# **ELECTION OBSERVATION AT GRASSROOTS LEVEL**



More than twenty years of experience in electoral matters

Congress of Local and Regional Authorities of the Council of Europe







More than twenty years of Congress experience

For more than twenty years, the Congress of Local and Regional Authorities has conducted regular activities to observe local and regional elections in the Council of Europe member States, and sometimes beyond. This brochure highlights major achievements and continued challenges in this field.

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#### Observing local and regional elections

The Parliamentary Assembly and the Congress of Local and Regional Authorities are the two political assemblies of the Council of Europe mandated by the Committee of Ministers to observe elections in their respective fields.<sup>1</sup>

As guardian of local and regional democracy, the Congress was granted the observation of elections at grassroots' level.

Together with the monitoring of the European Charter of Local Self-Government, election observation is part of the Congress institutional responsibility to evaluate the situation of local and regional democracy in Europe. Election observation has become widely accepted as a key barometer of the democratic development of a country and a vital instrument in order to improve electoral processes.

Based on its specific mandate, the Congress has organised over 115 missions from 2001 on – mainly in Council of Europe member States and occasionally beyond – such as in the Palestinian territories and in Israel in 2008, in Tunisia in 2018 and in the Kingdom of Morocco in 2021.

On average, the Congress conducts three to five missions per year, depending on the invitations received and resources available. The scope of these missions depends very much on the political context of the respective vote and the interest expressed by a State in the deployment of a Congress delegation. A summary table of these missions can be consulted in this brochure.

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<sup>&</sup>lt;sup>1</sup> More information on the complete range of Council of Europe's activities in the sphere of elections can be found in the Information document <u>GR-DEM(2019)8</u> prepared by the Rapporteur Group on Democracy (GR-DEM) of the Committee of Ministers and dated 19 September 2019.

#### Developing a specific methodology

Over the last twenty years, the Congress methodology in observing elections at local and regional level has been refined to meet the highest international standards. In 2010, the Congress made a major step forward in terms of systematisation of its electoral activities and adopted a proper election observation strategy in its Resolution 306. In addition, through Resolution 353, adopted in 2013, the way was paved towards a more systematic follow-up to the recommendations. In October 2015, the revised Congress rules and procedures brought into focus targeted activities in the framework of the post-electoral dialogue.

The progressive structuring of election observation through Congress reference texts went together with a better practical organisation of its missions in the field. Significant progress has been achieved regarding more systematic implementation of its methodology through compulsory political and legal briefings for the Congress observers and the continued incorporation of international standards in its work. In addition, the Congress increased co-operation with strategic partners, notably the Council of Europe Venice Commission and OSCE Office for Democratic Institutions and Human Rights (ODIHR). Finally, it professionalised the whole observation process through collaboration with academics and electoral experts who are supporting the rapporteurs of the Congress with the drafting of the reports and recommendations following an election observation mission.

#### Professionalising Congress observers

One of the major features of the Congress observation methodology is that delegation members are local or regional elected representatives from the 46 member States of the Council of Europe. Many of them have been involved in the practical organisation of elections in their own municipality or region. Thus, election observation at international level constitutes a

possibility for them to share experiences with their European counterparts and compare the different systems used in Europe.¹ Back in their home country, the discussions with local and regional stakeholders and the information collected during the mission can serve as a source of inspiration for the members of the Congress. This is a win-win-situation for both the observers and the country in which elections are being held, an opportunity to look beyond one's own nose and a chance to learn from each other.

To ensure election observation based on common democratic standards, the Congress has established a set of rules for the composition of its delegations which are to include a balanced representation of the different political groups, a fair geographical representation and gender balance. Moreover, the Congress is striving for a balanced participation of members of both the Chamber of Local Authorities and the Chamber of Regions. In their regular setting, delegations are composed of five up to 20 Congress members, representatives of the Secretariat and an expert.

Access to up-dated country files, practical information and training are major tools of the Congress to improve the performance of its observers in the field. Particular emphasis is placed on ethics while observing, in particular in respect of impartiality, conflict of interest and non-acceptance of inappropriate gifts or invitations. The Congress Guide on observation of local and regional elections contains a list of "dos and don'ts" for observers and is also available in this brochure. Thorough preparation prior to a deployment and systematic feedback at post-electoral briefings are preconditions for a successful observation of elections and constitute the basis of high-quality reports and meaningful recommendations to member States. Observation forms, which are filled in by observers throughout the Election Day, ensure a standardised documentation of the observations made.

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<sup>&</sup>lt;sup>1</sup> In line with the Venice Commission Code of Good Practice in Electoral Matters, the OSCE Copenhagen Document and the UN Declaration of Principles for International Election Observation.

#### Congress election observation in major crisis situations

Due to the restrictions linked to the COVID-19 pandemic, the Congress had to adapt its methodology in order to fulfil its mandate of observing local and regional elections, which is all the more important in crisis situations. In this context, Resolution 455 (2020), adopted by the Statutory Forum on 28 September 2020, made it possible to develop an alternative methodology for observing local and regional elections, which included remote and "hybrid" missions to observe local and regional elections.

The remote format comprises online meetings of the delegation with various interlocutors followed by online debriefings with local observers after the Election Day. Congress delegations for remote activities are normally composed of the representatives of the Congress on the Council for Democratic Elections of the Venice Commission. During such missions, no deployment to the country is foreseen and, due to their limited scope, an information report without formal recommendations is prepared. In contrast, the "hybrid" format missions combine preparatory meetings organised online with a short on-site observation mission on the Election Day. Consequently, for "hybrid" missions, election observation reports are prepared including a Recommendation to the Committee of Ministers as is the case for fully-fledged observation missions.

#### Cooperating with major stakeholders in the field

As it is the case for other activities, the Congress is working in complementary to and in good collaboration with other key actors in the electoral field, notably the Parliamentary Assembly and the Venice Commission of the Council of Europe, and OSCE/ODIHR. Maintaining and reinforcing co-operation with its partners by sharing expertise, best practices and field experiences is high on the agenda of the Congress.

Several observation missions jointly organised with the OSCE/ODIHR and the Parliamentary Assembly took place in recent years, for example in Ukraine (2015), North Macedonia (2017), Georgia (2021) and Albania (2023).

Another example of active co-operation between the Congress and its strategic partners can be seen in the adoption in 2017 of the Joint Opinion of the Venice Commission and OSCE/ODIHR on the Congress Checklist for compliance with international standards and good practices preventing misuse of administrative resources during electoral processes at local and regional level.

In addition, the Congress has in the past requested opinions of the Venice Commission to examine certain legal provisions on local and regional elections. In 2017, the Congress asked the Venice Commission to examine the compatibility of local recall votes, aimed at cutting short the term of office of a local elected representative, with international standards and best practice, in connection with this practice in the Republic of Moldova. In 2019, the Congress requested an opinion of the Venice Commission on several decisions regarding elected candidates and mayors taken after the 31 March 2019 local elections in the south-east of Turkïye. The corresponding opinion was adopted in June 2020.

#### The Council for Democratic Elections

As the only tripartite body of the Council of Europe, the Council for Democratic Elections brings together election experts from the Congress, the Venice Commission and the Parliamentary Assembly. Four members represent the Congress on the Council for Democratic Elections: two members and two substitutes representing both Chambers. This active contribution to the Council, one of the well-established European interfaces in electoral matters, enables the Congress to foster co-operation, to exchange know-how with strategic partners and to jointly tackle transversal problems and new challenges.

Reports and recommendations adopted by the Congress systematically refer to the common standards developed in the framework of the Council

<sup>&</sup>lt;sup>1</sup> https://www.venice.coe.int/webforms/documents/?pdf=CDL-EL(2004)009-e

for Democratic Elections thus contributing to the coherence of the Council of Europe activities in electoral matters.

#### Substantial achievements in the last twenty years

The reports prepared by the Congress in the last years show that many member States have made considerable progress to ensure free and fair electoral processes. The professionalisation of the electoral administration and the drafting of electoral laws in line with international standards in member States are major achievements. However, there is still room for improvement in respect of key elements of the electoral cycle, notably regarding depoliticisation of election administration, prevention of misuse of administrative resources, accuracy of electoral registers and elimination of inconsistencies in legislation.

Also, media freedom is a key condition for democratic elections. During many missions, the Congress has observed that the role of media to inform citizens is being challenged by oligarch structures and insufficient legislation on transparency of media ownership. This poses a threat to independent journalism and deprives voters of their right to make an informed choice based, not least, on balanced and unbiased media content. In recent years, the Congress has also considered the conduct of election campaigns online and the role of social media. In that regard, the Congress recognised the increasing challenge presented by hate speech and fake news during election campaigns.

Criteria to stand in elections and, in particular, the possibility for independent candidates to compete in electoral processes are also crucial. At local level, this entails a fair representation of all communities and should allow any candidate to run in elections without the political and/or financial support of the political establishment. Even though the legislation has been improved in many countries through the introduction of quota regulations, the low political participation of women still remains a matter of concern.

The question of transparency of the financing of electoral campaigns and political parties is one of the main issues covered by the Venice Commission through the Code of Good Practice in the field of Political Parties. However, the implementation of standards on financial reporting remains very poor in many countries. This phenomenon also intersects with other issues such as the misuse of administrative resources in electoral processes.

#### Addressing recurring transversal issues

In the framework of the assessment of positive developments and challenges with regard to the implementation of the Charter, the Congress, approximately every three years, adopts a report which analyses the implementation of the Charter and the observation of European electoral standards at local and regional level in Council of Europe member States.

The latest report on "Recurring issues based on assessments resulting from Congress monitoring of the European Charter of Local Self-Government and election observation missions" was adopted in 2021 and covers the period from 2017 to 2020.<sup>1</sup>

In addition to country and periodic reports on recurrent issues, the Congress specifically addresses cross-cutting issues which are of broader relevance.<sup>2</sup> To date, the following reports were adopted:

Resolution on the Revised code of good practice on referendums (adopted by the Council for Democratic Elections and the Venice Commission) (2022)

Through the adoption of Resolution 484(2022), the Congress endorsed the revised Code of Good Practice on Referendums adopted by the Venice

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<sup>&</sup>lt;sup>1</sup> See the report: <u>www.coe.int/congress-recurring-issues/en</u>

<sup>&</sup>lt;sup>2</sup> See the reports: www.coe.int/congress-elections-transversal

Commission at the 131st Plenary Session. The Resolution recalls that referendums, and their respective campaigns, must be carried out in conformity with democratic principles and Council of Europe standards, as well as with internationally recognised standards and best practices. It points to the complementarity of the work of the Congress with the standards established by the Venice Commission. The Congress also highlighted certain specificities persisting at local and regional levels, such as limitations regarding voters residing abroad, campaign regulations and the administration of referendums. (CG(2022)43-21)

# The situation of independent candidates and the opposition in local and regional elections (2022)

The situation of independent candidates has long received only little attention. Still, their important contribution to political pluralism makes them relevant political actors. While certain proportionate measures to limit the number of political contestants are considered compatible with international standards, overly strict restrictions on participation of independent candidates not only inherently reduce political pluralism but can also be easily manipulated to silence the opposition's viewpoints. The report provides an overview of international standards and best practices and argues in favour of the inclusion of independent candidates in local and regional electoral races. (CG(2022)42-13)

## Beyond elections: the use of deliberative methods in European municipalities and regions (2022)

Governments increasingly rely on various forms of non-electoral participation of their citizens, as a complement to representative democracy. Although deliberative methods are time and resource intensive and require a strong commitment from all actors in a political community, they have become one of the most innovative ways of deepening citizens' participation in political decision-making. Additionally, deliberative

processes increase the transparency of political decisions and are highly effective for specific problems that are difficult to solve in a partisan electoral environment. The report aims to promote the use of deliberative methods and provides relevant guidelines. (CG(2022)42-12)

#### Holding referendums at local level (2021)

Referendums are used as a tool of direct democratic involvement for resolving issues which are directly affecting peoples' lives. Resultingly, they can become a point of controversy due to the potentially divisive nature of the questions asked and the problems that may occur over the referendum campaign. Although national referendums have nowadays attracted much attention, it is in fact the local referendums that are most widespread in Europe. The report seeks to raise awareness about the specificities of local referendums and to promote their use in line with international standards and best practices. (CG(2021)40-11)

#### Local and regional elections in major crisis situations (2020)

The COVID-19 pandemic as well as other crises, such as armed conflicts or natural disasters, have exposed democracies in Europe to considerable challenges in maintaining the functioning of democratic institutions, including regular democratic elections. Election observation during crises represents a particular challenge. The report acknowledges that not all electoral standards can be kept in major crisis situations. At the same time, it stresses that a minimum core of electoral principles has to be upheld. It provides guidelines based on international standards and best practices on holding and postponing local and regional elections in times of major crises. (CG-FORUM(2020)01-05)

Voting rights at local level as an element of successful long-term integration of migrants and IDPs in Europe's municipalities and regions (2018)

In the context of migration flows within the Council of Europe member States, an increasing number of people have settled or been resettled in countries or regions other than those of their origin. As voting encourages displaced persons to participate actively in the life of their communities, the right to vote at local level can be seen as a natural starting point for successful long-term integration. The report examines the international standards with regard to voting rights of IDPs and non-citizens, outlines the major challenges and describes the diversity of approaches chosen by Council of Europe member States. (CG35(2018)37)

The misuse of administrative resources during electoral processes: the role of local and regional elected representatives and public officials (2017)

The misuse of administrative resources during elections has been highlighted as a matter of concern in numerous Congress election observation reports. In practice, misuse of administrative resources ranges from pressure exerted on civil servants and public employees to the use of State resources during electoral campaigns. The report examines overall recurrent problems of misuse of administrative resources during electoral processes and identifies areas with specific relevance for the local and regional level. It also looks at relevant international standards and best practices and presents a selection of national examples to tackle this problem. (GC31(2016)7)

In order to provide concrete guidance for the implementation of the according standards, the Congress adopted the "Checklist for assessing compliance with international standards and good practices on the prevention of the misuse of administrative resources in electoral processes

at local and regional level" (CG32(2017)12), also published as a "Practical Guide" for local and regional politicians and officials.

#### Electoral lists and voters residing de facto abroad (2015)

The issue of voters remaining on electoral lists while residing de facto abroad has been noted in a number of Congress reports. This category of voters raises concerns from the perspective of effective electoral management, transparency and combatting electoral fraud. With this report, the Congress makes local and regional authorities aware of their responsibilities on the practical side of holding elections, in particular the quality and accuracy of electoral registers. The report argues that a "genuine link" should exist between voters and their electoral constituency as decisions on local issues belong to the electorate actually permanently residing in the respective constituency. (CG/2015(28)6)

#### Criteria for standing in local and regional elections (2015)

The right to stand for local and regional elections is a key component of territorial democracy. While there needs to be some regulation to eliminate spurious candidates, the health of democracy depends on the greatest possible proportion of the electorate being able to stand as candidates. Against the backdrop of raising mobility in Europe and increasing demands to run in elections, the report finds that there remain too many restrictions on standing for local and regional elections. The report therefore recommends reviewing the legislation in member States with a view to removing unnecessary hindrances. (CG/2015(28)7FINAL)

# Voting at 16 – Consequences on youth participation at local and regional level (2015)

Due to socio-political developments and growing disenchantment with politics, lowering of the voting age became a matter of public debate in

Europe. While most countries set the minimum voting age at 18, demographic shifts, education, greater access to information and increased political awareness have significantly improved decision-making among the youth. Against this background, the report discusses the pros and cons of lowering the voting age to 16, with particular attention to local and regional elections. The report also presents a comparative analysis of current practices regarding voting requirements at the territorial level in view of international standards. (CG/2015(29)8PROV)

#### Follow-up to Congress recommendations

The Congress attaches great attention to the follow-up of its election observation missions and to the implementation of recommendations emerging from such observations. Consequently, and in complementarity to the political monitoring process of the European Charter of Local Self-Government, the Congress has introduced the possibility for member States to open a post-electoral dialogue. In co-operation with State authorities, political forces, national associations of local and regional self-government and other relevant stakeholders, the Congress highlights specific issues detected during election observations and offers support to work on suitable solutions. Follow-up is also ensured by the participation of the Congress in post-electoral conferences organised, for instance, by the Parliamentary Assembly and other departments of the Council of Europe or by member States.

During the 2016 Fact-finding Mission carried out in Albania, the Congress, for the first time, engaged in a post-electoral dialogue, further to the local elections held in June 2015.<sup>1</sup>

Following the observation of the October 2016 local elections in Bosnia and Herzegovina and a fact-finding mission to Sarajevo and Mostar organised in June 2017,<sup>2</sup> a Congress "Reflection Group on Mostar", bringing together

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<sup>&</sup>lt;sup>1</sup> Post-Electoral dialogue - 24 to 26 February 2016 - CG30(2016)15

<sup>&</sup>lt;sup>2</sup> Post-Electoral dialogue – 25 to 26 May 2017 - CPL33(2017)03

European partners, including the EU Committee of the Regions, was created with the aim to contribute to a sustainable solution restoring local democracy in Mostar where a political deadlock had prevented local elections since 2008. The project "Building democratic participation in the City of Mostar", launched in 2019, created opportunities for citizens to engage in a deliberative process through citizens' assemblies to participate in local decision-making. Most notably, local elections were held in Mostar in December 2020 and a Congress cooperation project introducing a citizens' assembly in the city was implemented. The project will serve as a model to be endorsed by other municipalities with support from the Congress.

# Congress rules and procedures with regard to election observation

The Congress is governed by statutory resolutions adopted by the Committee of Ministers under the authority of the Statute of the Council of Europe and by its own principles aimed at amplifying these statutory texts. The topics presented below are extracts of the Rules and Procedures adopted by the Congress at its 31th Session on 21 October 2016 and revised by the Statutory Forum on 28 September 2020. They relate, in principle, to the basics of election observation missions, notably the composition of respective Congress delegations.

#### General provisions on election observation

Following an invitation by the authorities of a country to observe local and/or regional elections, the Congress Bureau decides on the acceptance of the invitation and on the scale of the operation (electoral assessment mission, pre-election mission, observation mission) and on its format (onsite, hybrid or remote). In the absence of a Bureau meeting, the Congress President takes the necessary decision, after consultation with the Presidents of the Chambers.

The Congress may also decide not to deploy an observation mission following an invitation, for example if the latter arrives too late to ensure a meaningful observation process or for other reasons. An official invitation should be received by the Congress at the latest 60 days prior to the Election Day.

#### Delegations for election observation

In case of a fully-fledged onsite mission, the Secretariat sends a call for interest, including the application form, to the e-mail addresses of all Congress members. Secretaries and Heads of national delegations receive a copy. Congress members who express their interest and send back the form by a given deadline will be considered. Candidatures from members of national associations whose associations agree to cover their costs shall also be taken into account.

Based on candidatures received within the given deadline, the Secretary General of the Congress proposes a draft delegation, including a Head of delegation, normally involving between 5 and 20 members.<sup>1</sup>

The composition of delegations is determined according to an appointment system which takes into consideration the balanced representation of members affiliated to different political groups of the Congress and of non-affiliated members, the representation of both chambers of Congress and, as far as possible, parity between men and women and equitable geographical representation between member States. This process also takes into account the chronological order of candidacies put forward by Congress members.

In addition to Congress members, a delegation comprises one or more representatives of the Congress Secretariat as well as an expert in electoral

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<sup>&</sup>lt;sup>1</sup> For remote and "hybrid" election observation activities, members of the delegations normally include the representatives of the Congress on the Council for Democratic Elections of the Venice Commission.

matters. The delegation is usually accompanied by local interpreters to facilitate communication between interlocutors and the Congress delegation.

In order to ensure a meaningful participation in the work of the mission, the candidates' language skills (in at least one of the official languages of the Council of Europe, English and French) will be taken into consideration. In addition, experience in election observation and participation in trainings are amongst the criteria.

For the appointment as Head of Delegation/Rapporteur, in addition to the criteria mentioned above, moderation skills and capacities in political dialog are required.

Observation delegations should not include Congress members from the country in which the elections are going to be monitored and from countries with special relations with the respective country.

Members taking part in a potential pre-election visit are expected to also be available for the main election observation mission.

In order to ensure a meaningful participation in the online meetings, in case of remote and hybrid missions, the scope of the delegation is reduced.

#### Reporting after election observation

A written report will be drawn up by the Rapporteur with the assistance of the Congress Secretariat and the expert. It should reflect the opinion of the members of the entire delegation. The report must be comprehensive, noting both positive and negative factors, distinguishing between significant and insignificant findings. It should identify patterns that could have an impact on the integrity of the election process and on the authenticity of the vote. It should follow a standardised template and takes into account resolutions/recommendations previously adopted by the Congress, including those arising from the monitoring of the country concerned, as well as relevant recommendations and opinions from other Council of Europe bodies and international organisations and institutions.

Following missions which include observation of polling procedures on the Election Day, the report is accompanied by a Recommendation to the Committee of Ministers.

In the case of remote missions, an information report is prepared which contains propositions to be endorsed by the Monitoring Committee and the Congress Session.

#### Post-electoral dialogue

The importance of election observation at local and regional level and its complementarity to the monitoring of the European Charter of Local Self-Government has been broadly acknowledged within the Council of Europe. In order to ensure coherence and effectiveness of these tools and the implementation of recommendations emerging from its election observation missions, the Congress has introduced the option of a post-election observation dialogue. Such a dialogue may be put into place at the joint initiative of the Congress and relevant authorities. The Permanent Representative of the country concerned, as well as the Head and the Secretary of the national delegation to the Congress will be duly informed of the post-electoral dialogue process. The dialogue comprises the following steps:

- a. a presentation of the Congress Recommendation to the relevant national authorities, notably central election commissions and/or other national authorities in charge of electoral management;
- b. an exchange of views with the relevant national authorities, notably central election commissions and/or other national authorities in charge of electoral management, as well as other relevant stakeholders;
- c. the drawing-up of an implementation timetable by the Congress delegation in co-operation with the relevant national authorities, notably central election commissions and/or other relevant authorities in charge of electoral management, as well as other stakeholders, in order to guarantee the implementation of the agreed-upon recommendations;

d. on the basis of this implementation timetable, if appropriate, an action plan or co-operation programme will be developed in cooperation with other relevant departments of the Council of Europe.

#### Delegations for post-electoral dialogue

Delegations can be constituted of the Head of delegation/Rapporteur or, if unavailable, any member of the Congress election observation mission and the Rapporteur responsible for the Monitoring of the Charter in the member State in question. When necessary, the post-electoral delegation will be accompanied by the Congress spokesperson on the observation of local and regional elections, the Congress Secretariat and by an electoral expert.

#### How to observe elections – the dos and don'ts

#### 1. Prepare yourself properly

Sign the Congress Code of Conduct and attend trainings, in particular organised during Congress Sessions. Read the background materials including previous reports, history and information about the political system and become familiar with the legal framework for elections. Stay abreast of the current political context. Prepare questions for planned meetings.

#### 2. Comply with the rules

Fully dedicate yourself to the observation mission, follow the instructions of the Congress delegation's leadership (Head of delegation/Rapporteur) including on area of deployment, abide by the Code of Good Practice in Electoral Matters and attend the required briefings and debriefings.

#### 3. Be an active member of the delegation

Contribute actively to all meetings with Congress interlocutors prior to Election Day (state/ government/electoral officials, diplomats, representatives of parties, media, NGOs, experts).

#### 4. Avoid conflicts of interests

Avoid conflicts between any actual or potential financial or any other interests, on a professional, personal or family level, in connection with the country concerned by an election observation mission. If you are unable to avoid this, inform the Congress Secretariat as soon as possible. Refer to the

Rules and Procedures of the Congress, in particular Paragraph 64.3.d and to the Code of Conduct of Congress members, in particular Paragraph 81.

#### 5. Remain impartial

During meetings with the Congress interlocutors prior to and on Election Day, maintain strict political impartiality at all times and avoid expressing or showing any bias or preference in relation to national authorities, political parties, candidates, issues etc.

#### 6. Do not interfere in electoral processes

Do not obstruct the whole process including counting; do not intervene or give instructions to election officials, political party representatives or other observers. Instead, kindly draw attention of election officials on significant problems, irregularities, fraud etc. and specifically note them down for the debriefing. Do not stay if you feel threatened or if you are denied entry, as security of observers is paramount.

#### 7. Respect the laws of the host country

Respect the sovereignty and laws of the host country, and the human rights and fundamental freedoms of its people, including secrecy of the vote. Follow lawful instructions from the country's governmental, security or electoral authorities. Exhibit the highest levels of personal discretion and professional behaviour at all times during the conduct of observation missions. Introduce yourself, wear identification and present your accreditation upon request.

<sup>&</sup>lt;sup>1</sup> Rules and Procedures of the Congress <a href="https://rm.coe.int/congress-rules-and-procedures/1680a39eb7">https://rm.coe.int/congress-rules-and-procedures/1680a39eb7</a> and Code of Conduct of Congress members <a href="https://rm.coe.int/code-of-conduct-flyer-a5-for-members-en/1680a162df">https://rm.coe.int/congress-rules-and-procedures/1680a39eb7</a> and Code of Conduct of Congress members <a href="https://rm.coe.int/congress-rules-and-procedures/1680a39eb7">https://rm.coe.int/congress-rules-and-procedures/1680a39eb7</a> and Code of Conduct of Congress members <a href="https://rm.coe.int/code-of-conduct-flyer-a5-for-members-en/1680a362df">https://rm.coe.int/code-of-conduct-flyer-a5-for-members-en/1680a362df</a>.

#### 8. Gather information

Observe carefully the election procedures and if laws, instructions and actions of state / governmental / electoral officials unduly burden or obstruct the conduct of the elections. When necessary, ask questions to officials to clarify certain aspects without obstructing the overall election process. Also observe the general conditions outside of the polling station.

#### 9. Fill in the forms

Keep a well-documented record of your observations by using, in particular, the Congress questionnaire (or the forms provided by partner institutions). Get familiar with the questionnaire ahead of the Election Day. Discuss answers/comments with your team member and jointly agree on a common assessment.

#### 10. Form a comprehensive opinion

Be aware that conclusions following election observation should be comprehensive, noting both positive and negative factors, and distinguishing between significant and insignificant findings. If some questions are left unaddressed after a first visit, feel free to come back later in the day to the same polling station to confirm your observations.

#### 11. Cooperate with other election observers

Co-operate with other international election observers, notably with the Parliamentary Assembly of the Council of Europeand the OSCE/ODIHR.

#### 12. Give feedback during the debriefing

Contribute to the preparation of the written report by giving feedback to the Congress Head of delegation and Secretariat members throughout the

mission, and in particular during the dedicated post-Election Day debriefing as experiences can vary significantly between teams and areas of deployment. Participate actively in the debate for the adoption of the report at the Congress Session.

#### 13. Do not accept gifts

Avoid any situation where you could appear to be receiving an inappropriate payment or gift during a mission. Refer to the Code of Conduct of Congress members, in particular Paragraph 15 and to Rules and Procedures of the Congress, in particular Rule 65.1.1

#### 14. Make use of social media carefully

Refrain from posting on social media on findings and observations drawn from the mission before the final mission statement is published. From the moment of confirmation of participation until adoption of the report, do not post photos of candidates or any content that could show preference in the context of the elections observed. Feel free to share content suggested by the Head of delegation or Congress Secretariat and factual information on the mission.

#### 15. Avoid spontaneous media statements and contradictions

Refrain from making statements/declarations to the traditional media on conclusions drawn from the observation before the final mission statement. Clarify possible requests from the media with the Congress delegation's leadership. Avoid contradiction of statements/declarations compared to the overall final assessment of the elections. If interviewed on

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<sup>&</sup>lt;sup>1</sup> Code of Conduct of Congress members (2021) <a href="https://rm.coe.int/code-of-conduct-flyer-as-for-members-en/1680a162df">https://rm.coe.int/code-of-conduct-flyer-as-for-members-en/1680a162df</a> and Rules and Procedures of the Congress <a href="https://rm.coe.int/congress-rules-and-procedures/1680a39eb7">https://rm.coe.int/congress-rules-and-procedures/1680a39eb7</a>

Election Day, clearly mention factual information about the Congress mission and the date of the release of the final statement.

### Reports adopted by the Congress (2001-2023)

### Thematic reports:

Year	Title	Rapporteurs	Report and/or Recommendation and/or Resolution
2022	Resolution on the Revised Code of Good Practice on Referendums (adopted by the Council for Democratic Elections and the Venice Commission)	Vladimir PREBILIC Slovenia (L, SOC/G/PD)	CG(2022)43-21; Resolution 484 (2022)
2022	The situation of independent candidates and the opposition in local and regional elections	Vladimir PREBILIC Slovenia (L, SOC/G/PD)	CG(2022)42-13
2022	Beyond elections: The use of deliberative methods in European municipalities and regions	Karl-Heinz LAMBERTZ Belgium (R, SOC/G/PD)	<u>CG(2022)42-12</u>
2021	Holding referendums at local level	Vladimir PREBILIC Slovenia (L, SOC/G/PD)	CG(2021)40-11
2020	Local and regional elections in major crisis situations	Stewart DICKSON, United Kingdom (R, ILDG) and Jos WIENEN, Netherlands (L, EPP/CCE)	<u>CG-FORUM(2020)01-</u> <u>05</u>
2018	Voting rights at local level as an element of successful long-term integration of migrants and IDPs in Europe's municipalities and regions	Jos WIENEN Netherlands (L, EPP/CCE)	CG35(2018)17
2017	Checklist for compliance with international standards and good practices preventing misuse of administrative resources during electoral processes at local and regional level	Stewart DICKSON, United Kingdom (R, ILDG)	<u>CG32(2017)12</u>

2015	Electoral lists and voters residing de facto	Jos WIENEN,	CG/2015(28)6FINAL
	abroad	Netherlands (L,	
		EPP/CCE)	

2015	Criteria for standing in local and regional	Oleksii	CG/2015(28)7FINAL
	elections	HONCHARENKO	
		(Ukraine, R, SOC) et	
		Viacheslav ROGOV	
		(Russian Federation,	
		L, ILDG)	
2015	Voting at 16 – Consequences on youth	Liisa ANSALA	CG/2015(29)8PROV
	participation at local and regional level	(Finland, L, ILDG)	

### Country reports:

Year	Country	Elections observed	Date of the elections	Rapporteurs	Report and/or Recommendation and/or Resolution
2023	Armenia	Elections to the Council of Elders	17 September 2023	DEJONGHE, (Belgium, ILDG, R)	Report CPL(2023) 45- 02 Recommendation 501 (2023)
2023	Albania	Local elections	14 May 2023	Stewart DICKSON, (United- Kingdom, ILDG, R)	Report CPL(2023)45- 04 Recommendation 497 (2023)
2023	Germany	Regional council and district assembly elections in Berlin	12 February 2023	Vladimir PREBILIC (Slovenia, SOC/G/PD, L)	CG(2023)44 Recommendation 489 (2023)
2022	Slovenia	Local elections	20 November 2022	David ERAY (Switzerland, EPP/CCE, R)	CPL(2023)44-02 Recommendation 490 (2023)
2022	Bosnia and Herzegovina	Cantonal elections	2 October 2022	Stewart DICKSON, (United- Kingdom, ILDG, R)	CPR(2023)44-02 Recommendation 491 (2023)
2022	Serbia	Partial local elections	3 April 2022	Carla DEJONGHE, (Belgium, ILDG, R)	CPL(2022)43-02 Recommendation 482 (2022)
2022	Netherlands	Local elections (hybrid mission)	16 March 2022	Vladimir PREBILIC (Slovenia, SOC/G/PD, L)	CG(2022)43-19 Recommendation 488 (2022)

2022	Albania	Partial local elections (remote mission)	6 March 2022	Stewart DICKSON, ( United-Kingdom, GILD, R)	CPL(2022)43-03
2021	Armenia	Partial local elections (remote mission)	5 December 2021	Stewart DICKSON, (United-Kingdom R, ILDG)	<u>CPL(2022)42-04</u>
2021	Denmark	Local and regional elections	16 November 2021	Gunn Marit HELGESEN, Norway (R, EPP/CCE)	CG(2022)42-17
2021	Georgia	Local elections	2 October 2021	David ERAY, Switzerland (R, EPP/CCE)	<u>CPL(2022)42-02</u>
2021	Kingdom of Morocco	Municipal and regional elections (hybrid mission)	8 September 2021	Vladimir PREBILIC, Slovenia (L, SOC/G/PD)	<u>CG(2022)42-19</u>
2020	Bosnia- Herzegovina	Local elections in Mostar (remote mission)	20 December 2020	Stewart DICKSON, (United- Kingdom, ILDG, R)	CG-MON(2021)18-09
2020	Bosnia- Herzegovina	Local partial elections (remote mission)	15 November 2020	Stewart DICKSON, (United- Kingdom, ILDG, R)	CG-MON(2021)18-09
2020	Ukraine	Local elections (remote mission)	25 October 2020	Stewart DICKSON, (United- Kingdom, ILDG, R)	<u>CG-BUR(2020)35-</u> 3Z
2019	Republic of Moldova	Local Elections	20 October 2019	Vladimir PREBILIC	CG-FORUM(2020)01- 04

				(Slovenia, L, SOC/G/PD)	
2019	Türkiye	Repeat Mayoral Elections in Istanbul	23 June 2019	Andrew DAWSON (United Kingdom, R, ECR)	CG37(2019)14
2019	Türkiye	Local Elections	31 March 2019	Andrew DAWSON (United Kingdom, R, ECR)	CG37(2019)14
2018	Slovenia	Local Elections	18 November 2018	Robert GRUMAN (Romania, R, EPP-CCE)	CPL36(2019)02
2018	Poland	Local Elections	21 October 2018	Jos WIENEN (Netherlands, L, EPP-CCE)	CG36(2019)18
2018	Bosnia and Herzegovina	Elections of cantonal assemblies	7 October 2018	Stewart DICKSON (United Kingdom, R, ILDG)	CPR36(2019)02 Recommendation 432 (2019)
2018	Republic of Moldova	Early Local Elections in Chisinau, Balti	20 May 2018	Gunn-Marit HELGESEN (Norway, R, EPP- CCE)	CG35(2018)22
2018	Tunisia	Municipal Elections	6 May 2018	Xavier CADORET (France, L, SOC)	CG35(2018)10
2018	Netherlands	Local Elections	21 March 2018	Stewart DICKSON (United Kingdom, R, ILDG)	CPL35(2018)04
2017	Georgia	Local Elections	21 October 2017	Stewart DICKSON (United Kingdom, R, ILDG)	CPL34(2018)03

2017	The former Yugoslav Republic of Macedonia	Local Elections	15 October 2017	Karim Van OVERMEIRE (Belgium, R, NR)	CPL34(2018)02final Recommendation 413 (2018)
2017	Armenia	Elections to the Council of Elders of Yerevan	14 May 2017	Liisa ANSALA (Finland, L, ILDG)	CPL33(2017)04
2017	Finland	Local Elections	9 April 2017	Lelia HUNZIKER (Switzerland, L, SOC)	<u>CPL33(2017)05</u> <u>Recommendation</u> <u>408 (2017)</u>
2016	Republic of Moldova	Elections for the Popular Assembly of the Autonomous Territorial Unit of Gagauzia	20 November 2016	Sevdia UGREKHELIDZE (Georgia, R, EPP-CCE)	CPR32(2017)02
2016	Bosnia and Herzegovina	Local elections	2 October 2016	Stewart DICKSON (United Kingdom, R, ILDG)	CG32(2017)16 Recommendation 399 (2017)
2016	Armenia	Local by-elections	18 September 2016	Liisa ANSALA (Finland, L, ILDG)	CPL31(2016)02
2016	Serbia	Local and Provincial Elections	24 April 2016	Karim Van OVERMEIRE (Belgium, R, NR)	CG31(2016)21
2015	Ukraine	Local Elections	25 October 2015	Jos WIENEN (Netherlands, L, EPP-CCE)	CG30(2016)07-final Recommendation 386 (2016)
2015	Albania	Local Elections	21 June 2015	Stewart DICKSON (United Kingdom, R, ILDG)	CPL/2015(29)2 Recommendation 377 (2015) Resolution 388 (2015)
2015	Republic of Moldova	Local Elections	14 June 2015	Line VENNESLAND FRASER (Norway, L, CRE)	CPL/2015(29)3 Recommendation 378 (2015)

2015	Republic of Moldova	Elections of the Bashkan (Governor) and partial elections to the People's Assembly of the Autonomous Territorial Unit of Gagauzia	22 March 2015	Lars O. MOLIN, Sweden (L, EPP- CCE)	CPR/2015(29)3
2014	Georgia	Local Elections	15 June 2014	Jos WIENEN (Netherlands, L, EPP/CCE)	CPL(27)5FINAL Recommendation 360 (2014)
2014	Ukraine	Pre-term Local Elections	25 May 2014	Nigel MERMAGEN (United Kingdom, L, ILDG)	CPL(27)4FINAL Recommendation 359 (2014)
2014	Netherlands	Municipal Elections	19 March 2014	Pearl PEDERGNANA (Switzerland, L, SOC)	CPL(27)3FINAL Recommendation 358 (2014)
2013	Armenia	Elections for the Agavani (Assembly) of the City of Yerevan	5 May 2013	Stewart DICKSON (United Kingdom, R, ILDG)	CPL(25)3FINAL Recommendation 344 (2013) Resolution 359 (2013)
2013	The former Yugoslav Republic of Macedonia	Municipal Elections	24 March 2013	Jüri LANDBERG (Estonia, L, ILDG)	CPL(25)4FINAL Recommendation 345 (2013) Resolution 360(2013)
2012	Bosnia and Herzegovina	Local Elections	7 October 2012	Amy KOOPMANSCHA P (The Netherlands, L, SOC)	CPL(24)3PROV Recommendation 339 (2013) Resolution 355 (2013)
2012	Armenia	Local by-elections	9 and 23 September 2012	Henry FERAL (France, L, EPP/CCE)	CPL(24)2REV Recommendation 338 (2013)

2012	Serbia Bulgaria	Local Elections  Local Elections	6 May 2012 23 October 2011	Nigel MERMAGEN (United Kingdom, L, ILDG) Mihkel JUHKAMI (Estonia, L, EPP/CD)	Report CPL(23)3 Recommendation 330 (2012) Resolution 348 (2012)  CG(22)5 Recommendation 318 (2012) Resolution 338 (2012)
2011	Norway	Test on E-voting in the framework of Local Elections	12 September 2011	Nigel MERMAGEN (United Kingdom, L, ILDG) and Devrim CUKUR (Türkiye, R, SOC)	<u>CG/BUR(21)9</u>
2011	Republic of Moldova	Local Elections	5 June 2011	Hannes WENINGER (Austria, L, SOC)	CPL(21)4 Recommendation 313 (2011) Resolution 329 (2011)
2011	Albania	Local Elections	8 May 2011	Volkram GEBEL (Germany, L, EPP/CD)	CPL(21)3 Recommendation 312 (2011) Resolution 328 (2011)
2010	Republic of Moldova	Elections of the Bashkan (Governor) of the Autonomous Territorial Unit of Gagauzia	12 December 2010	Volkram GEBEL, Germany (EPP- CD)	CG/BUR(19)34
2010	Ukraine	Local Elections	31 October 2010	Nigel MERMAGEN (United Kingdom, L, ILDG)	CG(20)7 Recommendation 303 (2011) Resolution 322 (2011)
2010	Georgia	Local Elections	30 May 2010	Günther KRUG (Germany, R, SOC)	CG(19)8 Recommendation 291 (2010) Resolution 311 (2010)

2009	Azerbaijan Armenia	Municipal Elections	23 December 2009	Francis LEC (France, L, SOC)	CPL(18)2 Recommendation 284 (2010) Resolution 300 (2010)
2009	Armenia	First Municipal Elections in Yerevan	31 May 2009	Nigel MERMAGEN (United Kingdom L, ILDG)	CPL(17)5 Recommendation 277 (2009)
2009	The former Yugoslav Republic of Macedonia	Local Elections	22 March 2009	Paolo RONDELLI (San Marino, L, SOC)	CG(16)16REP Recommendation 269 (2009)
2008	Israel	Local Elections	11 November 2008	Jean-Claude FRECON (France, L, SOC)	<u>CG/BUR(15)99</u>
2008	Georgia	Elections to the Supreme Council of the Autonomous Republic of Adjara	3 November 2008	Günther KRUG (Germany, R, SOC)	CPR(16)2REP Recommendation 264 (2009)
2008	Finland	Electronic voting in the Finnish Municipal Elections	26 October 2008	Keith WHITMORE (United Kingdom, R, ILDG)	<u>CG/CP(15)4</u>
2008	Bosnia and Herzegovina	Local Elections	5 October 2008	Nigel MERMAGEN (United Kingdom, L, ILDG)	CG(15)34REP Recommendation 256 (2008)
2008	Armenia	Local Elections	28 September 2008	Paolo RONDELLI, (San Marino, L, SOC)	CG(15)33REP Recommendation 255 (2008)
2008	Serbia	Local and Provincial Elections	11 and 25 May 2008	Paolo RONDELLI (San Marino, L, SOC)	CG(15)32REP Recommendation 254 (2008) Resolution 275 (2008)

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2008	Republic of	Elections to the	16 and 30	Paolo RONDELLI	CG(15)11REP
	Moldova	People's Assembly	March 2008	(San Marino, R,	Recommendation
		in Gagauzia		SOC)	239 (2008)
2007	Bosnia and	Presidential	9 December	Giorgi	CG(14)35REP
	Herzegovina	Elections in the	2007	MASALKINI	Recommendation
		Republic of Srpska		Georgia (Georgia,	237 (2008)
				R, ILDG)	<u>Resolution 254 (2008)</u>
2007	Serbia	Kosovo¹ Municipal	17 November	Joe CONWAY	CG(14)34REP
		and Assembly	and 8	(Ireland L, ILDG)	Recommendation
		Elections	December		236 (2008)
			2007		Resolution 253 (2008)
2007	Republic of	Local Elections	3 and 17 June	Joseph BORG	CG(14)23REP
	Moldova		2007	(Malta, R,	Recommendation
				EPP/CCE)	227 (2007)
					Resolution 246 (2007)
2007	Albania	Local Elections	18 February	Jean-Claude	CG(13)44PART2
			2007	FRECON (France,	Recommendation
				SOC, L)	214 (2007)
2006	Republic of	Election of the	3 and 17	Susan BOLAM	CG(13)43PART2
	Moldova	Bashkan	December	(United Kingdom,	Recommendation
		(Governor) of	2006	R, EPP/CCE) and	213 (2007)
		Gagauzia		Paolo RONDELLI	Resolution 232 (2007)
				(San Marino, R,	
				soc	
2006	Azerbaijan	Rerun of Local by-	6 October	Véronique	CG(13)33PART2
		elections	2006	MOREIRA	Recommendation
				(France, R, SOC)	206 (2006)
					Resolution 225
					(2006)
2006	Georgia	Local Elections	5 October	Wim VAN	<u>CG(13)32PART2</u>
	2201910		2006	GELDER	<u> </u>
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<sup>&</sup>lt;sup>1</sup> All reference to Kosovo, whether to the territory, institutions or population, in this text shall be understood in full compliance with United Nations Security Council Resolution 1244 and without prejudice to the status of Kosovo.

				(Netherlands, R, EPP/CD)	Recommendation 205 (2006) Resolution 224 (2006)
2006	Serbia and Montenegro	Referendum on the State-Status of Montenegro	21 May 2006	Keith WITHMORE (United Kingdom, R, ILDG)	CG(13)15 PARTII Recommendation 186 (2006) Resolution 211 (2006)
2006	Ukraine	Local and Regional Elections	26 March 2006	David LLOYD- WILLIAMS (United Kingdom, R, ILDG)	CG(13)10PARTII Recommendation 192 (2006) Resolution 216 (2006)
2005	Palestinian territories	Local Elections (fourth phase)	15 December 2005	Christopher NEWBURY (United Kingdom, L, EPP/CD)	CG/BUR(12)100
2005	Republic of Moldova	Local by-elections	27 November and 11 December 2005	David LLOYD- WILLIAMS (United Kingdom, L, ILDG)	<u>CG/BUR(12)98</u>
2005	Armenia	Local Elections	25 September and 16 October 2005	Sean O'BRIEN (Ireland, L, SOC)	<u>CG/CP(12)13</u>
2005	Republic of Moldova	Local by-elections	10 and 24 July 2005	Pascal MANGIN (France, L, EPP/CCE)	CG/BUR(12)34
2005	The former Yugoslav Republic of Macedonia	Local Elections	13, 27 March and 10 April 2005	Keith WHITMORE (United Kingdom, R, GILD)	<u>CG/BUR(11)122rev.</u>
2004	Azerbaijan	Local Elections	17 December 2004	Wim VAN GELDER (Netherlands, R, EPP/CD)	CG/BUR(11)95
2004	The former Yugoslav	Referendum on the new law on	7 November 2004	Sean O'BRIEN (Ireland, L, SOC)	CG/BUR(11)75

	Republic of Macedonia	municipal boundaries and on decentralisation			
2004	Bosnia and Herzegovina	Municipal Elections	2 October 2004	Christopher NEWBURY (United Kingdom, L, EPP/CD)	CG/CP(11)13
2004	Serbia and Montenegro	Local Elections	19 September 2004	Alain CHENARD (France, Honorary member, former President of the Congress)	CG/CP(11)14
2004	Georgia	Regional Elections in Adjara (Georgia)	20 June 2004	Joseph BORG (Malta, R, EPP/CD) and Ian MICALEFF (Malta, L, EPP/CD)	CG/BUR(11)40
2004	Serbia and Montenegro	Presidential Elections	13 and 27 June 2004	Ayse Bahar CEBI (Türkiye, L, EPP/CD) and Christopher NEWBURY (United- Kingdom, L, EPP/CD)	CG/BUR(11)26
2004	Romania	Local and Regional Elections	6 June 2004	Günther KRUG (Germany, R, SOC)	CG/BUR(11)25
2004	Ukraine	Mayoral Election in the town of Mukachevo	18 April 2004	Joseph BORG (Malta, R, EPP/CD)	CG/BUR(10)125
2003	Albania	Local by-elections in Tirana	28 December 2003	Yavuz MILDON (Türkiye , R, EPP/CD)	<u>CG/BUR10(87)</u>

2003	Republic of Moldova	Regional elections in Gagauzia	16 and 30 November 2003	Christopher NEWBURY (United Kingdom, L, EPP/CD)	CG/BUR(10)89
2003	Serbia and Montenegro	Presidential Elections	16 November 2003	Joseph BORG (Malta, R, EPP/CD)	<u>CG/BUR(10)70</u>
2003	Albania	Local elections	12 October 2003	Helene LUND (Denmark, L, SOC)	<u>CG/CP(10)16</u>
2003	Republic of Moldova	Local Elections	25 May and 8 June 2003	Yavuz MILDON (Türkiye , R, EPP/CD)	CG/BUR(10)19
2002	Serbia and Montenegro	Municipal elections in Kosovo¹	26 October 2002	Thomas JIRSA (Czech Republic, L)	<u>CG/BUR(9)80</u>
2002	Armenia	Local Elections	20 October 2002	Christopher NEWBURY (United Kingdom, L, EPP/CD)	<u>CG/BUR(9)60</u>
2002	Republic of Moldova	Regional Elections in Gagauzia	6 and 22 October 2002	Yavuz MILDON (Türkiye, L, EPP/CD) and Noreen RYAN (Ireland, R)	<u>CG/BUR(9)59</u>
2002	Bosnia and Herzegovina	General Local Elections	5 October 2002	Keith WHITMORE (United Kingdom, R, ILDG)	<u>CG/BUR(9)58</u>

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2002	Serbia and Montenegro	Local by-elections	28 July 2002	Owen MASTERS (United Kingdom, R)	CG/BUR(9)40
2002	Georgia	Local Elections	2 June 2002	Keith WHITMORE (United Kingdom, R, ILDG)	CG/BUR(9)17
2002	Ukraine	Local and Regional Elections	31 March 2002	Christopher NEWBURY (United Kingdom, L, EPP/CD)	CG/BUR(8)164
2001	Slovak Republic	Regional Elections	1 December 2001	Martin HAAS (Switzerland, L)	<u>CG/BUR(8)99</u>
2001	Georgia	Regional Elections and elections for Head of Republic held in the Autonomous Region of Adjara	4 November 2 001	Keith WHITMORE (United Kingdom, R, ILDG)	CG/BUR(8)97
2001	Croatia	Local Elections	20 May 2001	Keith WHITMORE (United Kingdom, R, ILDG)	<u>CG/BUR(8)12</u>

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The compilation "More than twenty years of experience in electoral matters" retraces how the Congress became a well-established institution in the field. It also highlights the substantial achievements made by many countries in Europe in respect of European standards in electoral matters. It eventually explores the recurring transversal issues that have been identified at grasroots level.

The Congress, in co-operation with its strategic partners, is committed to continue supporting countries who are interested in welcoming international observers on their territories by deploying a delegation of its members on the ground and by drafting meaningful recommendations to contribute to better electoral processes.

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