



**Republic of Liberia**



**NATIONAL ELECTIONS COMMISSION**

**Guidelines on  
Determination of Objections**

**February 25, 2011  
Monrovia, Liberia**

## **PREAMBLE**

WHEREAS, Article 89 of the January 6, 1986 Constitution of the Republic of Liberia established the Elections Commission as an autonomous public Commission;

WHEREAS, Section 2.9(h) of the 1986 Elections Law empowers the Elections Commission to formulate and enforce electoral guidelines;

WHEREAS, the Voter Registration Regulations adopted by NEC in 2010 provides for the objection determination process.

## **NOW THEREFORE:**

The National Elections Commission hereby promulgates the following guidelines pertaining to the determination of objections and appeals against rejection:

## **Article 1. Definitions**

“Determination Period” - means the period for determination of objections by Magistrates during the period of 20-22 April, 2011.

“Magistrate” - means the Magistrate of Elections appointed by the National Elections Commission.

“Objection” - means the objection to inclusion of an individual on the Provisional Registration Roll by stating reason of ineligibility in the prescribed form.

“Objector” - means an eligible individual who made objection.

“NEC” - means the National Elections Commission.

## **Article 2. General Provisions**

2.1. Only those with valid voter’s cards or those eligible to register may make Objection during the Exhibition period.

2.2. Objections shall be received at the Exhibition Center during the Exhibition period on the prescribed forms and forwarded to the relevant Magistrate office for determination.

2.3. The determination of objections shall be made by the Magistrate during the Determination Period.

2.4. The Magistrate of Elections shall not later than seven days before the Determination Period post a notice stating the determination period and location.

## **Article 3. Objection Hearing**

3.1. Objector shall appear at the Magistrate office during the Determination Period for the determination hearing.

3.2. Objector shall make maximum possible effort to notify the person objected to about the objection.

3.3. The Magistrate shall establish the identity of both the Objector and the person objected to in case they are both present.

3.4. Objector shall bear the burden of proof, must provide evidence and explain the grounds in support of his/her objection.

3.5. The person objected to shall then have the opportunity to refute the Objection or offer evidence to the contrary.

#### **Article 4. Determination of Objections**

4.1. If the Magistrate determines that the objection is not valid, the reasons for the Magistrate's determination shall be made available to objector and recorded in the prescribed form and voter in question shall remain on the Provisional Registration Roll.

4.2. If the Magistrate determines that the objection is valid:

- a) The reasons for the Magistrate's determination shall be recorded in the prescribed form;
- b) The person objected to shall be informed in person if present, or with public notice if absent, that his/her name will be removed from the voters list and that he/she is entitled to appeal;
- c) Decision of Magistrate to exclude individual's name from the Provisional Registration List shall be posted at the Exhibition center;
- d) Voter's Registration card of a person objected to shall be retrieved and retained until all appeals have been exhausted;

4.3. In the event, that one or both of the parties are not present, Magistrate shall proceed with determination.

4.4. If the Objector is not present, the Magistrate of Elections will make a determination based upon the evidence submitted when the Objection was received.

#### **Article 5. Appeals**

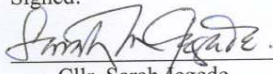
5.1. Any person affected by a determination of the Magistrate may appeal within three (3) days of the determination to the Board of Commissioners.

5.2. Any person affected by a determination of the Board of Commissioners may appeal the matter to the Supreme Court not later than three (3) days after the decision is rendered.

5.3. Any decision by the Supreme Court shall be final.

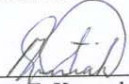

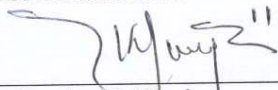
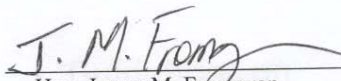
**DONE UNDER OUR HANDS AND SEAL OF THE NATIONAL ELECTIONS  
COMMISSION (NEC) THIS 25<sup>TH</sup> DAY OF FEBRUARY, A.D. 2011.**

Signed:



Cllr. Sarah Jegede  
**COMMISSIONER**

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**COMMISSIONER**

  
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