

LAW

AMENDING

THE LAW ON THE ELECTION OF MEMBERS OF PARLIAMENT¹

Article 1

In the Law on the Election of Members of Parliament ("Official Gazette of the RS", No. 14/22), in Article 24, paragraph 1, item 14) shall be amended to read as follows:

"14) prescribe training programmes and organise and carry out training for work in local electoral commissions and polling boards, in cooperation with local electoral commissions;"

In paragraph 1, item 22), the word "this" shall be deleted.

Article 2

After Article 24, an article heading and Article 24a shall be added, worded as follows:

"Training for work in local electoral commissions and polling boards

Article 24a

The Republic Electoral Commission shall organise and carry out training for work in local electoral commissions and polling boards related to conducting parliamentary elections, presidential elections and local elections for councillors of local self-government units' assemblies.

The right to attend the training referred to in paragraph 1 of this Article shall be granted to every person who meets the conditions prescribed by this Law for membership in an electoral management body, without discrimination on any grounds, including political affiliation and political beliefs.

Upon successful completion of the training, the Republic Electoral Commission shall issue a relevant certificate, which shall be valid for three years.

By way of derogation from paragraph 3 of this Article, a certificate of completed training shall cease to be valid:

1) on the date on which a judgment becomes final whereby the person to whom the certificate was issued has been sentenced to unconditional imprisonment for a criminal offence against electoral rights, and that person shall be prohibited from attending training for work in electoral commissions or polling boards for the three years following the completion of the sentence imposed;

2) for all members and substitute members of a polling board at a polling station where voting has been annulled ex officio in accordance with the law, on the date on which the decision annulling the voting becomes final.

¹ "Official Gazette of the RS", No. 47/26

The Republic Electoral Commission shall keep records of issued certificates referred to in paragraph 3 of this Article, which shall include: the serial number of the certificate, its date of issuance, the name and surname, UMCN, place and address of residence, telephone number and e-mail address of the person to whom the certificate was issued, as well as the date on which the certificate ceases to be valid in accordance with the provisions of this Article.

Local self-government units' assemblies and city municipalities' assemblies, as well as local electoral commissions, shall be entitled to use the data from the records referred to in paragraph 5 of this Article in the process of appointing members of local electoral commissions and polling boards.

The prescription of training programmes and the manner of organising and carrying out training for work in local electoral commissions and polling boards, as well as the manner of keeping the records referred to in paragraph 5 of this Article, shall be regulated by instructions issued by the Republic Electoral Commission.”.

Article 3

In Article 29, paragraph 4 shall be amended to read as follows:

“When nominating a member and substitute member to a local electoral commission, as well as the Secretary and Deputy Secretary of a local electoral commission, the authorised nominator shall nominate a person who holds a valid certificate of successfully completed training for work in local electoral commissions.”.

Article 4

In Article 30, after paragraph 1, a new paragraph 2 shall be added, worded as follows:

“When nominating a member and substitute member to a local electoral commission, the nominator of a proclaimed electoral list shall nominate a person who holds a valid certificate of successfully completed training for work in local electoral commissions.”.

Former paragraphs 2-5 shall become paragraphs 3-6.

Article 5

In Article 32, paragraph 1, after item 8), an item 8a) shall be added, worded as follows:

“8a) cooperate with the Republic Electoral Commission in organising and conducting training for work in polling boards;”.

Article 6

In Article 35, paragraph 3 shall be amended to read as follows:

“When nominating a member and substitute member to a polling board, a parliamentary group shall nominate a person who holds a valid certificate of successfully completed training for work in polling boards.”.

Article 7

In Article 37, paragraph 3 shall be amended to read as follows:

“When nominating a member or substitute member to a polling board in the standing composition, the head of the municipal or city administration shall nominate a person who holds a valid certificate of successfully completed training for work in polling boards.”.

Article 8

In Article 38, after paragraph 2, a paragraph 3 shall be added, worded as follows:

“When nominating a member and substitute member to a polling board, the ministry in charge of foreign affairs or the ministry in charge of justice shall nominate a person who holds a valid certificate of successfully completed training for work in polling boards.”.

Article 9

In Article 39, after paragraph 2, a new paragraph 3 shall be added, worded as follows:

“When nominating a member and substitute member to a polling board, the nominator of a proclaimed electoral list shall nominate a person who holds a valid certificate of successfully completed training for work in polling boards.”.

Former paragraphs 3 and 4 shall become paragraphs 4 and 5.

Article 10

In Article 41, after paragraph 3, a paragraph 4 shall be added, worded as follows:

“For the purpose of replacing the Chairperson, Deputy Chairperson, member or substitute member of a polling board, the authorised nominator shall nominate a person who holds a valid certificate of successfully completed training for work in polling boards.”.

Article 11

In Article 72, paragraph 1 shall be amended to read as follows:

"A voter may, by his or her signature, support more than one electoral list.".

After paragraph 6, a paragraph 7 shall be added, worded as follows:

“If there are reasonable grounds to suspect the misuse of voters’ personal data in the process of collecting voter signatures, the Republic Electoral Commission shall file a criminal complaint with the competent public prosecution office.”.

Article 12

Article 77 shall be deleted.

Article 13

In Article 78, paragraph 1, the words "or rejection" shall be deleted.

Article 14

In Article 137, paragraph 4 shall be amended to read as follows:

"The nominator of a national minority electoral list may be: a political party registered in the Register of Political Parties as a national minority political party; a coalition composed exclusively of political parties registered in the Register of Political Parties as national minority political parties; as well as a group of citizens formed in accordance with the provisions of this Law."

After paragraph 4, paragraphs 5-7 shall be added, worded as follows:

"An electoral list may be granted the status of a national minority electoral list only if the name of the electoral list contains the full/and or abbreviated name under which the national minority political party nominating the electoral list is registered in the Register of Political Parties, or the name of the national minority whose interests are represented by the political party nominating the electoral list.

If an electoral list, which is proposed to obtain the status of a national minority electoral list, is nominated by a coalition, the name of the electoral list must contain the full and/or abbreviated names of all the political parties that formed the coalition, or the names of all the national minorities represented by the political parties that formed the coalition.

If an electoral list, which is proposed to obtain the status of a national minority electoral list, is nominated by a group of citizens, the agreement on the formation of that group of citizens must contain a statement that the group of citizens is formed for the purpose of representing the interests of a particular national minority, and the name of the electoral list must contain the name of the national minority whose interests are represented by that group of citizens."

Article 15.

Article 138 shall be amended to read as follows:

"Article 138

The Republic Electoral Commission shall adopt a decision rejecting a proposal to grant an electoral list the status of a national minority electoral list if it does not meet the conditions prescribed by this Law, as well as if the list leader or an MP candidate on that electoral list is a person who is publicly recognisable as an active member of a political party that is not a national minority political party."

Article 16

The Republic Electoral Commission shall adopt the instructions referred to in Article 2 of this Law within three months following the date of entry into force of this Law.

Article 17

This Law shall enter into force on the eighth day following the date of its publication in the "Official Gazette of the Republic of Serbia", except for Articles 3 and 4 and Articles 6-10, which shall apply from 1 January 2028.