stationery, post, communication, transportation and business trips, fees and bonuses;

42.2.5. Other expenses related to the above expenses.

42.3. Donations received in cash shall be spent in accordance with the purpose specified in the donation agreement.

42.4. A candidate who violates Article 42 of this Law shall be fined in togrogs equal to twenty one to twenty six times the minimum monthly wage.

SUB-CHAPTER TWO

ELECTION EXPENDITURE ACCOUNTS

Article 43. Party election expense account

A party shall have one account for election expenses nationwide.

If a party has branches in aimags, the capital city, soums and districts, it may have an election expense account in the respective aimags, the capital city, soums and districts.

43.3. A party shall open an expense account with a bank in accordance with this law and banking legislation on the basis of concluding an agreement on election expense account holder.

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43.6. Although there is no specific limit on the amount of funds to be accumulated in the party's election expense account, the amount of expenditure to be spent from the election expense account during the election campaign shall be in accordance with this law.

43.7. Withdrawal from the party's election expense account shall be prohibited or sealed, except for the period specified in this law, and only income shall be allowed.

43.8. A party or coalition that violated Articles 43.5 and 43.7 of this Law shall be equal to twenty one to twenty six times the minimum monthly wage, and a party or coalition official shall be equal to eleven to sixteen times the minimum monthly wage. will be fined in togrogs.

Article 44. Disbursement from the party's election expense account

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~~44.1. Expenditures from the party's election expense account may be made during the State Great Hural election within the following periods: 44.1.~~

/ This part was repealed by the law dated December 20, 2019 /

44.1.1. From the day of registration of a party to participate in the regular and extraordinary elections of the State Great Hural until the day of submission of election expense report;

44.1.2. From the date of commencement of the election campaign for the re-election of the State Great Hural until the date of submission of the election expense report.

44.2. Expenses may be deducted from the party's election expense account from the date of nomination of the party individually or jointly in the Presidential election and until the date of submission of the election expense report.

44.3. Expenditures from the party's election expense account may be made during the local khural elections within the following periods: 44.3.

44.3.1. From the date of the decision of the party's central representative body to participate in the local khural elections in the regular and extraordinary elections of the local khural until the date of submission of the report on election expenses;

44.3.2. From the day of starting the election campaign for re-election and by-elections of the local khural until the day of submitting the election expense report.

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44.7. By submitting a request to the bank to seal the election expense account within the period specified in this law, the bank shall open the election expense account seal within the time specified in the request by submitting one of the following documents to the bank:

~~44.7.1. A copy of the decision of the election body that registered the party to participate in the election regarding the regular and extraordinary elections to the State Great Hural;~~

/ This provision was repealed by the law dated December 20, 2019 /

~~44.7.2. A copy of the decision of the election body that registered the candidate nominated by the party for the re-run and by-election of the State Great Hural;~~

/ This provision was repealed by the law dated December 20, 2019 /

44.7.3. A copy of the decision to nominate a candidate from a party or joint party for the Presidential election;

44.7.4. A copy of the decision of the central representative body of the party to participate in the regular or extraordinary election of the local khural;

44.7.5. A copy of the decision of the election authority that registered the candidate for the re-run or by-election of the local khural;

44.7.6. A copy of the document confirming the opening of the coalition's election expense account in case the party forms a coalition and participates in the election.

44.8. It is prohibited to incur expenses other than transferring funds from the election expense account of the party included in the coalition to the coalition expense account only.

44.9. A party or coalition violating Articles 44.4, 44.5 and 44.8 of this Law shall be fined in togrogs equal to twenty one to twenty six times the minimum monthly wage: 44.9.

Article 45. Coalition election expense account

45.1. One account of the coalition's election expenses shall be opened nationwide within five days from the day of the coalition's establishment.

A coalition may have an election expense account in the aimag or the capital city.

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45.6. The Coalition shall be obliged to notify and register the account number and bank name of the following state organizations within three days after opening the election expense account: 45.6.

45.6.1. The central election authority;

45.6.2. The state administrative body in charge of tax matters;

45.6.3. The highest state audit body.

45.7. Although there is no specific limit on the amount of funds to be accumulated in the coalition's election expense account, the amount of expenditure to be spent from the coalition's election expense account during the election campaign shall be in accordance with this law.

45.8. Withdrawals from the coalition's election expense account shall be prohibited or sealed, except for the period specified in this law, and only income shall be allowed.

45.9. Parties joining the coalition shall transfer the funds collected in their respective party's election expense account to the coalition's election expense account and pay the coalition's election expenses from this account.

45.10. A party joining a coalition shall be prohibited to pay election expenses independently during the regular election period or until the dissolution of the coalition, except for the transfer of money from the election account of the party joining the coalition to the election expense account of the coalition.

45.11. The date of commencement of the next regular election campaign shall be understood as the end of the regular election period.

45.12. Disbursements from the coalition's election expense account shall be prohibited or sealed, except for the period specified in this law, and only income shall be allowed.

Article 46. Disbursement from the coalition's election expense account

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~~46.3.1. A copy of the decision of the election body that registered the party or coalition to participate in the election in relation to the regular and extraordinary elections to the State Great Hural;~~

~~46.3.2. A copy of the decision of the election body that registered the candidate nominated by the party for the re-run and by-election of the State Great Hural;~~

/ This part was repealed by the law dated December 20, 2019 /

Article 47. Candidate's election expenses account

47.1. A candidate shall have an election expense account:

~~47.1.1. A candidate for the State Great Hural election;~~

/ This provision was repealed by the law dated December 20, 2019 /

47.1.2. A candidate for the Presidential election;

47.1.3. A candidate for aimag and capital city khural elections;

47.1.4. A candidate for soum and district khural elections.

47.2. After the decision to register a candidate to participate in the election is made, the candidate shall open one account of election expenses by himself / herself or through his / her representative.

47.3. A bank shall open an expense account with a candidate on the basis of concluding an agreement on election expense account holder in accordance with this law and banking legislation.

47.4. A candidate for the Presidential election shall be obliged to notify and register the account number and bank name of the following state organizations within five days from the date of opening the election expense account: 47.4.

/ This part was amended according to the law dated December 20, 2019 /

47.4.1. The central election authority;

47.4.2. The state administrative body in charge of tax matters;

47.4.3. The highest state audit body

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47.8. In the case of a candidate nominated by a party or coalition, in addition to his / her own funds and donations, he / she shall accumulate funds transferred from the election expenses account of the nominated party or coalition.

47.9. The right to dispose of a candidate's election expense account shall be retained by the candidate and may be disposed of by another person upon granting his / her authority.

47.10. No special limit shall be set on the amount of money to be accumulated in a candidate's election expense account, but the amount to be spent from the election expense account during the election campaign shall be in accordance with this law.

47.11. A candidate who violates Articles 47.4, 47.5 and 47.6 of this Law shall be fined in togrogs equal to twenty one to twenty six times the minimum monthly wage.

Article 48. From the candidate's election expenses account

make expenses

48.1. A candidate shall make expenditures from the candidate's election expense account from the date of opening the election expense account until the day of submitting the election expense report.

SUB-CHAPTER THREE
DONATIONS

Article 49. Election donations

49.1. Election donations (hereinafter referred to as “donations”) shall have the following forms:

49.1.1. Silver;

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50.1. Monetary donation shall not exceed the following amounts:

50.1.1. For a citizen up to three million togrogs;

50.1.2. For legal entities up to fifteen million togrogs.

50.2. Citizens and legal entities may make donations to one party, coalition and candidate only once a year.

50.3. If a party has joined a coalition and made a donation for the election, it shall be prohibited to make an election donation to the coalition of that party.

50.4. A citizen or legal entity making a donation shall include his / her registration number in the bank transaction document and the donor who does not meet this requirement shall be returned to the donor.

50.5. Donations with unknown return shall be transferred to the state revenue or treasury in accordance with the relevant legislation.

50.6. If a legal entity has made a monetary donation, the donation shall be reflected in the financial and tax report.

50.7. It shall be prohibited for a legal entity to make a donation in cash or to receive a donation in cash from a legal entity at a party, coalition, candidate or their election headquarters.

50.8. Cash donations may be received from citizens, in which case the name and registration number of the donor shall be recorded by the person authorized to collect donations and credited to the election expense account on his / her behalf.

50.9. The following amount of fine shall be imposed for violation of Article 50.2 of this Law:

50.9.1. Togrogs equal to six to eight times the minimum monthly wage for a citizen;

50.9.2. In togrogs equal to eleven to sixteen times the minimum monthly wage for a legal entity;

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Article 51. Non-monetary donations

Non-monetary donations shall include the following:

51.1.1. To use and possess immovable and movable property free of charge;

51.1.2. Free services.

51.2. Non-monetary donations shall be made only to candidates during the period from the beginning to the end of the election campaign.

51.3. In case of making a non-monetary donation, the donor shall enter into a written donation agreement with the candidate and his / her authorized representative.

51.4. The value of non-monetary donations shall be determined by mutual donation agreement and the value shall not exceed the maximum amount of donations from individuals and legal entities.

51.5. If any person assisting in a candidate's election campaign as specified in this Law is working without pay, such work shall not be considered as a donation or election expenses of a candidate.

51.6. The following fines shall be imposed for violation of Article 51.2 of this Law:

51.6.1. Togrogs equal to six to eight times the minimum monthly wage for a citizen;

51.6.2. In togrogs equal to eleven to sixteen times the minimum monthly wage for a legal entity.

51.7. A candidate who violates Article 51.3 of this Law shall be fined in togrogs equal to twenty one to twenty six times the minimum monthly wage.

51.8 Donations received in violation of Articles 51.2-51.4 of this Law shall be transferred to the state revenue or treasury in accordance with the relevant legislation.

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52.1.6. A person under the age of eighteen;

52.1.7. A state or locally owned legal entity with state or local ownership;

52.1.8. A legal entity with tax liabilities determined by a court decision, bankrupt, or in arrears;

52.1.9. Trade unions, religious and other non-governmental organizations;

52.1.10. A legal entity less than one year after its establishment.

52.2. If a person prohibited from making donations has made election donations, the person authorized to receive donations shall return them.

52.3. If the legal status of the donor is not clear, the person authorized to receive the donation shall return it.

52.4. If a donation is received from a person prohibited from making donations in violation of Articles 52.2 and 52.3 of this Law, the candidate shall be removed from the list and the donation shall be transferred to the state revenue or treasury in accordance with relevant legislation.

SUB-CHAPTER FOUR
OWN OWN OWN OWN OWN OWN OWN OWN OWN OWN OWN

Article 53. A party shall spend its resources on election expenses

53.1. A party shall have the right to transfer its accumulated funds to the election expense account and spend them on election campaign in accordance with the legislation of a political party.

53.2 A party may use its movable and immovable property for election campaigning through the election headquarters of a party, coalition or candidate and it shall not be considered as a donation.

53.3. It is prohibited for a party to use loan funds for election campaign.

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54.3. A candidate shall have the right to use other movable and immovable property of his / her private property directly or indirectly in his / her election campaign.

54.4. It is prohibited for a candidate to spend loan funds on election campaign.

SUB-CHAPTER FIVE ELECTION EXPENSES FOR PARTIES, COALITIONS AND CANDIDATE RESPONSIBILITY

Article 55. Candidate's election expenses are nominated by the candidate

responsible for parties and coalitions

55.1. A party or coalition shall be responsible for the election expenses of its candidate by transferring the money accumulated in its election expense account to the expense account of the nominated candidate.

55.2. Money transferred from the party or coalition's expense account to the candidate's expense account shall not be considered as donation.

Article 56. Transfer of election expenses of a candidate to a party or coalition

56.1. A candidate may transfer funds accumulated in his / her expense account to the expense account of a party or coalition.

Money transferred from a candidate's expense account to a party or coalition's expense account shall not be considered as donation.

CHAPTER SIX
ELECTION EXPENDITURE CONTROL

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57.4. A party or coalition shall have its expense report audited and an opinion issued.

57.5 Expenditure reports shall be prepared on the following indicators:

57.5.1. The amount and source of funds (for each transaction) prior to the commencement of expenditures from the election expense account;

57.5.2. The amount of income received during the period from the date of opening the transaction to the closing date of the election expense account;

57.5.3. The source of income received by the election expenditure account from the date of opening the transaction to the date of closing (for each transaction);

57.5.4. Classification of expenditures, performance and contract;

57.5.5. Amount and location of the balance. (If a party or coalition has two or more expense accounts, each account).

57.6. The director of a bank or branch manager where a party or coalition election expense account is located shall prepare a consolidated report on all transactions on that account and submit it to the Central Election Authority within 45 days after the end of polling.

57.7. A party or coalition that violated Articles 57.3 and 57.4 of this Law shall be fined twenty one to twenty six times the minimum monthly wage, and a bank director who violated Article 57.6 shall be fined six to eight times the minimum monthly wage. fine.

Article 58. Election of a candidate for the Presidential election

expense report

/ The title of this article was amended by the law dated December 20, 2019 /

58.1. A candidate for the Presidential election shall be obliged to prepare a report on election expenses and submit it to the Central Election Authority within 30 days after the polling day.

/ This part was amended according to the law dated December 20, 2019 /

58.2. A candidate for the Presidential election shall have his / her expense report audited and an opinion issued.

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58.3.3. Name of the donor legal entity, address of residence, name of the executive director's name, personal name, amount and form of donation;

58.3.4. Classification and execution of expenditures;

58.3.5. Amount and location of the balance.

58.4. The director and branch manager of the bank where the candidate's election expense account is located shall prepare a consolidated report on all transactions of that account and submit it to the central election authority within 30 days after the end of polling.

58.5. A candidate who violates Article 58.1 of this Law shall be fined in togrogs equal to twenty one to twenty six times the minimum monthly wage, and a bank director who violates Article 58.4 shall be fined in togrogs equal to six to eight times the minimum monthly wage.

Article 59. Candidates for local elections

election expense report

59.1. Unless otherwise provided in this Law, a candidate for a local khural election shall be obliged to prepare a report on election expenses and submit it to the respective level election authority within 30 days after the polling day.

59.2 Expenditure reports shall be prepared on the following indicators:

59.2.1. The total amount of income included in the election expense account. Of which:

59.2.1.a. Income from own capital;

59.2.1.b donation income.

59.2.2. The name of the donor's father / mother /, his / her name, address of residence, amount and form of donation;

59.2.3. Name of the donor legal entity, address of residence, name of the parent of the executive director, his / her name, amount and form of donation;

59.2.4. Classification and execution of expenditures;

59.2.5. Amount and location of the balance.

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60.1.1. In the case of a central election body, to the highest state audit body;

60.1.2. Aimag, capital city, soum and district election bodies to aimag and capital city state audit bodies.

60.2. The Central Election Authority shall submit one copy of the report on election expenses of a party, coalition or candidate to the state administrative body in charge of tax matters.

60.3. The State Audit Office shall review the expenditure report and announce the amount to the public within 90 days from the date of receipt and announce the donation of one million MNT or more and the legal entity that donated two million MNT or more.

60.4. The State Audit Office shall exercise the following rights and responsibilities regarding election expense reports: 60.4.

60.4.1. To monitor donations, financing and expenditures received by parties, coalitions and candidates individually or in cooperation with other state organizations;

60.4.2. To receive relevant information from parties, coalitions and candidates;

60.4.3. To prepare and compile documents on violations related to election financing and its expenditure; 60.4.4.

60.4.4. To obtain documents related to election financing from state and other organizations, officials and citizens.

60.5. If a party, coalition or candidate fails to submit its election expense report within the period specified by law, the party, coalition or candidate shall not be registered for the next election.

60.6. An election official who violates Article 60.2 of this Law and a civil servant who violates Article 60.3 of this Law shall be fined in togrogs equal to six to eight times the minimum monthly wage.

CHAPTER EIGHT
VOTER LIST

Article 61. Preparation, presentation and delivery of voter lists

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61.4. The electronic voter list shall be based on non-overlapping data of the citizen's body (fingerprints).

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› Law on Presidential Elections of Mongolia
› Law on Central Election Authority
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61.5. A voter shall be registered in only one part of the election.

61.6. The state administrative body in charge of state registration shall compile voter lists for each aimag, capital city, soum, district, bag, khoroo and polling station and place it on its website from March 1 of the election year until the end of the election.

61.7. The voter shall be provided with an opportunity to get acquainted with the information related to him / her from the list of voters located on the website of the state administrative body in charge of state registration.

61.8. The following organizations shall provide the following citizen's name, patronymic, registration number, date of birth, sex and other necessary information to the state administrative body in charge of state registration at least 55 days from the polling day of the regular election. shall be delivered at least 40 days prior to the early, by-elections and by-elections:

61.8.1. Information of citizens of voting age determined by a court decision as having no legal capacity by the Supreme Court;

61.8.2. Information on citizens of voting age serving sentences in detention and arrest facilities on the day of polling by the central court decision enforcement agency;

61.8.3. Information of citizens who have traveled abroad for 60 or more days and information of voters who are serving in their respective special units and branches on the polling day but are not permanently registered in the territory of the respective soum or district; 61.8.3.

/ *This part was amended according to the law dated December 28, 2016* /

61.8.4. Information of voters who are serving in military units and units of the Armed Forces on the day of polling, but are not permanently registered in the territory of the respective soum or district; 61.8.4.

61.8.5. The state administrative body in charge of citizenship and migration shall provide information on citizens who became Mongolian citizens in the given year, re-established their citizenship, and relinquished their citizenship.

61.9. The name of a voter who has no legal capacity, is serving a prison sentence or has traveled abroad for 60 days or more shall not be removed from the voter list and an additional note “Temporarily excluded” shall be made in the “Comment” section after the voter's name.

61.10. A voter with the additional mark “temporarily excluded” shall not be included in the number of voters registered in the voter list.

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61.12.3. Changes related to a voter serving in the military;

61.12.4. Changes related to the registration of the deceased citizen.

61.13. Aimag and district election committees shall organize the delivery of voter lists to the relevant polling station at least 20 days prior to the polling day.

61.14. The polling station shall be open to voters at their place of work from the day of receiving the voter list, at the soum or khoroo governor's office if they do not have their own place of work, and at the polling station after the polling station is ready.

61.15. A voter shall check whether he / she is registered in the voter list at least 14 days prior to the polling day.

61.16. The voter list shall consist of only one list and it shall be prohibited to compile a list of new voters and make changes to the voter list in violation of this Law.

61.17. It shall be prohibited to duplicate or distribute the voter list, except for the official needs of the polling station.

61.18. The state administrative body in charge of state registration shall, at the request of a person authorized to represent a party or joint party registered to participate in the election, submit the name of the voter, his / her name, registration number and place of residence only in electronic form. times.

61.19. The amount of expenses related to the provision of relevant information on the voter list shall be determined by the state administrative body in charge of state registration.

61.20. The state administrative body in charge of state registration shall approve and enforce the procedure for compiling, presenting, checking for duplication and transfer of voters in accordance with this law.

61.21. A person who violates Article 61 of this Law shall be fined in togrogs equal to six to eight times the minimum monthly wage.

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62.3. The registration form for a citizen abroad to participate in the election shall contain the following information:

62.3.1. His / her name and patronymic;

62.3.2. Date of birth, age and sex;

62.3.3. National passport and registration number;

62.3.4. The date of the last crossing of the border of Mongolia;

62.3.5. Address of the last place of residence in the country;

62.3.6. Address of current residence.

62.4. When registering a citizen abroad, a branch commission shall issue a list of voters abroad in paper and electronic form in accordance with the form approved by the state administrative body in charge of state registration.

62.5. The branch commission shall submit the list of voters abroad to the Central Commission within two days from the date of completion of the registration of citizens abroad.

62.6. The Central Commission shall submit the list of voters abroad abroad submitted by all branch commissions to the state administrative body in charge of state registration within two days.

62.7. The state administrative body in charge of state registration shall remove the names of voters registered to vote abroad from the list of voters registered in Mongolia and notify the authorized official of the state registration authority working at the polling station.

62.8. If the name of a voter registered to vote abroad is temporarily removed from the voter list in accordance with this law, no further deletion shall be made.

62.9. The state administrative body in charge of state registration shall check the list of voters abroad based on the state database of civil registration and remove the names of voters with violations.

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63.1. The organization scheduled to hold extraordinary, repeat and by-elections shall submit this decision to the state administrative body in charge of state registration within three working days through the state registration authority of the aimag or district.

63.2. The state administrative body in charge of state registration shall, based on the decision of the competent authority to conduct extraordinary, re-run and by-elections, from the date of submission of the decision to the state registration body to the end of the polling day. suspended at the level of the unit's administrative unit.

63.3. The state administrative body in charge of state registration shall post the voter list on its website after receiving the decision on conducting the election from the competent authority and provide access to the information related to it in the voter list.

63.4. The state administrative body in charge of state registration shall make an additional mark “temporarily removed” in the list of extraordinary and by-election voters based on the information provided in accordance with Articles 61.8.1-61.8.5 of this Law.

63.5. The state administrative body in charge of state registration shall reflect the changes specified in Article 61.12 of this Law in the list of extraordinary and by-election voters posted on the website, make it in each polling station and submit it electronically to aimag and capital city state registration offices.

63.6. Aimag and capital city state registration branches shall submit the list of voters for extraordinary and by-elections to the polling station unit at least 15 days prior to the polling day.

63.7. When conducting re-election as specified in Article 8.6 of this Law, the list of voters submitted by the state registration office in aimags and the capital city for regular, extraordinary and by-elections shall be used.

Article 64. Related to the voter list

grievance redressal procedures

64.1. If the name of a voter or a member of his / her family is not registered or incorrectly registered in the voter list, he / she shall file a complaint on behalf of himself / herself and his / her family member in writing to the relevant state registration authority at least 14 days prior to polling day.

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64.5. An employee of an election organization who violates Articles 64.2-64.4 of this Law shall be fined in togrogs equal to six to eight times the minimum monthly wage.

Article 65. Voter transfer

A voter shall vote in the part of his / her permanent residence.

65.2. If a voter transfers, he / she shall submit his / her request in writing to the polling station of his / her permanent residence at least 14 days prior to the polling day and the polling station shall notify the relevant state registration authority.

65.3. If a voter has transferred, a mark “Transferred” shall be made after the name of the voter in the voter list.

65.4. If a voter has transferred, he / she shall submit his / her transfer ballot to the polling station of the place of transfer at least ten days prior to the polling day and deliver it to the relevant state registration office of the polling station.

65.5. The transferred voter shall be registered in the voter list of the respective constituency.

65.6. The transfer of a voter shall be stopped 14 days before the polling day.

65.7. It shall be prohibited to make a voter transfer within aimags and the capital city.

65.8. The transferred voter shall vote only in the State Great Hural and Presidential elections.

65.9. An election official who violates Articles 65.7 and 65.8 of this Law shall be fined in togrogs equal to six to eight times the minimum monthly wage.

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only to regular elections of local elections.

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CHAPTER NINE
ELECTION CAMPAIGN

SUB-CHAPTER
ONE GENERAL PROVISIONS

Article 67. Election platform

67.1. Parties, coalitions and independent candidates participating in elections shall have an election platform.

67.2. A candidate for the Presidential election shall have an election platform that defines his / her ideology within the powers of the President specified in the law.

67.3. It is prohibited for a candidate from a party or coalition to have an independent election platform other than the election platform of the party or coalition.

67.4. It is prohibited to include the following in the election platform:

67.4.1. To grant rights related to money, property and property;

67.4.2. To provide citizens with any endowment, share and other similar items from the income of mining, oil, mineral resources and other sectors, as well as from the state and local budgets;

67.4.3. To cancel and convert loan and other liabilities;

67.4.4. To provide services to citizens free of charge or at a discounted price;

67.4.5. To mediate and employ in the workplace;

67.4.6. Issues related to distribution and direct spending of state and local budget funds to citizens;

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Article 68. Election campaign

Unless otherwise provided in this law, the election campaign shall start eighteen days before the polling day and end one day before the polling day.

68.2. A candidate for the Presidential election shall start the election campaign twenty days before the polling day and end it one day before the polling day.

68.3. Election campaign shall be conducted in the following ways and forms:

68.3.1. To publish election campaign materials and distribute them to voters;

68.3.2. To place election campaign posters on public streets and squares;

68.3.3. To place the party flag in the streets and squares unless otherwise provided by law;

68.3.4. To hold meetings, conferences and gatherings with voters;

68.3.5. To operate a kiosk;

68.3.6. To use radio and television advertising programs;

68.3.7. To use the website.

68.4. A candidate for the Presidential election may use the flag of the nominated party for his / her advertisement.

68.5. Announcements and invitations sent to voters regarding election campaign meetings and donations shall not be included in election campaign printed materials. Announcements and invitations should not exceed the size of A5 paper.

68.6. Election campaigning shall be stopped 24 hours before the polling day or before 00.00 on the day before the polling day.

68.7. At the bottom of any election campaign material, the source of the subscriber must be indicated and the name of the subscriber must not be abbreviated in a clearly visible manner. This applies to the entire duration of the television program.

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monthly wage.

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68.11. The license of a media organization that violates Articles 68.6 and 68.7 of this Law shall be suspended for up to six months from the date of the violation based on the conclusion of the state administrative body in charge of fair competition.

Article 69. Use of vehicles in election campaign

69.1. During the election campaign, a person authorized to conduct election campaign may use a vehicle.

69.2. The registration number of the vehicle to be used for the election campaign shall be registered with the aimag or district election committee, a unified identification mark shall be obtained and pasted in the lower right corner of the windshield of cars and buses and on the right side of the fuel tank of mopeds and motorcycles.

69.3. The Central Election Authority shall approve the design of vehicle identification marks to be used for election campaigning.

69.4. It shall be prohibited to use unmarked vehicles, buses, mopeds, motorcycles and other vehicles approved by the Central Election Authority for election activities and campaigning.

69.5. Campaign leaflets, posters and slogans may be placed on vehicles used in election campaigning.

69.6. It is prohibited to use vehicles that have not been registered with the election committee and have not received a badge for election campaigning, as well as to place election campaign leaflets, posters and slogans.

69.7. The following fines shall be imposed for violation of Articles 69.4 and 69.6 of this Law:

69.7.1. Togrogs equal to twenty one to twenty six times the minimum monthly wage for a candidate or party coalition;

69.7.2. In the amount of six to eight times the minimum monthly wage for a candidate, party or coalition election manager, aide, agitator or election

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70.1.3. To provide any service free of charge or at a discount;

70.1.4. To organize and sponsor public sports competitions, contests, festivals, art performances, receptions, banquets, banquets, paid puzzles, gambling and gambling;

70.1.5. To organize and participate in trips of voters abroad and domestically, to rest and sanatorium;

70.1.6. To organize any form of selection for the purpose of determining political rank, slander others and disseminate false information using mass media, electronic space and text messages;

70.1.7. To conclude a contract or enter into a transaction to provide money and goods with one's own and other's funds in the future;

70.1.8. To receive promises such as endowment, share, shares, job placement and employment.

70.2. It shall be prohibited for any person to conduct polls on parties and candidates, publish and disseminate such information using all types of media during the week before the polling day.

70.3. Persons other than the election headquarters, its staff, managers, aides and agitators shall be prohibited from conducting election campaigning.

70.4. A political civil servant may participate in the election campaign.

70.5. A person authorized to conduct an election campaign shall be prohibited to perform the following actions and activities during the election campaign: 70.5.

70.5.1. To conduct election campaign in methods and forms other than those specified in this law;

70.5.2. To conduct election campaign during periods other than those permitted;

70.5.3. To organize and sponsor all types of services other than those permitted by this law for the purpose of attracting voters;

70.5.4. To make a commitment to implement any objectives and measures not reflected in the election platform, and to use any actions of such content in the election campaign;

70.5.5. To carry out investment quality works and services with state and other property funds;

To use loudspeakers after 70.5.6.23.00 until 07.00 in the afternoon;

70.5.7. To conduct advertisements calling for refusing to participate in elections and violating election and other legislation;

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70.5.14. To promise or grant material and non-material benefits to voters for the purpose of attracting voters;

70.5.15. To include in its election platform promises to distribute state and local budget funds to citizens and to spend them directly, and to disseminate them among voters orally and in other forms;

70.5.16. To carry out any other actions and activities aimed at purchasing voters' votes;

70.5.17. To conduct election campaigning at state and local self-governing bodies, state and locally owned legal entities, state and locally owned legal entities, humanitarian, charitable and religious organizations, polling stations and workplaces of election organizations; 70.5.17.

70.5.18. To publish, distribute, publish and broadcast election campaign materials without mentioning the source;

70.6. Religious activities shall not be considered as the use of activities to explain to voters the freedom of religion or non-religion, the relationship between the state and churches, and policies and concepts on religion included in the election platform.

70.7. It is prohibited for any media organization to make a promise or conclude a contract to publish or not publish all kinds of news and information about any party participating in the election during the election campaign.

70.8. If it is established by a court decision that a person has disseminated, published or disseminated false or misleading information about a party, coalition or candidate participating in elections, the guilty person shall reimburse the funds spent on the election.

70.9. It shall be prohibited to conduct election campaign until the end of re-polling and additional voting.

70.10. It shall be prohibited to intentionally destroy or pollute election campaign posters, posters and other campaign materials.

70.11. Parties, coalitions and candidates shall be prohibited from receiving direct, indirect advice, assistance and support from foreign citizens and legal entities during the election campaign.

70.12. The chairman of a party or coalition, as well as a candidate shall be prohibited from participating in independent non-campaign programs, programs and interviews from the beginning of the election campaign until the end of voting.

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70.15.1. Togrogs equal to the minimum monthly wage for a citizen;

70.15.2. Togrogs equal to eleven to sixteen times the minimum monthly wage for a legal entity;

70.15.3. Togrogs equal to six to eight times the minimum monthly wage for a media organization employee.

70.16. The following fines shall be imposed for acts or omissions that violate Articles 70.1.6, 70.2 and 70.7 of this Law:

70.16.1. In togrogs equal to eleven to sixteen times the minimum monthly wage for a legal entity;

70.16.2. Togrogs equal to six to eight times the minimum monthly wage for an employee of a media organization.

70.17. The license of a media organization that violates Articles 70.1.6 and 70.7 of this Law shall be suspended for up to six months from the date of the violation based on the conclusion of the state administrative body in charge of fair competition.

70.18. The Communications Regulatory Commission shall suspend access to the website that violates Article 70.1.6 of this Law for a period of six months based on the conclusion of the state administrative body in charge of fair competition.

Article 71. Reporting election campaign violations

A voter may notify the police of the distribution of cash and other items to a voter with documents.

71.2. If a person who illegally distributed money or items to a voter is held administratively or criminally liable, the Central Election Authority shall provide a monetary reward equal to twenty times the value of cash and goods distributed to the citizen who reported the violation and compensate the guilty person.

SUB-CHAPTER TWO
AUTHORIZED ELECTION CAMPAIGNERS

Article 72. Election headquarters

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~~72.4. The election headquarters of a candidate for the State Great Hural election shall also be responsible for the election campaign of the party or coalition in the constituency, and the local branches of the nominated party or coalition shall assist in the operation of the election headquarters.~~

/ This part was amended according to the law dated May 05, 2016 /

/ This part was repealed by the law dated December 20, 2019 /

72.5. It is prohibited for two or more independent candidates to form an election headquarters.

~~72.6. In case a constituency has many mandates, two or more candidates of the majority election system may jointly establish one election headquarters. In this case, these candidates will jointly lead the election headquarters.~~

/ This part was annulled by the law in 5 May 2016 /

~~72.7. A candidate of the proportional electoral system may establish a candidate's election headquarters together with a candidate of the majority electoral system. In this case, the candidate of the majority electoral system will lead the election headquarters.~~

/ This part was annulled by the law in 5 May 2016 /

~~72.8. If the State Great Hural elections are conducted in accordance with the proportional electoral system, a party or coalition election headquarters may be established in each aimag and district. In this case, the election headquarters shall be headed by a candidate accredited by the chairman of a party or coalition or a similar official.~~

/ This part was annulled by the law in 5 May 2016 /

72.9. The central election headquarters of a party or coalition shall use the seal of the party or coalition and the election headquarters of the candidate shall not use a specific seal.

72.10. A candidate who violates Article 72.5 of this Law shall be fined in togrogs equal to twenty one to twenty six times the minimum monthly wage.

Article 73. Management of election headquarters

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specified in this Law: 73.2.

73.2.1. A national candidate or his / her authorized manager;

73.2.2. An assistant who has issued a candidate's power of attorney at the aimag or district level.

73.3. The election headquarters of a local khural shall be managed and organized by a candidate or his / her power of attorney by a manager, who shall exercise the rights and responsibilities specified in this law.

Article 74. Composition of the election headquarters of a party or coalition

74.1. The composition of the election headquarters of a party or coalition shall include the chairman of the party or coalition and its equivalent, as well as its staff.

74.2. The ID card of the election headquarters of a party or coalition shall be issued by the central election authority.

Article 75. Composition of a candidate's election headquarters

75.1. In addition to the candidate, his / her manager, aide and agitator shall be included in the election headquarters of the candidate.

75.2. A candidate shall have one manager authorized by him / her, no more than one assistant for every 500 voters and no more than one agitator for every 200 voters.

75.3. Identification cards of a candidate's manager, aide and agitator shall be issued by the respective level aimag, capital city, soum and district election committees during the local khural elections.

/ This part was amended according to the law dated December 20, 2019 /

75.4. The ID card of a candidate's manager and assistant shall be issued by the central election authority, and the ID card of an agitator shall be issued by the

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Article 76. Guarantees of election campaign activities

76.1. A person authorized to conduct election campaign shall have the following rights in addition to those specified in this Law:

76.1.1. To explain the election platform through mass media;

76.1.2. To express his / her opinion freely;

76.1.3. To conduct election campaign;

76.1.4. To obtain necessary information and inquiries from relevant organizations in accordance with relevant procedures.

76.2. The following criminal cases may not be conducted in relation to a candidate without the permission of the election authority, except in case of committing a crime or arrest at the crime scene with evidence of a crime: 76.2.

/ This part was amended according to the law dated May 18, 2017 /

76.2.1. To prosecute or initiate a criminal case;

76.2.2. Arrest;

76.2.3. Compulsory submission;

/ This part was amended according to the law dated May 18, 2017 /

76.2.4. Detention;

76.2.5. To inspect premises, offices, vehicles and their bodies.

76.3. It shall be prohibited to dismiss a candidate on the initiative of the administration from the day of registration until the election results are announced.

76.4. It is prohibited to slander, insult, defame a candidate, disclose his / her personal and correspondence secrets.

76.5. A legal entity that violated Article 76.3 of this Law shall be increased by eleven to sixteen times the minimum monthly wage, and any person who violated Articles 76.2 and 76.4 shall be increased by six to eight times the minimum monthly wage. the fine.

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77.1.2. Parties and coalitions.

77.2. The election headquarters of a candidate or a candidate shall have the right to distribute printed election campaign materials to voters not exceeding the following forms and amounts: 77.2.

77.2.1 pages of three newspapers;

77.2.2. Three printed pages of the magazine;

77.2.3. Two leaflets and posters;

77.2.4. Two printed pages of the candidate's biography;

77.2.5. Report on three printed pages.

77.3. The election headquarters of a party, coalition or party or coalition participating in elections shall have the right to distribute printed election campaign materials to voters not exceeding the following forms and amounts: 77.3.

77.3.1. Four printed pages of a newspaper or magazine introducing the election platform;

77.3.2. Other election campaign materials with three printed pages.

77.4. Candidates of one party or coalition, as well as candidates, nominated parties and coalitions may jointly publish election campaign printed materials in a unified manner.

77.5. If the printed materials of the election campaign are unified, each page shall be intended for the election campaign of a particular candidate, party or coalition.

77.6. Irrespective of the size and form of election campaign printed materials, the names of candidates, parties, coalitions or their election headquarters that published the printed materials shall be mentioned under each page and the election headquarters management shall be responsible.

77.7. In addition to distributing posters and leaflets to voters, they may be placed free of charge in the following places: 77.7.

77.7.1. Dedicated bulletin board;

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77.11. “One printed page” means eight pages of A4 paper.

77.12. The total amount of election campaign materials shall be calculated as the sum of printed materials distributed to voters.

77.13. In the event that a President or a representative of a local khural is nominated, their work report shall not be considered as part of the election campaign materials.

/ This part was amended according to the law dated December 20, 2019 /

77.14. Advertising printed materials may be delivered by election staff or agitators or by mail.

77.15. It shall be prohibited to illegally destroy or pollute election campaign posters and leaflets placed in the streets and squares.

77.16. The election organization of a party or coalition may compile and publish the profiles, biographies and platforms of parties, coalitions and candidates nominated in the given constituency and deliver them to voters.

77.17. Advertising materials to be published in daily and other newspapers and magazines shall be within the scope specified in Articles 77.2.1 and 77.2.2 of this Law.

77.18. The following fines shall be imposed for violation of Article 77.9 of this Law:

77.18.1. Togrogs equal to twenty one to twenty six times the minimum monthly wage for a candidate, party or coalition;

77.18.2. Togrogs equal to six to eight times the minimum monthly wage for election managers, aides and agitators.

77.19. Any person violating Article 77.15 of this Law shall be fined in togrogs equal to six to eight times the minimum monthly wage.

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78.4. Billboards frequently used for business purposes and their space shall not be used for election campaign posters.

78.5. Election campaign boards shall not be placed in buildings, structures and facilities other than the election headquarters and agitation center.

78.6. Election campaign boards shall have the following types:

78.6.1. Of the candidate;

78.6.2. Parties and coalitions.

78.7. Candidates and parties and coalitions shall have the right to place their billboards in each polling station without any number limit.

78.8. Candidates of one party or coalition, as well as candidates, nominated parties and coalitions may jointly produce one billboard, in which case they shall be jointly and severally liable.

78.9. The name of the person who ordered it shall be indicated on the picture board.

78.10. It shall be prohibited to illegally destroy, damage or pollute election campaign boards.

78.11. Any person violating Article 78.10 of this Law shall be fined in togrogs equal to six to eight times the minimum monthly wage.

Article 79. Use of party flag in election campaign

79.1. The election headquarters of a party, coalition or party or coalition, and the election headquarters of a candidate or candidate shall have the right to use the party flag, which is the party's symbol, during the election campaign.

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80.2. The Governor of the respective level shall be obliged to support the organization of election campaign meetings, conferences and gatherings and to treat the election participants equally.

80.3. The following organizations and legal entities shall be obliged to provide and use the cultural center, sports, conference and other premises and halls owned by them for election meetings, conferences and gatherings free of charge:

80.3.1. State and local self-governing bodies;

80.3.2. State and locally owned legal entities;

80.3.3. A legal entity with 51 percent or more of state and local ownership.

80.4. A legal entity that violates Article 80.3 of this Law shall be fined in togrogs equal to eleven to sixteen times the minimum monthly wage.

Article 81. Operation of an agitation center

81.1. Candidates and parties, coalitions and their election headquarters shall operate no more than two polling stations in each polling station.

81.2. The agitation center of a candidate and the party or coalition that nominated him / her shall be together.

81.3. The agitation center shall be operated for the following purposes:

81.3.1. To explain and present the election platform;

81.3.2. To distribute election campaign materials to voters;

81.3.3. To organize meetings and conferences.

Article 82. Use of radio and television in election campaign

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82.5. The total duration of a paid advertising program shall not exceed one hour / 60 minutes / per day.

82.6. Not more than twenty-five percent (15 minutes) of the total airtime / 60 minutes / of a paid advertising program shall be allocated to one party, coalition or one candidate.

82.7. Payment for advertising program shall not exceed the average payment for the last six months of the radio or television advertisement.

82.8. If a radio or television station that broadcasts a national or capital city program broadcasts an advertisement program, it shall submit a notice on broadcasting an election campaign together with the following documents to the Central Election Commission at least 30 days prior to the polling day: 82.8.

82.8.1. Detailed schedule for conducting advertising program;

82.8.2. An agreement to broadcast at least three advertisements made during the last six months;

82.8.3. Information on the average price for broadcasting the election campaign.

82.9. If a radio or television station broadcasting in an aimag or soum broadcasts an advertisement program, it shall submit to the aimag election committee a notification on broadcasting an election campaign together with the following documents at least 20 days prior to the polling day:

82.9.1. Detailed schedule for conducting advertising program;

82.9.2. An agreement to broadcast at least three advertisements made during the last six months;

82.9.3. Information on the average price for broadcasting the election campaign.

82.10. Television and radio stations that have submitted to the election authority a notice to broadcast an election campaign together with other documents in accordance with the procedures set forth in this Article shall have the right to broadcast the election campaign.

82.11. It shall be prohibited to broadcast election campaigning on television and radio that have not submitted the announcement on election campaigning together with other documents.

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82.15. Programs and programs on political debates shall not be included in election campaign programs, but at least four representatives of non-one party, as well as several independent candidates or different parties and coalitions shall participate in such programs and programs.

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82.16. It shall be prohibited to transfer the schedule and time of advertising programs to other parties, coalitions and candidates, or to organize any kind of selection for the purpose of determining political ranking on radio and television.

82.17. The Central Election Authority and the Communications Regulatory Commission shall jointly approve and enforce the procedure for broadcasting and monitoring the election campaign on radio and television in accordance with this law.

82.18. The Communications Regulatory Commission shall monitor the election campaign broadcast on radio and television and may take measures to prevent violations specified in this Law and to stop violations immediately in cooperation with the police, election administration and specialized non-governmental organizations.

82.19. Radio and television broadcasters violating the rules set forth in this law for broadcasting election campaigns shall be warned once, and in case of repeated violations, the organization that issued the permit shall suspend its activities until the polling day.

82.20. A legal entity that violates Articles 82.5, 82.6, 82.12, 82.15, 82.16 and 82.17 of this Law shall be fined in togrogs equal to eleven to sixteen times the minimum monthly wage.

82.21. The license of a media organization that violates Articles 82.5, 82.12, 82.13 and 82.17 of this Law shall be suspended for up to six months from the date of the violation based on the conclusion of the Communications Regulatory Commission.

Article 83. Use of Internet environment in election campaign

83.1. Candidates, parties, coalitions or their election headquarters may launch an election campaign website for the election campaign.

83.2. In case of conducting an election campaign on a website other than the election campaign website, only the address of the election campaign website, name of the party, coalition, candidate and election slogan shall be advertised on that website.

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the minimum wage.

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83.7. If it is not possible to identify a media organization employee or any person who violated Article 83.4 of this Law, the Communications Regulatory Commission shall restrict access to the website from Mongolia until the end of the election period.

CHAPTER TEN
BALLET SHEET

Article 84. Ballot paper

84.1. A ballot paper shall be the main document for voters to express their votes and tabulate election results and shall meet the following requirements:

84.1.1. In terms of content, writing and form, it shall be easy and clear for voters to express their opinions;

84.1.2. Contains brief instructions on how to mark the vote.

84.2. The following ballot papers shall be available:

~~84.2.1. Ballot papers for the State Great Hural election;~~

/ This part was repealed by the law dated December 20, 2019 /

84.2.2. Ballot papers for the Presidential election;

84.2.3. Aimag and capital city Khural election ballot papers;

84.2.4. Soum and district khural election ballot papers.

84.3. Ballot papers conducted together shall be printed on one page. In this case, the ballots for each election shall be interpreted independently.

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~~84.4. Ballot papers conducted in combination shall be interpreted independently for each majority and proportional share.~~

/ This part was annulled by the law in 5 May 2016 /

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84.8. Party and coalition logos may be placed next to the party name and candidate's name.

84.9. The organization that originally registered the ballot paper shall be responsible for the accuracy of the information on the name of the candidate, party or coalition to be written on the ballot paper.

84.10. Ballot papers shall have special secrecy and have a unified number at the aimag and district level.

84.11. The design and number of ballot papers for the given election shall be approved by the central election authority and published.

84.12. The election committee of the respective aimag, capital city, soum and district shall publish the ballot papers for the local khural election other than the regular election.

84.13. The Central Election Authority shall manage the delivery of ballot papers to the polling station at least three days prior to the polling day.

84.14. Ballot papers that do not meet the requirements other than the approved sample shall be invalid and it shall be prohibited to vote or cast ballots with invalid ballots.

84.15. The following fines shall be imposed for violation of Article 84.14 of this Law:

84.15.1. Togrogs equal to eleven to sixteen times the minimum monthly wage of any person;

84.15.2. Togrogs equal to six to eight times the minimum monthly wage for an election official.

Article 85. Sequence of writing the names of parties, coalitions and candidates on the ballot paper

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~~85.1. The parties, coalitions, their candidates and other candidates shall be written on the ballot paper of the State Great Hural election in the following order:~~

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85.3. If several parties with seats in the State Great Hural jointly nominate candidates for the Presidential election, the number of seats won by the party with the largest number of seats shall be taken into account.

85.4. Unless otherwise provided in this law, the party, its candidate and other candidates shall be written on the ballot paper of the local khural election in the order in which it is written on the ballot paper of the State Great Hural election.

85.5. If a party did not participate in the local khural election, the candidates shall be written on the ballot paper in the order of the time the candidate submitted his / her documents.

Article 86. Printing, protection and storage of ballot papers

86.1. The police shall be responsible for the protection of the printing, storage and delivery of ballot papers and the body in charge of intelligence shall supervise.

86.2. The security of ballot papers shall be divided into:

86.2.1. Until the polling day;

86.2.2. From the beginning of polling until the counting of votes;

86.2.3. After the vote count is completed.

86.3. After the end of the voting, the ballot papers containing the information on the election results shall be sealed in order to ensure the accuracy and security of the information contained in the ballot paper and shall be kept in the aimag and capital city archives without unsealing.

86.4. Sealed ballot papers stored in the archives may be opened only in accordance with a court decision in the presence of a representative of the central election authority and at least two third party witnesses.

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Article 87. Place and time of polling

Voters' votes shall be taken at the polling station from 07.00 to 22.00 Ulaanbaatar time on the polling day.

87.2. The polling station shall announce the polling day, time and place of voters to the public within 14 days prior to that day.

87.3. Soum and district governors of the respective polling station shall be obliged to prepare the following items required for polling at least five days prior to the polling day in accordance with the instructions approved by the Central Election Authority: 87.3.

87.3.1. Polling station;

87.3.2. A polling booth required for secret ballot (assuming one for every 300 voters);

87.3.3. Booths required for voters to cast their ballots by secret ballot in a sealed portable ballot box;

87.3.4. Fixed and portable sealed ballot boxes;

87.3.5. A screen for showing the photos in the voter registration to the public and observers;

87.3.6. Other items specified in the legislation.

87.4. There shall be one special purpose Braille folder for each visually impaired voter to read the ballot paper and mark the ballot.

87.5. A polling station shall have at least two polling booths, depending on the number of voters in the polling station, which shall allow voters to express their votes secretly and freely, and each polling station shall be equipped with at least one booth for people with disabilities.

87.6. Polling station shall be provided with access for wheelchair voters.

87.7. Several polling stations may be located in one building or complex.

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87.11. After receiving the ballot paper at the polling station, the polling station shall be taken under police protection.

87.12. An election official who violates Articles 87.8 and 87.9 of this Law shall be fined in togrogs equal to six to eight times the minimum wage, and a Governor who violates Article 87.3 shall be fined in togrogs equal to six to eight times the minimum monthly wage.

Article 88. Place and time of polling of citizens abroad

Votes of voters abroad shall be collected at the polling station designated by the branch commission on the polling day set by the State Great Hural and from 07.00 to 22.00 local time in that country.

88.2. The branch commission shall announce the polling day, time and place to voters abroad before that day.

88.3. The head of the diplomatic mission of Mongolia in the respective country shall be responsible for preparing the premises, stationary and sealed ballot boxes with the number of booths required for secret ballot from the voter three days prior to the polling day.

88.4. A sufficient number of ballot booths shall be provided at the polling station to ensure the possibility of secret and free expression of votes by voters.

88.5. Votes of voters abroad shall be collected on the basis of ballot papers published by the Central Election Authority.

88.6. The Central Election Authority shall seal the ballot paper together with the envelope and deliver it to the branch commission through the Central Commission at least three days prior to the polling day for voters abroad.

88.7. The branch commission shall receive the ballot paper and make a note and sign it.

88.8. The branch commission shall seal and store the ballot papers in a place that prevents exposure to fire, water and sudden danger

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89.1. At 07.00 on the polling day, the polling station staff, in the presence of voters' representatives and observers, shall perform the following operations in the following order and make notes: 89.1.

89.1.1. To report the number of voters registered in the voter list of the respective section, including the number of voters who cast their ballots in sealed mobile ballot boxes;

89.1.2. To report the index and number of the ballot paper;

89.1.3. To report the number of ballots received and spent on polling in sealed mobile ballot boxes, of which one ballot paper was canceled due to incorrect registration of votes by a voter when voting by mobile sealed ballot box, as well as lost, destroyed or remaining ballots;

89.1.4. To open and display all ballot boxes except for portable sealed ballot boxes, to seal, seal and make the counting equipment ready for polling;

89.1.5. When opening a portable sealed ballot box and placing ballot papers of voters who cast their ballots in a sealed mobile ballot box into the counting machine / ballot box /, the authorized official of the state registration authority shall issue the voter registration card by the voter registration number.

89.2. Voting of voters shall begin after the completion of the pre-polling process.

89.3. A voter who came to the polling station to vote shall have his / her fingerprints checked by an authorized official of the state administrative body in charge of state registration at the polling station. and, if there are no violations, a voter registration form will be issued.

89.4. In the case of an automatic fingerprint checker that does not work or is unable to work, as well as in the case of a disabled voter, the voter's registration card may be issued by checking the ID card information against the voter list.

89.5. A voter shall double-check the transfer list of the transferred voter in accordance with the transfer procedure and issue a voter registration card.

89.6. A ballot paper shall be issued to a voter who has received a voter registration card.

89.7. The voter who received the ballot paper shall sign the voter list.

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89.8. The General Election Commission shall publish the list of candidates for parties and coalitions in the respective electoral districts in the order submitted by the

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opportunity to vote.

89.12.Энэ хуулийн 89.10-д заасныг зөрчсөн үйлдэлд доор дурдсан торгууль ногдуулна:

89.12.1.нам, эвслийн сонгуулийн менежер, шадар туслагч, ухуулагчид нэг сарын хөдөлмөрийн хөлсний доод хэмжээг зургаагаас найм дахин нэмэгдүүлсэнтэй тэнцэх хэмжээний төгрөгийн;

89.12.2.бусад этгээдэд нэг сарын хөдөлмөрийн хөлсний доод хэмжээг зургаагаас найм дахин нэмэгдүүлсэнтэй тэнцэх хэмжээний төгрөгийн.

89.13.Энэ хуулийн 89.1, 89.2, 89.3, 89.5, 89.7, 89.9-д заасныг зөрчсөн сонгуулийн байгууллагын ажилтныг нэг сарын хөдөлмөрийн хөлсний доод хэмжээг зургаагаас найм дахин нэмэгдүүлсэнтэй тэнцэх хэмжээний төгрөгөөр торгоно.

90 дүгээр зүйл.Зөөврийн битүүмжилсэн саналын хайрцгаар

санал авах ажиллагаа

90.1.Дараах сонгогчийн саналыг түүний хүсэлт, эмнэлгийн магадлагаа, эсхүл холбогдох байгууллагын тодорхойлолтыг үндэслэн зөөврийн битүүмжилсэн саналын хайрцгаар санал авах өдрийн өмнөх өдөр 09.00-20.00 цагийн хооронд авна:

90.1.1.эрүүл мэндийн байдлын улмаас санал авах байранд өөрийн биеэр хүрэлцэн ирж чадахгүй;

90.1.2.Дайчилгааны тухай хуульд заасны дагуу нийтийн дайчилгаанд хамрагдан ажиллаж байгаа;

90.1.3.захиргааны зөрчлийн улмаас баривчлагдсан, албадан саатуулагдсан, таслан сэргийлэх арга хэмжээ авагдсан;

90.1.4.байцаан шийтгэх албадлагын арга хэмжээний улмаас баривчлагдсан, цагдан хоригдсон;

90.1.5.санал авах ажиллагааг зохион байгуулж байгаа сонгуулийн байгууллагын ажилтан, цагдаа, иргэний бүртгэлийн байгууллагын итгэмжлэгдсэн төлөөлөгч, мэдээллийн технологийн даамал.

90.2.Эрүүл мэндийн байдлын шалтгаанаар зөөврийн битүүмжилсэн хайрцгаар санал өгөх сонгогч нь өөрийн эрүүл мэндийн талаарх эмчийн магадлагааг, зөөврийн битүүмжилсэн саналын хайрцгаар санал өгөх хүсэлтийн хамт санал авах өдрөөс таваас доошгүй хоногийн өмнө санал авах байранд хүргүүлнэ.

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оршин байгаа газарт нь очиж авна.

90.6.Зөөврийн битүүмжилсэн саналын хайрцгаар санал өгөх сонгогчдын нэрийн жагсаалтад ороогүй сонгогчийн саналыг зөөврийн битүүмжилсэн саналын хайрцгаар авахыг хориглоно.

90.7.Зөөврийн битүүмжилсэн саналын хайрцгаар санал өгөх сонгогчийн иргэний үнэмлэхийг нь шалгасны үндсэн дээр саналын хуудас олгоно.

90.8.Зөөврийн битүүмжилсэн саналын хайрцгаар санал авч байгаа газар дараах этгээд байхыг зөвшөөрнө:

90.8.1.санал авч байгаа газар нь иргэний орон байр бол тухайн иргэний гэр бүлийн гишүүн;

90.8.2.тухайн газар нь эмнэлэг болон түүнтэй адилтгах байгууллага бол хүнд өвчтөн;

90.8.3.ажиглагч.

90.9.Зөөврийн битүүмжилсэн саналын хайрцгаар санал авах ажиллагаанд хоёроос доошгүй, өөр өөр намын төлөөлөл бүхий ажиглагчийг оролцуулна.

90.10.Сонгогчийн саналыг зөөврийн битүүмжилсэн саналын хайрцгаар авах журмыг энэ хуульд нийцүүлэн сонгуулийн төв байгууллага батлан мөрдүүлнэ.

90.11.Энэ хуулийн 90.6, 90.7-д заасныг зөрчсөн сонгуулийн байгууллагын ажилтныг нэг сарын хөдөлмөрийн хөлсний доод хэмжээг зургаагаас найм дахин нэмэгдүүлсэнтэй тэнцэх хэмжээний төгрөгөөр торгоно.

91 дүгээр зүйл.Гадаад улсад байгаа иргэдийн санал авах ажиллагаа

91.1.Салбар комиссын бүрэлдэхүүн гадаад улсад байгаа иргэдийн санал авах өдрийн 07.00 цагт сонгогчдын төлөөллийг байлцуулан саналын хайрцгийг нээж харуулан, шалган битүүмжилж, лацадсаны дараа салбар комиссын дарга дараах мэдээллийг хийж тэмдэглэл хөтөлнө:

91.1.1.сонгогчдын нэрийн жагсаалтад бичигдсэн нийт сонгогчдын тоо;

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91.5.Энэ хуулийн 91.2, 91.3-т заасныг зөрчсөн сонгуулийн байгууллагын ажилтныг нэг сарын хөдөлмөрийн хөлсний доод хэмжээг зургаагаас наймдахин нэмэгдүүлсэнтэй тэнцэх хэмжээний торгоно.

ГУРАВДУГААР ДЭД БҮЛЭГ

СОНГОГЧ САНАЛ ӨГӨХ

92 дугаар зүйл.Санал авах байранд санал өгөх

92.1.Сонгогч санал авах байранд өөрийн биеэр ирж, саналаа биечлэн өгнө.

92.2.Сонгогчоос саналаа өгөхөд дараах зүйлийг хориглоно:

92.2.1.тухайн санал авах байранд саналаа өгөх эрхгүй гэдгээ мэдсээр байж санал өгөх;

92.2.2.өөр хүний бичиг баримт, эсхүл хуурамч бичиг баримт ашиглах зэргээр санал өгөх, санал өгөхийг оролдох;

92.2.3.тухайн санал авах байраас олгосноос өөр саналын хуудсыг санал өгөхөд ашиглах;

92.2.4.санал авах байранд гаднаас саналын хуудас авч орох, санал авах байрнаас саналын хуудас авч гарах;

92.2.5.саналын хуудаст тэмдэглэсэн саналаа болон бусад сонгогчийн саналыг баримтжуулан зураг авах, дүрс бичлэг хийх зэрэг үйлдэл хийх;

92.2.6.саналын хуудаст хийсэн тэмдэглэгээг бусдад харуулах;

92.2.7.аль нэг нэр дэвшигчийн төлөө санал өгөх, эсхүл өгөхгүй байхаар амлалт авах, мөнгө, эд зүйл шаардах, авах.

92.3.Сонгогч нь саналын хуудасны зааварт заасан тэмдэглэгээний дагуу өөрийн сонгохыг хүссэн нэр дэвшигчийн нэрийг тэмдэглэж саналаа өгнө.

/Энэ хэсэгт 2016 оны 5 дугаар сарын 5-ны өдрийн хуулиар өөрчлөлт оруулсан/

92.4.Сонгогч саналаа санал бэлтгэх бүхээгт нууцаар тэмдэглэнэ.

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өмнө энэ тухайгаа санал авах байранд мэдэгдэж, алдаатай саналын хуудсыг хураалгаж, дахин нэг удаа саналын хуудас авч саналаа өгч болно.

92.9.Санал тоолох техөөрөмж саналын хуудсыг таньж уншаагүй бол сонгогч энэ тухай санал авах байранд мэдэгдэж, уг саналын хуудсыг хураалгаж, дахин саналын хуудас авч саналаа өгч болно.

92.10.Санал авах байр хураалгасан саналын хуудасны баруун дээд өнцгийг хайчлан, тэмдэглэл хөтлөн хадгална.

92.11.Бие эрхтний согог, эрүүл мэндийн байдал, боловсролын түвшингээс шалтгаалан саналаа биечлэн өгөх чадваргүй сонгогч өөрийн итгэмжилсэн сонгуулийн эрх бүхий иргэний туслалцаатайгаар санал өгч болох ба сонгуулийн байгууллагын ажилтан, албан тушаалтан, ажиглагч нь итгэмжлэгдсэн хүн байж болохгүй.

92.12.Санал авах байр нь сонгогчийн саналаа нууцаар өгөх эрхэд нөлөөлөхгүйгээр санал авах ажиллагаа хуульд заасны дагуу явагдаж байгаа эсэхэд хяналт тавьж, зөрчил гарвал таслан зогсоох арга хэмжээ авна.

92.13.Санал авах өдөр ажиллаж байгаа сонгогчид тухайн байгууллагын захиргаа чөлөө олгож, түүнийг санал өгөх боломжоор хангах үүрэгтэй.

92.14.Сонгогчдыг сонгуульд идэвхтэй оролцуулах тодорхой арга хэмжээг сонгуулийн төв байгууллага авч хэрэгжүүлж болно.

92.15.Энэ хуулийн 92.10, 92.11-д заасныг зөрчсөн сонгуулийн байгууллагын ажилтныг нэг сарын хөдөлмөрийн хөлсний доод хэмжээг зургаагаас найм дахин нэмэгдүүлсэнтэй тэнцэх хэмжээний төгрөгөөр, 92.13-т заасныг зөрчсөн аливаа этгээдийг нэг сарын хөдөлмөрийн хөлсний доод хэмжээг зургаагаас найм дахин нэмэгдүүлсэнтэй тэнцэх хэмжээний төгрөгөөр торгоно.

92.16.Энэ хуулийн 92.2-т заасныг зөрчсөн иргэн, холбогдох бусад этгээдэд эрүүгийн хариуцлага хүлээлгэхээргүй бол 14 хоногийн хугацаагаар баривчлах захиргааны шийтгэл ногдуулна.

93 дугаар зүйл.Зөөврийн битүүмжилсэн саналын хайрцгаар санал өгөх

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94 дүгээр зүйл.Гадаад улсад байгаа иргэд санал өгөх

94.1.Сонгогч саналын хуудсыг дугтуйн хамт авч, санал бэлтгэх бүхээгт саналын хуудасны зааварт заасан тэмдэглэгээний дагуу өөрийн сонгохыг хүссэн нэр дэвшигчийн нэрийг тэмдэглэж саналаа өгнө.

/Энэ хэсэгт 2016 оны 5 дугаар сарын 5-ны өдрийн хуулиар өөрчлөлт оруулсан/

94.2.Сонгогч саналаа саналын хуудсанд тэмдэглэсний дараа саналын хуудсыг дугтуйд хийн битүүмжлэн саналын хайрцагт хийнэ.

94.3.Сонгогч саналын хуудсанд саналаа тэмдэглэхдээ алдаа гаргаж, саналын хуудсанд зааснаас өөр, буруу тэмдэглэл хийсэн бол саналын хуудсаа саналын хайрцагт хийхээс өмнө энэ тухайгаа салбар комисст мэдэгдэж, алдаатай саналын хуудсыг хүчингүйдүүлж, дахин нэг удаа саналын хуудас авч саналаа гаргаж болно.

94.4.Салбар комисс хүчингүйдүүлсэн саналын хуудасны баруун дээд өнцгийг хайчлан, тэмдэглэл хөтлөн хадгална.

94.5.Гадаад улсад байгаа сонгогч саналаа өгөхөд энэ зүйлд өөрөөр заагаагүй бол санал авах байранд санал өгөх журмыг баримтална.

94.6.Энэ хуулийн 94.4-т заасныг зөрчсөн сонгуулийн байгууллагын ажилтныг нэг сарын хөдөлмөрийн хөлсний доод хэмжээг зургаагаас найм дахин нэмэгдүүлсэнтэй тэнцэх хэмжээний төгрөгөөр торгоно.

ДӨРӨВДҮГЭЭР ДЭД БҮЛЭГ
САНАЛ АВАХ ҮЙЛ АЖИЛЛАГААНЫ ХЭВИЙН БАЙДАЛ

95 дугаар зүйл.Санал авах, тоолох төхөөрөмжийн хэвийн үйл ажиллагааг хангах

95.1.Санал авах, тоолох төхөөрөмжийн хэвийн үйл ажиллагаа, аюулгүй байдлыг сонгуулийн төв байгууллагын дэргэдэх мэдээллийн технологийн төвийн сургалтад хамрагдаж гэрчилгээ авсан мэдээллийн технологийн даамал /цаашид “даамал” гэх/ хариуцаж дараах үүргийг гүйцэтгэнэ:

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(976) -51 263602
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Law on Aimag, Capital City, Soum and District CHYT Elections
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96.1.1.согтуурдуулах үндэслэлээр үйлчлэх, худалдах;

96.1.2.соёл урлаг, үзвэр, спортын зэрэг олныг хамарсан аливаа арга хэмжээ зохион байгуулах;

96.1.3.гадаа болон бүтүү талбайд үйл ажиллагаа явуулдаг худалдаа, үйлчилгээний төв ажиллах.

АРВАН ХОЁРДУГААР БҮЛЭГ

САНАЛ ХУРААЛТЫН ДҮН ГАРГАХ, НЭГТГЭХ ҮЙЛ АЖИЛЛАГАА

НЭГДҮГЭЭР ДЭД БҮЛЭГ

САНАЛ ТООЛОХ

97 дугаар зүйл.Санал тоолох

97.1.Хэсэгт санал тоолох ажиллагааг санал авах ажиллагаа дуусмагц эхэлж, ажиглагч, хэвлэл мэдээллийн байгууллагын төлөөлөгчийг байлцуулан ил тод, нээлттэй явуулна.

97.2.Санал авах байр санал тоолох ажиллагааг гүйцэтгэхээс өмнө дараах ажиллагааг хийн тэмдэглэл үйлдэнэ:

97.2.1.санал авах байранд болон зөөврийн битүүмжилсэн саналын хайрцгаар саналаа өгсөн сонгогчдын тоо нь сонгогчдод олгосон саналын хуудасны тоотой тохирч байгаа эсэхийг тулган шалгаж, тооцоо гаргах;

97.2.2.санал авахад зарцуулаагүй үлдсэн болон буруу тэмдэглэл хийснээс хураагдсан саналын хуудсыг тус тусад нь тоолж, баруун дээд өнцгийг нь хайчлан, энэ тухай тэмдэглэлд тусган битүүмжилнэ.

97.3.Санал авах байр санал тоолохын өмнөх ажиллагааг хийсний дараа саналыг тоолно.

97.4.Саналыг санал тоолох төхөөрөмжөөр тоолох бөгөөд санал тоолох төхөөрөмжөөс гарсан дүнгийн хуудас нь тухайн хэсгийн санал хураалтын дүн байна.

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97.8.Санал авах байр санал хуралтын дүнг дараах үзүүлэлтээр гаргана:

97.8.1.тухайн хэсэгт бүртгэгдсэн нийт сонгогчдын тоо;

97.8.2.санал өгсөн нийт сонгогчдын тоо;

97.8.3.нэр дэвшигч, бүрийн авсан хүчинтэй саналын тоо;

/Энэ заалтад 2016 оны 5 дугаар сарын 5-ны өдрийн хуулиар өөрчлөлт оруулсан/

97.8.4.нэр дэвшигч, бүрийн авсан хүчингүй саналын тоо.

/Энэ заалтад 2016 оны 5 дугаар сарын 5-ны өдрийн хуулиар өөрчлөлт оруулсан/

97.9.Сонгогч нэг ч нэр дэвшигчийн төлөө санал өгөөгүй бол хэнийг ч дэмжээгүй санал гэж үзэн тухайн сонгогчийг санал өгсөн сонгогчдын тоонд оруулан тоолох ба энэ тохиолдолд уг саналын хуудсыг хүчинтэй саналын хуудаст тооцно.

97.10.Санал авахад зарцуулсан болон зарцуулаагүй үлдсэн саналын хуудасны нийлбэр нь тухайн санал авах байр хүлээн авсан нийт саналын хуудасны тооноос зөрвөл санал авах байр шалтгааныг шалгаж тогтоох бөгөөд шаардлагатай гэж үзвэл саналын хуудсыг нэн даруй дахин тоолно.

97.11.Саналын хуудсыг нягтлан тоолоход саналыг тоолохгүй.

97.12.Саналын хуудас дахин тоолох үед зөрүү гарвал энэ тухай тэмдэглэл үйлдэж, саналын хуудас тоолоход оролцсон сонгуулийн байгууллагын бүрэлдэхүүн гарын үсэг зурна.

97.13.Санал хураалт дууссаны дараа сум, дүүргийн сонгуулийн хороо санамсаргүй сонголт /сугалах/-ын аргаар харьяа хэсгийн хорооноос 50 хүртэл хувийг сонгож 24 цагийн дотор техникийн тооллого хийнэ. Техникийн тооллогод сонгуульд оролцсон нам, эвсэл, нэр дэвшигчийн болон сонгогчдын төлөөллийг оролцуулна.

97.14.Техникийн тооллого хийх журмыг сонгуулийн төв байгууллага батална.

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98.1.Гадаад улсад байгаа иргэдийн санал тоолох ажиллагааг сонгуулийн төв байгууллага гүйцэтгэнэ.

98.2.Сонгуулийн төв байгууллага санал тоолох ажиллагааг өөрийн байранд санал авах өдрийн 22.00 цагт эхэлж, ажиглагч, хэвлэл мэдээллийн байгууллагын төлөөлөгчийг байлцуулан ил тод, нээлттэй явуулна.

98.3.Сонгуулийн төв байгууллага дараах ажиллагааг гүйцэтгэсний дараа битүүмжилсэн дугтуйнуудыг нээж, саналын хуудсыг санал тоолох төхөөрөмжид хийж саналыг тоолж санал хураалтын дүнг гаргана:

98.3.1.Комиссоос ирүүлсэн саналын хуудас бүхий битүүмжилсэн дугтуйн нийт тоо нь санал авахад олгосон саналын хуудасны тоотой тохирч байгаа эсэхийг тулган шалгаж, эцсийн тооцоо гаргах;

98.3.2.санал авахад зарцуулаагүй үлдсэн болон буруу тэмдэглэл хийснээс хураагдсан саналын хуудсыг тус тусад нь тоолох.

99 дүгээр зүйл.Санал болон саналын хуудсыг хүчингүйд тооцох

99.1.Дараах тохиолдолд саналыг хүчингүйд тооцно.

99.1.1.саналын хуудас хэвлэгдсэний дараа хуульд заасан үндэслэлээр нэр дэвшигчийн бүртгэлээс хасагдсан нэр дэвшигчийн төлөө өгсөн санал;

99.1.2.Монгол Улсын Ерөнхийлөгчийн сонгуульд нэгээс илүү нэр дэвшигчийн төлөө өгсөн санал;

99.1.3.аймаг, нийслэл, сум, дүүргийн хурлын сонгуульд тойрогт ногдсон мандатын тооноос илүү нэр дэвшигчийн төлөө өгсөн санал;

/Энэ заалтад 2019 оны 12 дугаар сарын 20-ны өдрийн хуулиар өөрчлөлт оруулсан./

~~99.1.4.нэгээс илүү нам, эвслийн төлөө өгсөн санал.~~

/Энэ заалтыг 2016 оны 5 дугаар сарын 5-ны өдрийн хуулиар хүчингүй болсонд тооцсон/

99.2.Сонгогч нэр дэвшигчийн төлөө санал өгөөгүй бол хэнийг ч дэмжээгүй санал гэж үзэн тухайн сонгогчийг санал өгсөн сонгогчдын тоонд оруулан тооцно.

/Энэ хэсэгт 2016 оны 5 дугаар сарын 5-ны өдрийн хуулиар өөрчлөлт оруулсан/

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Law on Parliamentary Elections
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Other laws

100 дугаар зүйл.Санал хураалтын дүнг хүргүүлэх

100.1.Санал авах байр санал тоолох төхөөрөмжөөс хэвлэсэн тухайн хэсгийн санал хураалтын дүнг уншиж сонсгосны дараа, санал тоолох төхөөрөмжөөс хэвлэсэн санал хураалтын дүнгийн хуудсанд санал авах байрын ахлах зохион байгуулагч гарын үсэг зурж, нэг хувийг сум, дүүргийн сонгуулийн хороонд, сум, дүүргийн сонгуулийн хороо нь аймаг, нийслэлийн сонгуулийн хороонд, аймаг нийслэлийн сонгуулийн хороо нь сонгуулийн төв байгууллагад тус тус нэн даруй хүргүүлнэ.

100.2.Санал авах байр санал тоолох төхөөрөмжөөс хэвлэсэн дүнгийн хуудсыг, саналын хуудасны зурган үзүүлэлтийн хамт нам, эвсэл, хамтарсан нам, нэр дэвшигчийн төлөөлөл, төрийн бус байгууллага тус бүрийн нэг ажиглагчид тухайн үед нь өгч болно.

100.3.Санал хураалтын дүнг хүлээн авсан сонгуулийн байгууллага өөрийн нутаг дэвсгэрийн хэмжээн дэх санал хураалтын дүнг нэгтгэж, нэгтгэсэн дүнг санал хураалтын дүнгийн хуудасны хамт дараагийн шатны сонгуулийн байгууллагад хүргүүлнэ.

100.4.Орон нутгийн хурлын сонгуулийн тухайд сум, дүүрэг, аймаг, нийслэлийн сонгуулийн хороо нь тухайн орон нутгийн хурлын сонгуулийн санал хураалтын нэгтгэсэн дүнг үндэслэн өөрөө бие даан сонгуулийн дүнг энэ хуульд заасан журмын дагуу гаргана.

100.5.Энэ хуулийн 100.1-д заасныг зөрчсөн сонгуулийн байгууллагын ажилтныг нэг сарын хөдөлмөрийн хөлсний доод хэмжээг зургаагаас найм дахин нэмэгдүүлсэнтэй тэнцэх хэмжээний төгрөгөөр торгоно.

101 дүгээр зүйл.Сонгуулийн бусад бичиг баримтыг хүргүүлэх

101.1.Санал авах байр саналын хайрцаг /санал тоолох төхөөрөмж/-аас гарсан саналын хуудас, хураагдсан саналын хуудас, зарцуулаагүй саналын хуудсыг тус тусад нь тоолон багцлан боож битүүмжлэн, сонгуулийн бусад баримт бичгийн хамт сум, дүүргийн сонгуулийн хороонд, сум, дүүргийн сонгуулийн хороо нь аймаг, нийслэлийн сонгуулийн хороонд хүргүүлнэ.

101.2.Энэ хуулийн 101.1-д заасныг зөрчсөн сонгуулийн байгууллагын ажилтныг нэг сарын хөдөлмөрийн хөлсний доод хэмжээг зургаагаас найм дахин нэмэгдүүлсэнтэй тэнцэх хэмжээний төгрөгөөр торгоно.

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102.1.2.санал авахад зарцуулаагүй үлдсэн болон өөр, буруу тэмдэглэл хийснээс хураагдсан саналын хуудсыг тус тусад нь тоолж, баруун дээд өнцгийг нь хайчлан, энэ тухай тэмдэглэлд тусган битүүмжлэх.

102.2.Салбар комисс санал авах ажиллагааны тухай тэмдэглэлийг хөтөлж бүх бүрэлдэхүүн гарын үсэг зурж тэмдэг дарах бөгөөд тэмдэглэлд дараах мэдээллийг тусгана:

102.2.1.сонгогчдын нэрийн жагсаалтад бүртгэгдсэн нийт сонгогчдын тоо;

102.2.2.саналын хуудас авсан сонгогчдын тоо;

102.2.3.саналын хуудас дахин авсан сонгогчийн тоо;

102.2.4.ажиглагчийн нэрс;

102.2.5.санал авах өдрийн үйл ажиллагааны талаарх мэдээлэл;

102.2.6.санал авсан газар, тухайн орон нутгийн он, сар, өдөр, цаг, минут.

102.3.Салбар комисс саналын хуудас болон тэмдэглэлийг Комиссын итгэмжлэгдсэн төлөөлөгчөөр дамжуулан Төв комисст хүргүүлнэ.

102.4.Энэ хуулийн 102.1-102.3-т заасныг зөрчсөн сонгуулийн байгууллагын ажилтныг нэг сарын хөдөлмөрийн хөлсний доод хэмжээг зургаагаас найм дахин нэмэгдүүлсэнтэй тэнцэх хэмжээний төгрөгөөр торгоно.

АРВАН ГУРАВДУГААР БҮЛЭГ

САНАЛ ХУРААЛТ ДАХИН ЯВАГДАХ

103 дугаар зүйл.Хэсэгт явуулсан санал хураалтыг хүчингүйд тооцох

103.1.Доор дурдсан зөрчил сонгуулийн дүнд ноцтойгоор нөлөөлөхөөр бол зөрчил гарсан хэсгийн санал хураалтыг хүчингүйд тооцно:

103.1.1.гамшиг болон аюул тохиолдсон зэрэг хүндэтгэн үзэх шалтгаангүй байхад урьд нь зарласнаас өөр байранд санал авсан;

/Энэ заалтад 2017 оны 02 дугаар сарын 02-ны өдрийн хуулиар өөрчлөлт оруулсан/

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103.2.3.зөөврийн битүүмжилсэн хайрцгаар авсан саналын хэмжээгээр.

103.3.Сонгуулийн дүнд ноцтойгоор нөлөөлөх гэдгийг санал хураалтын явцад гарсан зөрчил нь сонгуулийн дүнд илт нөлөөлөхүйц буюу сонгогдсонд тооцогдсон нэр дэвшигч ба түүний дараах нэр дэвшигчийн авсан саналын зөрүүтэй тэнцүү, эсхүл их байхыг ойлгоно.

103.4.Дараах байгууллага хэсгийн санал хураалтыг хүчингүйд тооцно:

103.4.1.Ерөнхийлөгчийн сонгуулийн тухайд сонгуулийн төв байгууллага;

/Энэ хэсэгт 2019 оны 12 дугаар сарын 20-ны өдрийн хуулиар өөрчлөлт оруулсан./

103.4.2.аймаг, нийслэлийн хурлын сонгуулийн тухайд аймаг, нийслэлийн сонгуулийн хороо;

103.4.3.сум, дүүргийн хурлын сонгуулийн тухайд сум, дүүргийн сонгуулийн хороо;

103.5.Сонгуулийн дүн гарсан бол санал хураалтыг хүчингүйд тооцохгүй.

103.6.Сонгууль хамт явагдсан тохиолдолд санал хураалтыг хүчингүй болгох эрх бүхий этгээд нь тухайн шийдвэр алинд нь хамааралтайг энэ хуульд нийцүүлэн тогтоон шийдвэрлэнэ.

104 дүгээр зүйл.Хэсэгт дахин санал хураалт явуулах

104.1.Хэсгийн санал хураалтыг хүчингүйд тооцсон этгээд дахин санал хураалт явуулах тухай шийдвэр гаргана.

104.2.Дахин санал хураалт явуулах тухай шийдвэрт санал авах байр, өдөр, цагийг заах ба түүнийг амралтын өдөр явуулна.

104.3.Дахин санал хураалтыг энэ тухай шийдвэр гарснаас хойш долоо хоногийн дотор явуулна.

VERSION FOR THE VISUALLY IMPAIRED

GENERAL ELECTION COMMITTEE OF MONGOLIA

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105.1.Ерөнхийлөгчийн сонгуульд нэр дэвшигчдийн хэн нь ч анхан шатны сонгуулийн нэгдсэн дүнгээр олонхийн санал аваагүй бол хамгийн олон санал авсан хоёр хүнийг хоёр дахь санал хураалтад оруулна.

105.2.Сонгуулийн төв байгууллага хоёр дахь санал хураалтыг анхны санал авсан өдрөөс хойш 14 хоногийн дотор зарлан, зохион байгуулна.

106 дугаар зүйл.Нэмэлт санал хураалт явуулах

106.1.Сонгуулийн тойрогт хамаарах сонгогчдын нэрийн жагсаалтад бичигдсэн нийт сонгогчдын тавь буюу түүнээс дээш хувь нь санал хураалтад оролцоогүй бол тавин хувь нь оролцоогүй хэсэг тус бүрт нэмэлт санал хураалт явуулна.

106.2.Тухайн сонгуулийн тойрогт сонгуулийн дүн гаргах эрх бүхий сонгуулийн байгууллага нэмэлт санал хураалт явуулах тухай шийдвэр гаргана.

106.3.Нэмэлт санал хураалт явуулах тухай шийдвэр гаргасан бол ийнхүү шийдвэр гарснаас хойш долоо хоногийн дотор нэмэлт санал хураалт явуулна.

106.4.Нэмэлт санал хураалт явуулах тухай шийдвэрт санал авах байр, өдөр, цагийг заах ба түүнийг амралтын өдөр явуулна.

106.5.Нэмэлт санал хураалтад эхний санал хураалтад оролцоогүй, сонгогчдын нэрийн жагсаалтад бүртгэгдсэн сонгогч оролцож саналаа өгнө.

106.6.Нэмэлт санал хураалтад оролцсон сонгогчдын ирц, саналын тоог эхний санал хураалтад оролцсон сонгогчдын ирц, саналын тоон дээр нэмж тооцон тухайн хэсэг дэх санал хураалтын дүнг гаргана.

АРВАН ДӨРӨВДҮГЭЭР БҮЛЭГ
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107 дугаар зүйл.Сонгуулийг ажиглах

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107.5.Сонгуулийн штабын ажилтан, менежер, шадар туслагч, ухуулагч нь ажиглагчаар томилогдсон бол сонгуулийн байгууллагын ажиллах болон санал авах байранд сонгуулийн суртөлнилгаа, түүнтэй холбоотой аливаа үйл ажиллагаа явуулахыг хориглоно.

107.6.Гадаадын болон олон улсын байгууллага сонгуулийг ажиглахад гадаад улсын иргэн ажиглагч байж болох ба үүнтэй холбогдсон журмыг сонгуулийн төв байгууллага баталж мөрдүүлнэ.

107.7.Ажиглагчийн үнэмлэхийн загварыг сонгуулийн төв байгууллага батална.

107.8.Ажиглагч томилох эрх бүхий этгээд ажиглагч ажиллуулах, бүртгүүлэх хүсэлтээ бичгээр гаргаж, доор дурдсан баримт бичгийн хамт санал авах өдрөөс гурваас доошгүй хоногийн өмнө санал авах байранд хүргүүлнэ:

107.8.1.ажиглагчаар томилсон шийдвэрийн хуулбар;

107.8.2.сонгуулийн төв байгууллагаас баталсан загварын дагуу бөглөсөн ажиглагчийн анкет;

107.8.3.ажиглагчаар томилогдсон этгээдийн нэг хувь цээж зураг.

107.9.Ажиглагчийг бүртгэх хугацаа өнгөрсөн бол санал авах байр ажиглагч ажиллуулах, бүртгүүлэх тухай хүсэлтийг хүлээн авахгүй буцаана.

107.10.Санал авах байр ажиглагчаар томилогдсон этгээд шаардлага хангасан эсэхийг шалгаж, хүсэлтийг хүлээн авсан өдрөөс хойш 48 цагийн дотор нягтлан шалгаж, шаардлага хангасан этгээдийг бүртгэж, ажиглагчийн үнэмлэх олгоно.

107.11.Ажиглагч хуульд заагаагүй эрх эдлүүлэхийг шаардах, хүч хэрэглэх, айлган сүрдүүлэх, худал мэдээлэл нийтэд тараах зэрэг хууль бус арга хэрэглэж санал авах байрын ажилд хөндлөнгөөс оролцвол санал авах байрын ахлах зохион байгуулагч ажиглагчийн бүртгэлийг хүчингүй болгон, үнэмлэхийг нь хураан авч, санал авах байраас гаргана.

107.12.Ажиглагч бүртгэлээс хасагдсан бол түүнийг томилсон этгээд нь орны хүнийг томилох эрхгүй бөгөөд ийм хүсэлт гаргавал санал авах байр хүлээн авахаас татгалзана.

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108 дугаар зүйл.Ажиглагчийн эрх

108.1.Ажиглагч сонгогчдын нэрийн жагсаалт үйлдэх, санал авах, тоолох, дүн гаргах үед уг ажлыг сонгуулийн хууль тогтоомжийн дагуу явуулж байгаа эсэхийг зөвхөн хөндлөнгөөс ажиглана.

108.2.Ажиглагч дараах эрх эдэлнэ:

108.2.1.сонгогчдын нэрийн жагсаалттай танилцах;

108.2.2.саналын хуудасны битүүмжлэгдсэн байдалтай танилцах;

108.2.3.санал авах, тоолох ажлыг ажиглах;

108.2.4.зөөврийн битүүмжилсэн саналын хайрцгаар санал авах сонгогчдын нэрийн жагсаалт, тэднээс санал авах чиглэл, хуваарь, явцтай танилцах;

108.2.5.санал бэлтгэх бүхээг, зөөврийн битүүмжилсэн саналын хайрцаг, санал тоолох төхөөрөмж болон санал авах байр хууль тогтоомжийн дагуу бэлтгэгдсэн эсэхтэй танилцах;

108.2.6.санал авах байранд санал авах үйл явцыг бүхэлд нь ажиглаж болохуйц суудалтай байх;

108.2.7.санал авах үйл явцад зөрчил гарвал санал авах байрын ахлах зохион байгуулагчид мэдэгдэж, залруулахыг хүсэх, илэрсэн зөрчлийн талаар тэмдэглэл хөтлөх, баримтжуулах, гэрчээр гарын үсэг зуруулах;

108.2.8.дуу болон дүрс бичлэгийн хэрэгсэл ашиглан сонгуулийн үйл явцыг баримтжуулах;

108.2.9.санал авах байрын ахлах зохион байгуулагчаас холбогдох мэдээлэл авах, сонгуулийн байгууллагын үйл ажиллагааг ажиглах;

108.2.10.ажиглалтын тайлангаа нийтэд мэдээлэх, хэвлэн нийтлэх;

108.2.11.саналын хуудасны зурган болон тоон үзүүлэлтийг цахим хэлбэрээр хуулбарлан авах;

108.2.12.хууль тогтоомжид заасан бусад.

108.3.Ажиглагчийн эрх нь ажиглагчийн үнэмлэх авснаар эхэлж, сонгуулийн албан ёсны дүн гарснаар дуусгавар болно.

108.4.Энэ хуулийн 108 дугаар зүйлд заасныг зөрчсөн сонгуулийн байгууллагын ажилтан болон аливаа этгээдийг нэг сарын хөдөлмөрийн хөлсний доод хэмжээг зургаагаас найм дахин нэмэгдүүлсэнтэй тэнцэх хэмжээний төгрөгөөр торгоно.

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сонгуулийн төв байгууллагад хүргүүлнэ.

109.4.Гадаад улсад байгаа иргэдээс санал авах ажиллагааг ажиглахаар томилогдсон ажиглагчийн талаарх мэдээллийг сонгуулийн төв байгууллага холбогдох салбар комисст мэдэгдэх бөгөөд ажиглагч нь гадаад улсад байгаа иргэдээс санал авах өдрөөс 3-аас доошгүй хоногийн өмнө салбар комисст бүртгүүлж, ажиглагчийн үнэмлэх авна.

110 дугаар зүйл.Гадаад улсад байгаа иргэдээс санал авах ажиллагааг ажиглах ажиглагчийн эрх

110.1.Ажиглагч нь санал авах үед уг ажиллагааг сонгуулийн хууль тогтоомжийн дагуу явуулж байгаа эсэхийг зөвхөн хөндлөнгөөс ажиглан хянах бөгөөд дараах эрх эдэлнэ:

110.1.1.сонгогчдын нэрийн жагсаалттай танилцах;

110.1.2.саналын хуудасны битүүмжлэгдсэн байдалтай танилцах;

110.1.3.санал бэлтгэх бүхээг, битүүмжилсэн саналын хайрцаг болон санал авах байр хууль тогтоомжийн дагуу бэлтгэгдсэн эсэхтэй танилцах;

110.1.4.санал авах байранд сонгуулийн санал авах үйл явцыг бүхэлд нь ажиглаж болохуйц суудалтай байх;

110.1.5.салбар комиссын гишүүдээс холбогдох мэдээлэл авах;

110.1.6.ажиглалтын тайлангаа Дипломат албаны тухай, Төрийн нууцын тухай хууль болон холбогдох бусад хууль тогтоомжийг зөрчөөгүй агуулга, хэлбэртэйгээр нийтэд мэдээлэх, хэвлэн нийтлэх.

110.2.Энэ хуулийн 110 дугаар зүйлд заасныг зөрчсөн сонгуулийн байгууллагын ажилтан болон аливаа этгээдийг нэг сарын хөдөлмөрийн хөлсний доод хэмжээг зургаагаас найм дахин нэмэгдүүлсэнтэй тэнцэх хэмжээний төгрөгөөр торгоно.

АРВАН ТАВДУГААР БҮЛЭГ
МАРГААН ШИЙДВЭРЛЭХ

НЭГДҮГЭЭР ДЭД БҮЛЭГ
ӨРГӨДӨЛ, НЭХЭМЖЛЭЛ ГАРГАХ

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111.3.Өөрийн эрх, эрх чөлөө, хууль ёсны ашиг сонирхол хөндөгдөөгүй боловч сонгуулийн хууль тогтоомж зөрчигдсөн болон уг зөрчлийг арилгах асуудлаар сонгуулийн байгууллагад бичгээр болон амаар хандсаныг мэдээлэл гэж ойлгоно.

111.4.Сонгуулийн байгууллагын шийдвэр, үйл ажиллагаа /үйлдэл, эс үйлдэхүй/-ны улмаас эрх, эрх чөлөө, хууль ёсны ашиг сонирхлоо зөрчигдсөн гэж үзсэн аливаа этгээд нь доор дурдсан журмаар шүүхэд нэхэмжлэл /гомдол/ гаргах эрхтэй:

111.4.1.орон нутгийн сонгуулийн тухайд тухайн шатны сонгуулийн хороонд холбогдуулан захиргааны хэргийн анхан шатны шүүхэд;

111.4.2.Ерөнхийлөгчийн сонгуулийн тухайд сонгуулийн төв байгууллагад холбогдуулан захиргааны хэргийн давж заалдах шатны шүүхэд анхан шатны журмаар.

/Энэ заалтад 2016 оны 02 дугаар сарын 04-ний өдрийн хуулиар өөрчлөлт оруулсан/

/Энэ заалтад 2019 оны 12 дугаар сарын 20-ны өдрийн хуулиар өөрчлөлт оруулсан./

111.5.Ерөнхийлөгчийн сонгуулийн талаар Улсын Их Хуралд өргөн мэдүүлсэн сонгуулийн төв байгууллагын шийдвэр Үндсэн хууль зөрчсөн эсэх маргааныг Үндсэн хуулийн цэц хянан шийдвэрлэнэ.

/Энэ хэсэгт 2019 оны 12 дугаар сарын 20-ны өдрийн хуулиар өөрчлөлт оруулсан./

111.6.Энэ хуульд заасан захиргааны зөрчлийг шалган шийдвэрлэх ажиллагаанд энэ хуульд өөрөөр заагаагүй бол холбогдох хууль тогтоомжийг баримтална.

111.7.Гэмт хэрэг үйлдэгдсэн талаар гомдол, мэдээлэл гаргах, түүнийг шийдвэрлэхэд энэ хууль хамаарахгүй.

112 дугаар зүйл.Өргөдөл гаргах

112.1.Сонгуулийн байгууллагад өргөдөл гаргахад энэ хуулийг баримтална.

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112.3.Цаг хугацаа, орон зайнаас хамаарч өргөдлийг факсаар гаргаж болно.

113 дугаар зүйл.Нэхэмжлэл гаргах

113.1.Шүүхэд нэхэмжлэл гаргах, түүнийг шийдвэрлэхэд энэ хуульд өөрөөр заагаагүй бол Захиргааны хэрэг хянан шийдвэрлэх тухай[14] хуульд заасныг баримтална.

113.2.Хуульд зааснаас гадна нэхэмжлэлд дараах мэдээллийг тусгах буюу хавсаргах бөгөөд энэхүү шаардлагыг хангаагүй бол шүүх нэхэмжлэлийг хүлээн авахаас татгалзана:

113.2.1.нэхэмжлэл гаргасан хүний нэр, эцгийн нэр, нотариатаар гэрчлүүлсэн иргэний үнэмлэхийн хуулбар;

113.2.2.шуудангийн хаяг;

113.2.3.холбоо барих хоёроос доошгүй утасны дугаар /өөрийн болон зайлшгүй шаардлагатай үед дамжуулан холбоо барьж болох этгээдийн/;

113.2.4.цахим шуудангийн хаягтай бол цахим шуудангийн хаяг;

113.2.5.нэхэмжлэгчийг төлөөлөх төлөөлөгч томилсон бол төлөөлөгчийн нэр, эцгийн нэр, төлөөлөгчийн нотариатаар гэрчлүүлсэн иргэний үнэмлэхийн хуулбар;

113.2.6.нэхэмжлэгч нь хуулийн этгээд бол хуулийн этгээдийн нэр, нотариатаар гэрчлүүлсэн улсын бүртгэлийн гэрчилгээний хуулбар;

113.2.7.нэхэмжлэл гаргах үндэслэл, түүний нотолгоо, баримт, түүнчлэн ямар асуудал шийдвэрлүүлэхийг хүсч байгаа талаар.

113.3.Сонгуулийн байгууллагын шийдвэр нээлттэй, ил тод байх бөгөөд гарсан өдрөөс нь хойш 10 хоногийн дотор нэхэмжлэл гаргана.

113.4.Сонгуулийн байгууллагын шийдвэр нээлттэй, ил тод байх гэж уг шийдвэр сонгуулийн байгууллагын цахим хуудсанд байрших, байгууллагын мэдээллийн самбарт нээлттэй гарахыг ойлгох бөгөөд хуульд заасан бол шийдвэрийг хэвлэл мэдээллийн хэрэгслээр олон нийтэд зарласан байхыг мөн ойлгоно.

113.5.Сонгуулийн байгууллагад гаргасан өргөдлийг энэ хуулиар тогтоосон хугацаанд шийдвэрлээгүй орхигдуулсан эс үйлдэхүй гаргасан бол

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114.1.Сонгууль зохион байгуулах үйл явц, үйл ажиллагаатай холбогдуулан гаргасан өргөдлийг хүлээн авсан зохих шатны сонгуулийн байгууллага өөрийн эрх хэмжээний асуудал мөн бол гурав хоногийн дотор шийдвэрлэнэ.

114.2.Иргэн, хуулийн этгээдийн гаргасан өргөдлийн дагуу шийдвэрлэсэн сонгуулийн байгууллагын шийдвэрийг өргөдөл гаргагчид нэн даруй мэдэгдэнэ.

114.3.Энэ хуулиар эрх хэмжээ олгоогүй асуудлаар ирүүлсэн өргөдлийг тухайн сонгуулийн байгууллага хүлээн авахаас татгалзаж, өргөдлийг буцаана.

114.4.Сонгуулийн зохион байгуулалт, дотоод үйл ажиллагаатай холбоотой гаргасан өргөдлийг хуульд заасан хугацаанд шийдвэрлээгүй, эсхүл гаргасан шийдвэрийг эс зөвшөөрвөл өргөдөл гаргагч дээд шатны сонгуулийн байгууллагад гомдол гаргаж шийдвэрлүүлнэ.

114.5.Дээд шатны сонгуулийн байгууллага гэдгийг дараах байдлаар ойлгоно:

114.5.1.Ерөнхийлөгчийн сонгуулийн тухайд сум, дүүргийн сонгуулийн байгууллага-аймаг, нийслэлийн сонгуулийн байгууллага -сонгуулийн төв байгууллага гэж;

/Энэ заалтад 2019 оны 12 дугаар сарын 20-ны өдрийн хуулиар өөрчлөлт оруулсан./

114.5.2.аймаг, нийслэлийн хурлын сонгуулийн тухайд сум, дүүргийн сонгуулийн байгууллага-аймаг нийслэлийн сонгуулийн байгууллага гэж;

114.5.3.сум, дүүргийн Хурлын сонгуулийн тухайд сум, дүүргийн сонгуулийн байгууллага.

ГУРАВДУГААР ДЭД БҮЛЭГ
НЭХЭМЖЛЭЛ ШИЙДВЭРЛЭХ

115 дугаар зүйл.Нэхэмжлэл шийдвэрлэх

115.1.Орон нутгийн хурлын сонгуультай холбогдуулан тухайн шатны сонгуулийн хороонд холбогдох маргааныг тухайн сонгуулийн хороо байрлаж байгаа нутаг дэвсгэрийн захиргааны хэргийн анхан шатны шүүх шийдвэрлэнэ.

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115.4.Сонгуулийн маргааныг анхан шатны журмаар хянан шийдвэрлэсэн шүүхийн шийдвэрт давж заалдах болон хяналтын журмаар гомдол гарсан бол хүлээн авсан өдрөөс хойш тухайн шатны шүүх 21 хоногийн дотор шийдвэрлэнэ.

115.5.Сонгуулийн маргааныг анхан шатны журмаар хянан шийдвэрлэсэн шүүхийн шийдвэрт давж заалдах болон хяналтын журмаар гомдол гарсан бол хүлээн авсан өдрөөс хойш тухайн шатны шүүх 21 хоногийн дотор шийдвэрлэнэ.

115.6.Сонгуулийн төв байгууллагад холбогдох маргааныг захиргааны хэргийн давж заалдах шатны шүүх анхан шатны журмаар шийдвэрлэхдээ гурван шүүгчийн бүрэлдэхүүнтэйгээр шийдвэрлэж шийдвэр гаргана.

/Энэ хэсэгт 2016 оны 2 дугаар сарын 4-ний өдрийн хуулиар өөрчлөлт оруулсан/

115.7. Захиргааны хэргийн давж заалдах шатны шүүхийн анхан шатны журмаар шийдвэрлэсэн шийдвэрт гаргасан гомдлыг Улсын дээд шүүх давж заалдах журмаар таван шүүгчийн бүрэлдэхүүнтэйгээр шийдвэрлэж тогтоол гаргана.

/Энэ хэсэгт 2016 оны 2 дугаар сарын 4-ний өдрийн хуулиар өөрчлөлт оруулсан/

115.8.Энэ хуульд заасан маргааны тухайд нэхэмжлэлийг хүлээн авахаас бусад хэрэг хянан шийдвэрлэх ажиллагааны явцад гаргах шүүгчийн захирамж, шүүхийн тогтоолд гомдол гаргахгүй.

/Энэ хэсгийг 2016 оны 2 дугаар сарын 4-ний өдрийн хуулиар нэмсэн/

ДӨРӨВДҮГЭЭР ДЭД БҮЛЭГ
ЗӨРЧИЛ ШИЙДВЭРЛЭХ ҮЙЛ АЖИЛЛАГАА

116 дугаар зүйл.Зөрчлийн талаар гомдол, мэдээлэл гаргах

116.1.Энэ хуульд заасан захиргааны зөрчил гарсан талаар аливаа этгээд тухайн орон нутаг дахь цагдаагийн байгууллагад гомдол, мэдээлэл гаргана.

116.2.Энэ хуульд заасан захиргааны зөрчил гарсан талаар аливаа этгээд сум, сум дундын шүүх, дүүргийн эрүүгийн хэргийн анхан шатны шүүхийн

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118 дугаар зүйл.Зөрчил хянан шийдвэрлэх

118.1.Энэ хуульд заасан захиргааны зөрчлийг шалгаж, хянан шийдвэрлэх ажиллагаа явуулахад тухайн зөрчилд оролцогч тус бүрийн үйлдэл, эс үйлдлийг тогтоож шийдвэрлэнэ.

119 дүгээр зүйл.Шийтгэвэр, захирамжид гомдол гаргах

119.1.Захиргааны зөрчлийн асуудлыг шийдвэрлэсэн шүүгчийн шийтгэвэр, захирамжид гаргасан гомдлыг захиргааны зөрчлийн хууль тогтоомжид заасны дагуу шийдвэрлэнэ.

ХОЁРДУГААР ХЭСЭГ

~~**АРВАН ЗУРГАДУГААР БҮЛЭГ**~~

/Энэ бүлгийг 2019 оны 12 дугаар сарын 20-ны өдрийн хуулиар хүчингүй болсонд тооцсон./

АРВАН ДОЛДУГААР БҮЛЭГ
ЕРӨНХИЙЛӨГЧИЙН СОНГУУЛЬ

НЭГДҮГЭЭР ДЭД БҮЛЭГ
НИЙТЛЭГ ҮНДЭСЛЭЛ

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ХОЁРДУГААР ДЭД БҮЛЭГ

ЕРӨНХИЙЛӨГЧИД НЭР ДЭВШҮҮЛЭХ

139 дүгээр зүйл.Ерөнхийлөгчид нэр дэвшүүлэх нийтлэг журам

139.1.Дараах этгээд Ерөнхийлөгчид нэр дэвшүүлэх эрхтэй:

139.1.1.Улсын Их Хуралд суудал бүхий улс төрийн нам дангаараа;

139.1.2.Улсын Их Хуралд суудал бүхий улс төрийн намууд хамтран.

139.2.Ерөнхийлөгчид нэр дэвшүүлэх ажиллагааг санал авах өдрөөс 55 хоногийн өмнө эхлүүлж тав хоногийн хугацаанд дуусгана.

139.3.Нэр дэвшигч нь хуульд заасан нийтлэг шаардлагаас гадна дараах шаардлагыг хангасан байна:

139.3.1.банк, бусад хуулийн этгээд, иргэнд шүүхийн шийдвэрээр тогтоогдсон төлбөл зохих зээл, барьцаа, батлан даалтын өргүй;

139.3.2.хугацаа хэтэрсэн албан татварын өр төлбөргүй байх;

139.3.3.нэр дэвшигч компанийн 51 ба түүнээс дээш хувьцааг эзэмшдэг бол тухайн компани нь албан татварын хугацаа хэтэрсэн өр төлбөргүй байх;

139.3.4.ял шийтгүүлж байгаагүй, эсхүл ял шийтгүүлж байсан бол ялгүй болсон буюу ялгүйд тооцогдсон байх.

139.4.“Монгол Улсын уугуул иргэн” гэж Монгол Улсын харьяат эцэг, эхээс төрж, түүнээс хойш тус улсын харьяат хэвээр байгааг ойлгоно.

139.5.“Сүүлийн таваас доошгүй жил эх орондоо байнга оршин суусан” гэж анхан шатны санал авах өдрөөс өмнөх хуанлийн таван жилийн хугацаанд тасралтгүй зургаан сараас дээш хугацаагаар гадаад улсад оршин суугаагүй байхыг ойлгоно.

139.6.Төрийн жинхэнэ албан хаагч Ерөнхийлөгчид нэр дэвших бол сонгуулийн жилийн нэгдүгээр сарын нэгний өдрөөс өмнө төрийн албанаас чөлөөлөгдсөн байна.

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140.1.Намын Их хурал, эсхүл намын төлөөллийн төв байгууллага Ерөнхийлөгчид нэр дэвшүүлнэ.

140.2.Нам дангаар нэр дэвшүүлэхдээ нэр дэвшүүлэх нийтлэг журмаас гадна доор дурдсан журмыг баримтална:

140.2.1.тухайн хүний Ерөнхийлөгч байх мэдлэг, боловсрол, туршлага, ур чадвар, эх орон, ард түмний тусын тулд оюун ухаан, хүч хөдөлмөрөө зориулж, Монгол Улсын тусгаар тогтнол, бүрэн эрхт байдлыг хамгаалан бэхжүүлэх төгс эрмэлзэл, шударга ёс, хууль дээдлэх ёс, Ерөнхийлөгчийн ёс зүйн хэм хэмжээг сахин биелүүлэх чадварыг харгалзан үзэх;

140.2.2.эд мөнгөөр татах, айлган сүрдүүлэх, хууран мэхлэх үйл ажиллагаа явуулахыг хориглох;

140.2.3.нэр дэвшүүлэх асуудлыг шийдвэрлэсэн хуралдааны шийдвэрт дараах зүйлийг нэг бүрчлэн тусгах:

140.2.3.а.намын Их хурал, эсхүл төлөөллийн төв байгууллага, гишүүдийн тоо;

140.2.3.б.хуралдаанд оролцсон гишүүдийн ирц;

140.2.3.в.нэр дэвшиж байгаа хүн бүрийн авсан саналын тоо, хувь.

140.3.Нам нэр дэвшүүлэх асуудлаар энэ хуульд нийцүүлэн өөрсдийн дотоодод мөрдөх журмыг тогтоон мөрдүүлнэ.

141 дүгээр зүйл.Намууд хамтарч нэр дэвшүүлэх

141.1.Намууд хамтарч сонгуульд нэр дэвшүүлэх тухай асуудлыг нам тус бүр намын төлөөллийн төв байгууллагынхаа хуралдаанаар шийдвэрлэнэ.

141.2.Хамтарч нэр дэвшүүлэх тухай нам тус бүрийн намын төлөөллийн төв байгууллагын хуралдаанаас гарах шийдвэрт тухайн намын дарга гарын үсэг зурснаар намууд хамтарч сонгуульд нэр дэвшүүлэх тухай асуудал шийдвэрлэгдсэнд тооцно.

141.3.Намууд хамтарч сонгуульд нэр дэвшүүлэх тухай шийдвэрт дараах асуудлыг тусгана:

141.3.1.хамтарсан намуудыг сонгуульд төлөөлөх байгууллагад тухайн намаас оролцох хүний эцэг /эх/-ийн нэр, өөрийн нэр, тоо;

141.3.2.хамтарсан намуудыг сонгуульд төлөөлөх байгууллагыг удирдах бүрэлдэхүүнд орох хүний эцэг /эх/-ийн нэр, өөрийн нэр, тоо;

141.3.3.сонгуулийн зардлын санд тухайн намаас оруулах хөрөнгийн хувь, хэмжээ.

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142.1.Нэр дэвшүүлсэн нам, хамтарсан намуудын сонгуульд төлөөлөх байгууллага нь нэр дэвшүүлэх ажиллагааны талаарх хуульд заасан хугацаа дууссан өдрөөс хойш тав хоногт багтаан дараах баримт бичгийг сонгуулийн төв байгууллагад ирүүлнэ:

142.1.1.нэр дэвшүүлсэн тухай хуралдааны шийдвэр, тэмдэглэл;

142.1.2.нэр дэвшигчийн бичгээр өгсөн зөвшөөрөл;

142.1.3.нэр дэвшигчийн хөрөнгө, орлогын мэдүүлэг;

142.1.4.өр төлбөргүй болох тухай нэр дэвшигчийн мэдүүлэг;

142.1.5.өр төлбөргүй болох тухайн нэр дэвшигчийн талаарх татварын болон шүүхийн шийдвэр гүйцэтгэх газрын тодорхойлолт;

142.1.6.төрийн жинхэнэ албан хаагч байсан хүний тухайд ажил, албан тушаалаасаа чөлөөлөгдөх тухай хүсэлт, түүнчлэн ажил албан тушаалаас чөлөөлөх тухай шийдвэрийн тус тус нотариатаар батлуулсан хуулбар;

142.1.7.нэр дэвшигчийн намтар

142.1.8.сонгуулийн мөрийн хөтөлбөр;

142.1.9.төрсний гэрчилгээ /хэрэв төрсний гэрчилгээ байхгүй бол Монгол Улсын уугуул иргэн болохыг нотолсон архивын лавлагаа/;

142.1.10.сүүлийн таваас доошгүй жил эх орондоо байнга оршин суусан тухай хилийн албаны тодорхойлолт;

142.1.11.нэр дэвшигчийн эцэг, эхийг нь Монгол Улсын харьяат болохыг нотлох иргэний үнэмлэх, түүнтэй адилтгах баримт бичиг

142.1.12.нэр дэвшигчийн эрүүл мэндийн талаарх эмнэлгийн дүгнэлт;

142.1.13.нэр дэвшигчийн намтар;

142.1.14.нэр дэвшүүлсэн нам, хамтарсан намуудын дүрэм.

142.2.Сонгуулийн төв байгууллага нэр дэвшигчийн бүртгүүлэх маягт, баримт бичгийн загварыг батална.

142.3.Шаардлагатай гэж үзвэл нэр дэвшигчийн талаарх лавлагааг сонгуулийн төв байгууллага эрх бүхий этгээдээс гаргуулан авч болно.

142.4.Сонгуулийн төв байгууллага нэр дэвшигчийг бүртгэхдээ нам, хамтарсан намуудын ирүүлсэн баримт бичиг үнэн зөв, гүйцэд эсэх, нэр дэвшүүлэх үйл ажиллагаа хуулийн дагуу явагдсан эсэхийг нягтлан шалгана.

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142.8.Сонгуулийн төв байгууллага нэр дэвшигчийг бүртгэсэн тухай шийдвэр гарснаас хойш ажлын гурван өдрийн дотор нийт нэр дэвшигчийг улсын хэмжээнд нийтэд мэдээлнэ.

143 дугаар зүйл.Нэр дэвшигчийг бүртгэхээс татгалзах

143.1.Дараах тохиолдолд нэр дэвшигчийг бүртгэхээс татгалзана:

143.1.1.хуульд заасан хугацаанд нэр дэвшүүлэх ажиллагааг явуулаагүй;

143.1.2.нэр дэвшигчид тавигдах шаардлагыг хангаагүй;

143.1.3.өөр намын гишүүнийг нэр дэвшүүлсэн;

143.1.4.нэр дэвшигчийг бүртгүүлэхэд шаардагдах энэ хуульд заасан баримт бичиг дутуу, эсхүл хуурамч бол;

143.1.5.сонгуулийн жилийн нэгдүгээр сарын нэгний өдрөөс хойш нэр дэвшигчийг бүртгэх хүртэл хугацаанд энэ хуулиар хориглосон үйл ажиллагаа явуулсан;

143.1.6.нэр дэвшүүлэх ажиллагаа энэ хуулиар тогтоосон журмыг зөрчиж явагдсан.

143.2.Нэр дэвшигчийг бүртгэхээс татгалзсан тохиолдолд энэ хуулийн 139.1-д заасан этгээд санал авах өдрөөс 40-өөс доошгүй хоногийн өмнө зөрчлийг арилгасны үндсэн дээр нэр дэвшигчийг дахин бүртгүүлэх хүсэлтээ уламжлах, эсхүл энэ хуульд заасан журмын дагуу өөр хүний нэрийг дэвшүүлэн шаардагдах бичиг баримтыг сонгуулийн төв байгууллагад ирүүлнэ.

144 дүгээр зүйл.Нөхөн нэр дэвшүүлэх

144.1.Нэр дэвшигч нас нөгчсөн, эсхүл шүүхээр ял шийтгүүлсэн тохиолдолд санал авах өдрөөс 30 хоногийн өмнө нөхөн нэр дэвшүүлж болно.

144.2.Нөхөн нэр дэвшүүлснээс хойш нэг хоногийн дотор нөхөн нэр дэвшүүлсэн талаарх шийдвэрээ нам, хамтарсан намууд сонгуулийн төв байгууллагад ирүүлнэ.

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145.2.Энэ зүйлд зааснаас өөр үндэслэлээр Ерөнхийлөгчийн сонгуульд нэр дэвшигчийг нэрийн жагсаалтаас хасахгүй.

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ГУРАВДУГААР ДЭД БҮЛЭГ

СОНГУУЛИЙН ДҮН

146 дугаар зүйл.Анхан шатны сонгуулийн дүн гаргах

146.1.Сонгуулийн төв байгууллага сонгуулийн орон нутгийн байгууллагуудаас ирүүлсэн санал хураалтын дүнг үндэслэн нэр дэвшигчдийн авсан нийт саналыг нэр дэвшигч тус бүрээр болон нийт дүнгээр гаргана.

147 дугаар зүйл.Ерөнхийлөгчийн бүрэн эрхийг нь хүлээн зөвшөөрсөн

хууль гаргах

147.1.Анхан шатны сонгуульд оролцож санал нь тоологдсон нийт сонгогчдын олонхийн санал авсан нэр дэвшигчийг Ерөнхийлөгчөөр сонгогдсон гэж үзэж бүрэн эрхийг нь хүлээн зөвшөөрүүлэх тухай шийдвэрийг санал хураалт дууссан өдрөөс хойш арав хоногийн дотор сонгуулийн төв байгууллага Улсын Их Хуралд өргөн мэдүүлнэ.

147.2.Улсын Их Хурал олонхийн санал авсан нэр дэвшигчийг Ерөнхийлөгчөөр сонгогдсон гэж үзэж бүрэн эрхийг нь хүлээн зөвшөөрсөн хууль гаргана.

ДӨРӨВДҮГЭЭР ДЭД БҮЛЭГ

ДАХИН СОНГУУЛЬ

148 дугаар зүйл.Анхан шатны сонгуулийн санал хураалтыг

хүчингүй болсонд тооцох, дахин сонгууль явуулах

148.1.Хоёр дахь санал хураалтаар нэр дэвшигчдийн хэн нь ч олонхийн санал аваагүй тохиолдолд анхан шатны сонгуулийн санал хураалтыг

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149.2.Сонгуулийн дүн гаргаж, Улсын Их Хуралд өргөн мэдүүлсэн сонгуулийн төв байгууллагын шийдвэр Үндсэн хууль зөрчсөн талаар Үндсэн хуулийн цэцийн шийдвэр гарсан бол дахин сонгууль явуулна.

ТАВДУГААР ДЭД БҮЛЭГ
ЕРӨНХИЙЛӨГЧИЙН БҮРЭН ЭРХ ХУГАЦААНААС ӨМНӨ ДУУСГАВАР БОЛОХ

150 дугаар зүйл.Ерөнхийлөгчийн бүрэн эрх хугацаанаас өмнө дуусгавар болох

150.1.Дараах тохиолдолд Ерөнхийлөгчийн бүрэн эрх хугацаанаас өмнө дуусгавар болно:

150.1.1.огцорсон;

150.1.2.нас барсан;

150.1.3.чөлөөлөгдсөн.

150.2.Ерөнхийлөгчийн бүрэн эрх хугацаанаас өмнө дуусгавар болсон бол ээлжит бус сонгуулийг энэ хуульд нийцүүлэн сонгуулийн төв байгууллага зохион байгуулна.

АРВАН НАЙМДУГААР БҮЛЭГ
ОРОН НУТГИЙН ХУРЛЫН СОНГУУЛЬ

НЭГДҮГЭЭР ДЭД БҮЛЭГ
НИЙТЛЭГ ҮНДЭСЛЭЛ

151 дүгээр зүйл.Орон нутгийн хурлын сонгууль

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төлөөлөгчийг нэг, эсхүл хэд хэдэн мандаттай тойргоос сонгоно.

152 дугаар зүйл.Тойрог мандатын тоо хуваарилах

152.1.Орон нутгийн хурлын Таргуулагчид санал авах өдрөөс 45-аас доошгүй хоногийн өмнө тус тусын хурлын сонгуулийн тойрогт ногдох мандатын тоог тогтоож, санал авах өдрөөс 40-өөс доошгүй хоногийн өмнө аймаг, нийслэл, сум, дүүргийн сонгуулийн хороонд дараах мэдээллийн хамт хүргүүлнэ:

152.1.1.орон нутгийн хурлын төлөөлөгчдийн тоо;

152.1.2.тойргийн байршил /план зураг болон бичгэн мэдээллээр/, дугаар;

152.1.3.тойрог тус бүрт ногдох мандатын тоо.

152.2.Нэгэнт байгуулсан тойргийг тухайн ээлжит сонгуулийн дөрвөн жилийн хугацаанд өөрчлөхийг хориглоно.

ХОЁРДУГААР ДЭД БҮЛЭГ
НАМ ОРОН НУТГИЙН ХУРЛЫН СОНГУУЛЬД ОРОЛЦОХ

153 дугаар зүйл.Нам сонгуульд оролцохоо илэрхийлэх

153.1.Намыг төлөөлж тухайн аймаг, нийслэл, сум, дүүрэг дэх намын салбар байгууллага нь сонгуульд оролцох хүсэлтээ аймаг, нийслэл, сум, дүүргийн сонгуулийн хороонд санал авах өдрөөс 60-аас доошгүй хоногийн өмнө ирүүлнэ.

153.2.Сонгуульд оролцох хүсэлтэд намын салбар байгууллагын дарга гарын үсэг зуран, тэмдэг даран баталгаажуулсан байна.

153.3.Нам нь сонгуульд оролцох хүсэлтдээ дараах баримт бичгийг хавсаргана:

153.3.1.тухайн аймаг, нийслэл, сум, дүүрэг дэх намын сонгуульд оролцох тухай шийдвэр;

153.3.2.намын улсын бүртгэлийн гэрчилгээний хуулбар;

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154.1.Сонгуульд оролцох нам нэр дэвшүүлэх ажиллагааг санал авах өдрөөс 55 хоногийн өмнө эхлүүлж, тав хоногийн хугацаанд дуусгана.

154.2.Бие даан нэрээ дэвшүүлэх ажиллагааг санал авах өдрөөс 55 хоногийн өмнө эхлүүлж, долоо хоногийн хугацаанд дуусгана.

154.3.Нэр дэвшигч нь энэ хуульд заасан нийтлэг шаардлагаас гадна дараах шаардлагыг хангасан байна:

154.3.1.банк, бусад хуулийн этгээд, иргэнд шүүхийн шийдвэрээр тогтоогдсон төлбөл зохих зээл, барьцаа, батлан даалтын өргүй;

154.3.2.албан татварын хугацаа хэтэрсэн өр төлбөргүй;

154.3.3.нэр дэвшигч нь аль нэг компанийн 51 ба түүнээс дээш хувьцааг эзэмшдэг бол тухайн компани нь албан татварын хугацаа хэтэрсэн өр төлбөргүй;

154.3.4.ял шийтгүүлж байгаагүй, эсхүл ял шийтгүүлж байсан бол ялгүй болсон буюу ялгүйд тооцогдсон байх;

154.3.5.цэргийн жинхэнэ хугацаат алба хаах насны иргэн Монгол Улсын иргэний цэргийн үүргийн болон цэргийн албан хаагчийн эрх зүйн байдлын тухай хууль тогтоомжийн дагуу цэргийн алба хаах үүргээ биелүүлсэн байх.

154.4.Төрийн жинхэнэ албан хаагч болон төрийн үйлчилгээний албаны удирдах албан тушаалтан, төрийн болон орон нутгийн өмчит, төрийн болон орон нутгийн өмчийн оролцоотой хуулийн этгээдийн дарга, дэд дарга, захирал, дэд захирал нь орон нутгийн хурлын сонгуульд нэр дэвших бол ээлжит сонгуулийн жилийн дөрөвдүгээр сарын нэгний өдрөөс өмнө, ээлжит бус, нөхөн, дахин сонгуульд нэр дэвших бол сонгууль товлон зарласан өдрөөс хойш ажлын таван өдрийн дотор хүсэлтээ гаргаж, энэ хуульд заасан нэр дэвшүүлэх ажиллагаа эхлэхээс өмнө төрийн албанаас болон ажлаасаа тус тус чөлөөлөгдсөн байна.

/Энэ хэсгийг 2019 оны 01 дүгээр сарын 17-ны өдрийн хуулиар өөрчлөн найруулсан./

154.5.Хуульд өөрөөр заагаагүй бол төрийн үйлчилгээний албан хаагч орон нутгийн хурлын сонгуульд нэр дэвших эрхтэй.

154.6.Нэг намын гишүүнийг өөр намаас нэр дэвшүүлэхийг хориглоно.

154.7.Нэр дэвшигч нь орон нутгийн хурлын сонгуульд зэрэг, түүнчлэн тухайн Хурлын сонгуулийн нэгээс илүү тойрогт нэр дэвшихгүй.

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155.2.Нам нэр дэвшүүлэхдээ тухайн орон нутгийн хурлын сонгуулийн тойрог тус бүрт ногдсон мандатын тоотой адил тооны хүнийг нэр зааж нэр дэвшүүлэн, нийт нэр дэвшигчийг тойргийн дугаарын дагуу дугаарласан байна.

155.3.Намаас нэр дэвшүүлэх асуудлыг тухайн аймаг, нийслэл, сум, дүүрэг дэх намын салбар байгууллага дотоод дүрэм, журамд заасан хуралдаанаараа хэлэлцэж ардчилсан зарчмыг баримтлан олонхийн саналаар шийдвэрлэнэ.

156 дугаар зүйл.Бие даан нэрээ дэвшүүлэх

156.1.Энэ хуульд заасан шаардлага хангасан иргэн нь орон нутгийн хурлын нэг тойрогт нэрээ дэвшүүлнэ.

156.2.Бие даан нэр дэвшигч нь дараах тооны сонгогчдын гарын үсгийг сонгуулийн төв байгууллагаас баталсан маягтын дагуу зуруулсан байна:

156.2.1.аймгийн хурлын сонгуульд нэр дэвшигчийн хувьд 201-ээс доошгүй;

156.2.2.нийслэлийн хурлын сонгуульд нэр дэвшигчийн хувьд 501-ээс доошгүй;

156.2.3.сумын хурлын сонгуульд нэр дэвшигчийн хувьд 51-ээс доошгүй;

156.2.4.дүүргийн хурлын сонгуульд нэр дэвшигчийн хувьд 201-ээс доошгүй.

156.3.Аймаг, нийслэл, сум, дүүргийн сонгуулийн хороо нь сонгуулийн төв байгууллагаас батлагдсан маягтыг бие даан нэр дэвшигчид тэмдэг дарж олгоно.

ДӨРӨВДҮГЭЭР ДЭД БҮЛЭГ
НЭР ДЭВШИГЧИЙГ БҮРТГЭХ

157 дугаар зүйл.Нэр дэвшигчийг бүртгэх

TO CONTACT
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2021-08-15
NUMBER OF ACCESSES PER DAY
3,470

Law on Parliamentary Elections
Law on Capital City, Soum and District CRH Elections
Law on Presidential Elections of Mongolia
Law on Central Election Authority
Law on Automated Electoral System
Law on Referendums
Other laws

157.2.6.нэр дэвшигчийн намтар;

157.2.7.төрийн болон орон нутгийн өмчит хуулийн этгээд, төрийн болон орон нутгийн өмчийн оролцоотой хуулийн этгээдийн дарга, дэд дарга, захирал, дэд захирал ажил, албан тушаалаасаа чөлөөлөгдөх тухай хүсэлтийн нотариатаар батлуулсан хуулбар;

157.3.Бие даан нэрээ дэвшүүлэгч нь нэр дэвшүүлэх ажиллагааны талаарх хуульд заасан хугацаа дууссан өдрөөс хойш гурав хоногт багтаан дараах баримт бичгийг орон нутгийн цагаар 17 цаг 00 минутаас өмнө тухайн шатны сонгуулийн хороонд биечлэн ирүүлнэ:

157.3.1.нэр дэвшүүлснээ илэрхийлсэн мэдэгдэл;

157.3.2.сонгогчдын гарын үсэг зуруулсан маягт;

157.3.3.нэр дэвшигчийн хөрөнгө, орлогын мэдүүлэг /сүүлийн бүтэн нэг жилийн/;

157.3.4.энэ хуульд заасан өр төлбөргүй болох тухай нэр дэвшигчийн мэдүүлэг;

157.3.5.нэр дэвшигчийн намтар;

157.3.6.төрийн болон орон нутгийн өмчит хуулийн этгээд, төрийн болон орон нутгийн өмчийн оролцоотой хуулийн этгээдийн дарга, дэд дарга, захирал, дэд захирал ажил, албан тушаалаасаа чөлөөлөгдөх тухай хүсэлт, ажил, албан тушаалаас чөлөөлөх тухай шийдвэрийн тус тус нотариатаар батлуулсан хуулбар.

157.4.Сонгуулийн төв байгууллага нэр дэвшигчийн бүртгүүлэх маягт, бичиг баримтын загварыг батална.

157.5.Нэр дэвшигчийн хөрөнгө орлогын мэдүүлгийн маягт нь авлигын эсрэг хууль тогтоомжийн дагуу батлагдсан хөрөнгө, орлогын мэдүүлгийн маягт байна.

157.6.Шаардлагатай гэж үзвэл нэр дэвшигчийн талаарх лавлагааг аймаг, нийслэл, сум, дүүргийн сонгуулийн хороо эрх бүхий этгээдээс үнэ төлбөргүй гаргуулан авна.

157.7.Аймаг, нийслэл, сум, дүүргийн сонгуулийн хороо нэр дэвшигчийг бүртгэхдээ намын болон нэр дэвшигчийн ирүүлсэн баримт бичиг гүйцэд эсэхийг нягтлан шалгана.

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157.12.Нэр дэвшигчээр бүртгүүлсэн бол нэр дэвшигч нэр дэвшихээс татгалзах эрхгүй.

157.13.Аймаг, нийслэл, сум, дүүргийн сонгуулийн хороо нэр дэвшигчийг бүртгэх тухай шийдвэр гаргаснаас хойш тав хоногийн дотор нийт нэр дэвшигчийн нэрийн жагсаалтыг тойрог болон аймаг, нийслэл, сум, дүүргийн хэмжээнд нэгтгэж, нийтэд мэдээлнэ.

158 дугаар зүйл.Нэр дэвшигчийг бүртгэхээс татгалзах

158.1.Аймаг, нийслэл, сум, дүүргийн сонгуулийн хороо дараах тохиолдолд нэр дэвшигчийг бүртгэхээс татгалзана:

158.1.1.хуульд заасан хугацаанд нэр дэвшүүлэх ажиллагааг явуулаагүй;

158.1.2.нэр дэвшигчид тавигдах шаардлагыг хангаагүй;

158.1.3.нэр дэвшигчийг бүртгүүлэхэд шаардагдах энэ хуульд заасан баримт бичиг дутуу, эсхүл хуурамч бол;

158.1.4.бие даан нэр дэвшигч нь сонгогчдын гарын үсгийг цуглуулахдаа дор дурдсан зөрчлийг гаргасан бол:

158.1.4.а.гарын үсэг хуурамчаар үйлдэх;

158.1.4.б.хүч хэрэглэх;

158.1.4.в.хуурч мэхлэх;

158.1.4.г.эд мөнгөөр татах;

158.1.4.д.сонгуулийн эрхгүй этгээдээр гарын үсэг зуруулах;

158.1.4.е.батлагдсан маягтаас өөр маягтаар гарын үсэг цуглуулах.

158.1.4.ё.энэ хуульд заасан бусад шаардлагыг зөрчсөн.

159 дүгээр зүйл.Нэр дэвшигчийг нэрийн жагсаалтаас хасах

159.1.Нэр дэвшигч бүртгүүлсний дараа тухайн нэр дэвшигчийг бүртгэхээс татгалзах үндэслэл илэрвэл уг нэр дэвшигчийг бүртгэсэн сонгуулийн

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~~159.4.Орон нутгийн хурлын төлөөлөгчийн бүрэн эрх нь хүлээн зөвшөөрөгдсөний дараа орон нутгийн хурлын төлөөлөгчийг нэр дэвшигчийнх хувьд нэрийн жагсаалтаас хасах тухай сонгуулийн хорооны шийдвэр гарсан бол тухайн төлөөлөгчийн мандат нь хүчингүй болж, бүрэн эрх нь дуусгавар болно.~~

/Үндсэн хуулийн цэц "Орон нутгийн хурлын төлөөлөгчийн бүрэн эрх нь хүлээн зөвшөөрөгдсөний дараа орон нутгийн хурлын төлөөлөгчийг нэр дэвшигчийнх хувьд нэрийн жагсаалтаас хасах тухай сонгуулийн хорооны шийдвэр гарсан бол тухайн төлөөлөгчийн мандат нь хүчингүй болж, бүрэн эрх нь дуусгавар болно." гэсэн нь Үндсэн хууль зөрчсөн байна гэснийг Монгол Улсын Их Хурлын 2018 оны 11 дүгээр сарын 22-ны өдрийн 85 дугаар тогтоолоор хүлээн зөвшөөрсөн./

/Энэ хэсгийг 2019 оны 01 дүгээр сарын 17-ны өдрийн хуулиар хүчингүй болсонд тооцсон./

160 дугаар зүйл.Нэр дэвшигчийг нэрийн жагсаалтаас хассанаас үүсэх

эрх зүйн үр дагавар

160.1.Саналын хуудас хэвлэгдэхээс өмнө нэрийн жагсаалтаас хасагдсан нэр дэвшигчийг саналын хуудаст нэрийг нь бичихгүй.

160.2.Саналын хуудас хэвлэгдсэний дараа нэрийн жагсаалтаас хасагдсан бол уг саналын хуудсыг дахин хэвлэх бөгөөд дахин хэвлэх боломжгүй бол уг саналын хуудсаар санал авч хасагдсан нэр дэвшигчид өгсөн саналыг сонгуулийн дүнд оруулахгүй.

160.3.Сонгуулийн дүн гарсны дараа хамгийн олон санал авсан нэр дэвшигч нэр дэвшигчдийн нэрийн жагсаалтаас хасагдсан бол дахин сонгууль явагдана.

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~~160.4.Төлөөлөгчийн бүрэн эрх хүлээн зөвшөөрөгдсөний дараа тухайн төлөөлөгч нэр дэвшигчийнхээ хувьд нэрийн жагсаалтаас хасагдах тохиолдолд дахин сонгууль явагдана.~~

/Энэ хэсгийг 2019 оны 01 дүгээр сарын 17-ны өдрийн хуулиар хүчингүй болсонд тооцсон./

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~~160.5.Нэр дэвшигчдийн нэрийн жагсаалтаас хасагдсаны улмаас дахин сонгууль явагдсан бол хасагдсан нэр дэвшигч хүн зургаан жилийн хугацаанд сонгуульд нэр дэвших болон төрийн албанд томилогдох, сонгогдох эрхээ алдах ба урьд явагдсан сонгуулийн сурталчилгааны болон зохион байгуулалтын бүх зардлыг нөхөн төлөх үүрэгтэй.~~

/Энэ хэсгийг 2016 оны 10 дугаар сарын 7-ны өдрийн хуулиар хүчингүй болсонд тооцсон/

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161.2.Нэр дэвшигчид адил тооны санал авсны улмаас сонгуулийн дүн гаргах боломжгүй бол адил санал авсан нэр дэвшигчдийн дунд дахин санал хураалт явуулж олон санал авсан нэр дэвшигчийг сонгогдсонд тооцно.

161.3.Аймаг, нийслэл, сум, дүүргийн сонгуулийн хороо сонгогдсон нэр дэвшигчид орон нутгийн хурлын төлөөлөгчийн түр үнэмлэх олгоно.

161.4.Аймаг, нийслэл, сум, дүүргийн сонгуулийн хороо сонгуулийн дүнг тав хоногт багтаан хуралдаанаараа хэлэлцэж, орон нутгийн хурлын төлөөлөгчөөр сонгогдсон нэр дэвшигчдийн нэрсийн жагсаалт болон тэдгээрийн бүрэн эрхийг нь хүлээн зөвшөөрөх тухай шийдвэрийн төсөл боловсруулж шинээр сонгогдсон аймаг, нийслэл, сум, дүүргийн хуралд өргөн мэдүүлж, энэ тухай Сонгуулийн ерөнхий хороо болон нийтэд долоо хоногийн дотор тус тус мэдээлнэ.

ЗУРГАДУГААР ДЭД БҮЛЭГ

ОРОН НУТГИЙН ХУРЛЫН ТӨЛӨӨЛӨГЧИЙГ ДАХИН, НӨХӨН СОНГОХ

162 дугаар зүйл.Сонгуулийг хүчингүйд тооцох

162.1.Хэсэгт дахин явагдсан санал хураалт хүчингүй болсон бөгөөд тэр нь сонгуулийн дүнд ноцтой нөлөөлөхөөр байвал тойрогт явуулсан сонгуулийн дүн гаргасан шийдвэр хүчингүй болно.

162.2.Сонгуулийн хууль тогтоомж зөрчсөний улмаас бусдын эрх, эрх чөлөө, хууль ёсны ашиг сонирхол зөрчигдсөн нь маргаан хянан шийдвэрлэх эрх бүхий этгээдийн шийдвэрээр тогтоогдсон хэмжээгээр аймаг, нийслэл, сум, дүүргийн сонгуулийн дүн гаргасан шийдвэр хүчингүй болно.

162.3.Энэ хуулийн 162.1-д заасан тойргийн сонгуулийг хүчингүйд тооцох тухай шийдвэрийг аймаг, нийслэлийн сонгуулийн хороо гаргана.

163 дугаар зүйл.Дахин сонгууль явуулах

163.1.Дараах тохиолдолд дахин сонгууль явагдана:

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164.1.Орон нутгийн хурлын төлөөлөгчийн орон гарсан бол нөхөн сонгууль явагдана.

164.2.Нөхөн сонгуулийг сонгуулийн тухайн шатны сонгуулийн хороо энэ хуульд нийцүүлэн зохион байгуулж явуулна.

164.3.Дараах тохиолдлыг орон нутгийн хурлын төлөөлөгчийн орон гарсан гэж ойлгоно:

164.3.1.орон нутгийн хурлын төлөөлөгчөөс чөлөөлөгдсөн;

164.3.2.орон нутгийн хурлын төлөөлөгчийн бүрэн эрх хүчингүй болсон;

164.3.3.орон нутгийн хурлын төлөөлөгч нас барсан.

АРВАН ЕСДҮГЭЭР БҮЛЭГ

ХАРИУЦЛАГА

165 дугаар зүйл.Хариуцлага хүлээлгэх

165.1.Сонгуулийн хууль тогтоомж зөрчсөн этгээдэд энэ хуульд заасан захиргааны хариуцлага хүлээлгэнэ.

165.2.Сонгуулийн хууль тогтоомж зөрчсөн төрийн албан хаагчид Төрийн албаны тухай хуульд заасан сахилгын хариуцлага хүлээлгэнэ.

165.3.Сонгуулийн хууль тогтоомж зөрчсөн үйлдэл, эс үйлдэхүй нь гэмт хэргийн бүрэлдэхүүнтэй бол гэм буруутай этгээдэд холбогдох хуульд заасан хариуцлага хүлээлгэнэ.

165.4.Сонгуулийн хууль тогтоомж зөрчсөний улмаас бусдад эдийн болон эдийн бус хохирол учирсан бол гэм буруутай этгээдэд Иргэний хууль, бусад хуульд заасан хариуцлага хүлээлгэнэ.

VERSION FOR THE VISUALLY IMPAIRED

GENERAL ELECTION COMMITTEE OF MONGOLIA

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МОНГОЛ УЛСЫН ИХ ХУРЛЫН ДАРГА **З.ЭНХБОЛД**

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- Law on Presidential Elections of Mongolia

Хаяг

Монгол улс Улаанбаатар - 38

Ж.Самбуугийн гудамж - 11

Засгийн газрын 11 дүгээр байр Сонгуулийн ерөнхий хороо

Өргөдөл гомдол, санал хүсэлт

- Өргөдөл гомдол шийдвэрлэх журам
- Өргөдөл гомдол санал хүсэлт авах
- Өргөдөл гомдол шийдвэрлэлтийн мэдээ

Холбоо барих

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Сошиал хуудас

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