



**BADAN PENGAWAS PEMILIHAN UMUM
REPUBLIK INDONESIA**

REGULATION OF THE ELECTION SUPERVISORY BOARD
OF THE REPUBLIC OF INDONESIA

NUMBER 8 OF 2018

ON

SETTLEMENT OF ADMINISTRATIVE ELECTION FRAUD

BY THE BLESSINGS OF ALMIGHTY GOD

CHAIRMAN OF THE ELECTION SUPERVISORY BOARD OF
THE REPUBLIC OF INDONESIA,

Considering : that to implement the provisions of Article 465 of Law Number 7 of 2017 on Election, it is necessary to issue a Regulation of the Election Supervisory Board on Settlement of Administrative Election Fraud ;

Observing : Law Number 7 of 2017 on Election (State Gazette of the Republic of Indonesia of 2017 Number 182, Supplement to the State Gazette of the Republic of Indonesia Number 6109);

HAS DECIDED:

To issue : REGULATION OF THE ELECTION SUPERVISORY BOARD ON SETTLEMENT OF ADMINISTRATIVE ELECTION FRAUD.

CHAPTER I GENERAL PROVISIONS

Article 1

In this Board Regulation:

1. General Election (*Pemilihan Umum*), hereinafter referred to as Election, means a tool to implement people's sovereignty to elect members of the House of Representatives, members of the Regional Representative Council, President and Vice President, and to elect members of the Regional House of Representatives, which is held based on direct, general, free, confidential, honest, and fair principles in the Republic of Indonesia under Pancasila and the 1945 Constitution of the Republic of Indonesia.
2. President and Vice President mean the President and Vice President as referred to in the 1945 Constitution of the Republic of the Indonesia.
3. House of Representatives, hereinafter referred to as DPR, means the House of Representatives as referred to in the 1945 Constitution of the Republic of Indonesia.
4. Regional Representatives Council, hereinafter referred to as DPD, means the Regional Representatives Council as referred to in the 1945 Constitution of the Republic of Indonesia.
5. Regional House of Representatives hereinafter referred to as DPRD, means the provincial House of Representatives and regency/municipal House of Representatives as referred to in the 1945 Constitution of the Republic of Indonesia.
6. Election Contestant means any political party for the Election of members of DPR, Provincial DPRD, Regency/Municipal DPRD, any individual for the Election of members of DPD, and any candidate pairs proposed by political parties or joint political parties for the Election of President and Vice President.
7. Candidate Pairs of President and Vice President, hereinafter referred to as Candidate Pairs, means any candidates for the Election of President and Vice President proposed by political parties or joint political parties that have met the requirements.
8. Political Parties Contesting Election means political parties

that have met the requirements as Election Contestants for members of DPR, Provincial DPRD, and Regency/Municipal DPRD.

9. Joint Political Parties Contesting Election means a joint of 2 (two) or more political parties of which together agree to nominate 1 (one) Candidate Pair.
10. Individual Election Contestant means any individuals who have met the requirements as Election Contestants for members of DPD.
11. Indonesian Citizens means native Indonesians and other nationalities that are legalized by law as citizens.
12. Voters mean Indonesian citizens who are 17 (seventeen) years old or older, have married, or have ever been married.
13. Election Supervisors mean institutions that supervise the Implementation of Election which include Election Supervisory Bodies, Provincial Election Supervisors, Regency/Municipal Election Supervisory Bodies, District or other names Election Supervisory Committee, Administrative Village Election Supervisory Committees, Overseas Election Supervisory Committees, and Polling Place Supervisors.
14. Election Supervisory Board (*Badan Pengawas Pemilu*), hereinafter referred to as Bawaslu, means the Election institution that supervises the Election in the entire territory of the Republic of Indonesia.
15. Provincial Bawaslu means a board to supervise the Election in provincial areas.
16. Regency/Municipal Bawaslu means a board to supervise the Election in regency/municipal areas.
17. Sub-District or other names Election Supervisory Committee (*Panitia Pengawas Pemilu Kecamatan*), hereinafter referred to as the Sub-District Panwaslu means any committee established by the Regency/Municipal Bawaslu to supervise the Election at sub-district or other names areas.
18. Village Election Supervisory Committee (*Panitia Pengawas*

Pemilu Kelurahan/Desa), hereinafter referred to as Village Panwaslu, means any official assigned by the Sub-District Panwaslu to supervise the Election at villages or other names/wards.

19. Overseas Election Supervisory Committee (*Panitia Pengawas Pemilu Luar Negeri*), hereinafter referred to as Overseas Panwaslu, means any supervisor designated by Bawaslu to supervise the Election overseas.
20. Polling Place Supervisor (*Pengawas Tempat Pemungutan Suara*), hereinafter referred to as TPS Supervisor means an officer designated by Sub-District Panwaslu to assist Village Panwaslu.
21. National Election Commission (*Komisi Pemilihan Umum*), hereinafter referred to as KPU, means a national, permanent, and independent administrator charged of implementing the Election.
22. Provincial KPU means an Election Administrator in a province.
23. Regency/Municipal KPU means an Election Administrator in a regency/municipality.
24. Election observer means non-governmental organizations, legal entities, overseas monitoring institutions, foreign electoral institutions, and representatives of friendly countries in Indonesia, as well as individuals who register with Bawaslu and have obtained accreditation from Bawaslu.
25. Complainant means people who have the right to report cases of alleged election violations.
26. Electoral Fraud means any action that is contrary to legislation regarding the Election.
27. Code of Ethics Fraud means ethics fraud by Electoral Management Bodies under an oath and/or promise before stints as Electoral Management Bodies.
28. Administrative Election Fraud means any action that violates includes guidance, procedure, and mechanism related to the administration of implementing the Election in each stage of the implementation of the Election.
29. Administrative Election Fraud that occur in a Structured,

Systematic, and Massive manner, hereinafter referred to as TSM Election Administrative Fraud , mean action that violate the guidance, procedures, or mechanisms relating to the administration of Elections in each stage of the Election, and/or Candidates Pair, candidates for member of DPR, DPD, Provincial DRRD, Regency/ Municipal DPRD, promise and/or provide money or other material to influence the Elections and/or Voters that occur in a structured, systematic and massive manner.

30. Electoral Crime means any felony offense and/or any crime against the provisions of the Election crime as enacted in the Law on Election.
31. Day of Alleged Findings Election Fraud means the day when Bawaslu, Provincial Bawaslu, and/or Regency/Municipal Bawaslu detect and/or find allegations of Election fraud.
32. Investigation means a series of activity carried out by Election Supervisors to trace the initial information, explore information about fact, and search for, collect, or examine data or information about incidents of alleged election fraud.
33. Days mean work days.

Article 2

- (1) Settlement of Administrative Election Fraud and TSM Administrative Election Fraud is carried out on the principle of fast, impartiality, and carried out openly.
- (2) In the event that there are several findings or reports examining alleged Administrative Election Fraud and alleged TSM Administrative Election Fraud , Bawaslu, Provincial Bawaslu or Regency/Municipal Bawaslu, can combine them in 1 (one) examination.

Article 3

This Board Regulation regulates the settlement of alleged Administrative Election Fraud and alleged Administrative TSM Election Fraud against candidates for members of the DPR, DPD, Provincial DPRD, Regency/Municipal DPRD, and/or Candidate Pairs.

CHAPTER II

AUTHORITY

Article 4

- (1) Bawaslu, Provincial Bawaslu, Regency/Municipal Bawaslu, and Overseas Panwaslu receive, examine, review, and decide alleged Administrative Election Fraud in accordance with the place of fraud.
- (2) Sub-District Panwaslu receives, checks, reviews, and makes recommendations on the results of its review of alleged Administrative Election Fraud to Election Supervisors in stages.
- (3) Village Panwaslu receives and submits alleged Administrative Election Fraud to the Sub-District Panwaslu.
- (4) TPS supervisors submit objections to alleged fraud, errors and/or irregularities in the administration of voting and counting.
- (5) Examination by Bawaslu, Provincial Bawaslu, Regency/Municipal Bawaslu as referred to in section (1) is carried out openly.
- (6) Bawaslu has the authority to receive, examine, review, and decide reports of alleged TSM Administrative Election Fraud against candidates for members of the DPR, DPD and DPRD and Candidate Pairs.
- (7) In carrying out the authorities as referred to in section (6), Bawaslu can establish a panel of examiner in Provincial Bawaslu to receive and examine reports on alleged TSM Administrative Election Fraud.

CHAPTER III

PANEL OF EXAMINER

Article 5

- (1) Establishment of the panel of examiner is carried out through plenary meeting of Bawaslu, Provincial Bawaslu, or Regency/Municipal Bawaslu.
- (2) The panel of examiner as referred to in section (1) is led by a Chairperson originating from Chairman of Bawaslu, Chairman of Provincial Bawaslu, or Chairman of

Regency/Municipal Bawaslu.

- (3) In the event that the Chairman of Bawaslu, Chairman of Provincial Bawaslu, or Chairperson of Regency/Municipal Bawaslu as referred to in section (2) is absent, the Bawaslu plenary meeting of the establishment of the panel of examiner is chaired by Members of Bawaslu, Provincial Bawaslu or Regency/Municipal Bawaslu.

Article 6

- (1) Bawaslu establishes a panel of examiner in the settlement of Administrative Election Fraud and TSM Administrative Election Fraud.
- (2) The panel of examiner as referred to in section (1) amounts to at least 3 (three) persons from Chairman and Members of Bawaslu.
- (3) The panel of examiner as referred to in section (1) is determined by a decision letter from the Chairman of the Bawaslu.

Article 7

In the event that Chairman of Bawaslu as referred to in Article 5 section (2) is absent, the appointment to the chairperson of the panel of examiner is decided through a plenary meeting of Bawaslu Members.

Article 8

- (1) Bawaslu can establish a panel of examiner as referred to in Article 5 section (3) in the Provincial Bawaslu in the settlement of TSM Administrative Election Fraud by candidates for members of Provincial DPRD and/or Regency/Municipal DPRD.
- (2) The panel of examiner as referred to in section (1) consists of 3 (three) persons, consists of 1 (one) person from Bawaslu namely Chairman or Member of Bawaslu and 2 (two) persons from Provincial Bawaslu namely Chairman and/or Members of Provincial Bawaslu.
- (3) The panel of examiner as referred to in section (1) is

determined by a decision letter from the Chairman of Bawaslu.

Article 9

In the event that the chairperson of the panel of examiner as referred to in Article 8 section (2) is absent, the appointment to the chairperson of the panel of examiner is decided through plenary meeting of Bawaslu Members.

Article 10

- (1) The Provincial Bawaslu establishes panel of examiner in the settlement of Administrative Election Fraud at provincial level.
- (2) The panel of examiner as referred to in section (1) amounts to at least 3 (three) persons from the Chairman and Members of Provincial Bawaslu.
- (3) The panel of examiner as referred to in section (1) is determined by a decision letter from the Chairman of the Provincial Bawaslu.

Article 11

In the event that the chairperson of the panel of examiner as referred to in Article 10 section (2) is absent, the appointment to the chairperson of the panel of examiner is decided through a plenary meeting of Provincial Bawaslu Members.

Article 12

- (1) Regency/Municipal Bawaslu establishes panel of examiner in the settlement of Administrative Election Fraud at the regency/municipal level.
- (2) The panel of examiner as referred to in section (1) amounts to at least 3 (three) person from Chairman and Members Regency/Municipal Bawaslu.
- (3) The panel of examiner as referred to in section (1) is be stipulated by a decision letter from Chairman of Regency/Municipal Bawaslu.

Article 13

In the event that the chairperson of the panel of examiner as referred to in Article 12 section (2) is absent, the appointment to the chairperson of the panel of examiner is decided through a plenary meeting of Regency/Municipal Bawaslu Members.

Article 14

- (1) The panel of examiner in examining, prosecuting, reviewing and deciding the alleged Administrative Election Fraud and alleged TSM Administrative Election Fraud may be attended by at least 2 (two) members of the panel of examiner .
- (2) The panel of examiner as referred to in section (1) may be assisted by the assistant of examiner.
- (3) Assistant of examiner is appointed by decision letter of Chairman of Bawaslu, Chairman of Provincial Bawaslu, or chairman of Regency/Municipal Bawaslu.

Article 15

- (1) The assistant of examiner as referred to in Article 14 section (2) has knowledge of election, and has experience in dealing with the Electoral Fraud, and does not have conflict of interest with the Complainant and/or complained.
- (2) The assistant of examiner may be from experts, Bawaslu assistant team, provincial Bawaslu assistance team, officers or staff of secretariat general of Bawaslu and/or professionals in the field of election or law.
- (3) The assistant of examiner in Bawaslu may be from an expert, assistance team, officer or staff of the secretariat general of Bawaslu, and/or professionals in the field of election or law.
- (4) The assistant of examiner in the Provincial Bawaslu may be from Provincial Bawaslu assistance team, secretariat of Provincial Bawaslu, or professional personnel in the field of election or law.
- (5) The assistant of examiner at Regency/Municipal Bawaslu may be from, staff of secretariat of Regency/Municipal Bawaslu, or professionals in the field of election or law.

Article 16

- (1) The panel of examiner in examining, prosecuting, reviewing and deciding the alleged Administrative Election Fraud and alleged administrative offences of the TSM Administrative Election Fraud assisted by:
 - a. 1 (one) secretary of examiner; and
 - b. 1 (one) *notulent* of meeting.
- (2) The secretary of examiner may derive from the structural officer of Civil Servants at Secretariat General of Bawaslu or structural officer of Civil Servants at the Secretariat of Provincial Bawaslu.
- (3) The secretary of examiner at Bawaslu is structural officer of Civil Servants in Secretariat General of Bawaslu.
- (4) The secretary of examiner at Provincial Bawaslu is the structural officer at Secretariat of Provincial Bawaslu.
- (5) The secretary of examiner at the Regency/Municipal Bawaslu is Secretary of Regency/Municipal Bawaslu or Civil Servants at Secretariat of Regency/Municipal Bawaslu.
- (6) The secretary of examiner as referred to in section (2) to section (5) is determined by the decision of the Chairman of the Bawaslu, the Chairman of the Provincial Bawaslu, or the Chairman of Regency/Municipal Bawaslu.

Article 17

- (1) *Notulent* is a staff at the Secretariat General of Bawaslu, staff at the Secretariat of Provincial Bawaslu, or staff at Secretariat of Regency/Municipal Bawaslu.
- (2) The *notulent* as referred to in section (1) is determined by the Decision of the Chairman of Bawaslu, the chairman of Provincial Bawaslu, or the chairman of Regency/Municipal Bawaslu.

Article 18

- (1) The panel of examiner is prohibited from communicating with the Complainant, complained, witnesses, and experts regarding frauds which are being examined outside the settlement Administrative Election Fraud and TSM Administrative Election Fraud.
- (2) The assistant of examiner, the secretary of examiner, and

notulent are prohibited from communicating with Complainant, complained, witnesses, and experts outside the hearing.

- (3) The assistant of examiner, the secretary of examiner, and recorder must secure and conceal the results of examination and/or decision material before being read by the panel of examiner openly.

CHAPTER IV OBJECTS OF ADMINISTRATIVE ELECTION FRAUD AND TSM ADMINISTRATIVE ELECTION FRAUD

Article 19

The objects of Administrative Election Fraud are in the form of acts or actions that violate the guidance, procedures, or mechanisms relating to the administration of the Elections in every stage of the Election.

Article 20

The object of TSM Administrative Election Fraud consists of:

- a. Acts or actions that violate the ordinances, procedures, or mechanisms relating to the administration of the elections in each stage of the electoral implementation that occurs in a structured, systematic, and massive manner; and/or
- b. acts or actions of promising and/or giving money or other materials to influence the Election administrator and/or Voters that occur in structured, systematic, and massive manner.

CHAPTER V COMPLAINANT AND COMPLAINED

Article 21

- (1) The Complainants for alleged Administrative Election Fraud and TSM Administrative Election Fraud are:
 - a. Indonesian citizen with the right to vote;
 - b. Election Contestant; and/or

- c. Election observer.
- (2) The Complainants as referred to in section (1) in submitting the report of alleged Administrative Election Fraud may be accompanied by their proxy.
- (3) The proxy as referred to in section (3) is accompanied by a power of attorney.

Article 22

- (1) The complained parties of alleged Administrative Election Fraud are:
 - a. candidate for DPR members;
 - b. candidate for DPD members;
 - c. candidate for provincial DPRD members;
 - d. candidate for the Regency/Municipal DPRD members;
 - e. Candidate Pairs;
 - f. campaign team; and/or
 - g. Election administrator.
- (2) The complained parties alleged TSM Administrative Election Fraud are:
 - a. candidate for DPR members;
 - b. candidate for DPD members;
 - c. candidate for provincial DPRD members;
 - d. candidate for Regency/Municipal DPRD members;
and/or
 - e. Candidate Pairs.

CHAPTER VI

FINDINGS AND REPORTS OF ADMINISTRATIVE ELECTION FRAUD AND TSM ADMINISTRATIVE ELECTION FRAUD

Article 23

Administrative Election Frauds are from findings or reports of Election Fraud.

Article 24

- (1) The result of the Supervision of Election Supervisory Board which contains the alleged Administrative Election Fraud and TSM Administrative Election Fraud based on the decision of the plenary meeting of the election supervisor is made as the findings of alleged Administrative Election Fraud or TSM Administrative Election Fraud.
- (2) The supervision result as referred to in section (1) is determined as the findings of the alleged Administrative Election Fraud or TSM Administrative Election Fraud for a maximum of 7 (seven) days since the alleged fraud is found.
- (3) The findings of the Regency/Municipal Bawaslu are submitted to the Provincial Bawaslu by using form model ADM-1 to be completed through an open hearing.
- (4) The findings of the Provincial Bawaslu are submitted to the Bawaslu by using form model ADM-1 to be completed through an open hearing.
- (5) The submission of Findings as referred to in section (3) and section (4) contains at least:
 - a. Election Supervisor identity that finds;
 - b. complained identity;
 - c. time and place of occurrence;
 - d. evidence and witnesses;
 - e. descriptions of occurrence; and
 - f. things requested to be decided.

Article 25

- (1) The report of alleged Administrative Election Fraud is submitted to the Bawaslu, the Provincial Bawaslu, or Regency/Municipal Bawaslu in writing in Indonesian and qualifies as formal and material requirements of the report.
- (2) The report of alleged TSM Administrative Election Fraud, is submitted to Bawaslu, or Provincial Bawaslu in writing in Indonesian and qualify for formal and material requirements of the report.
- (3) The report of alleged Administrative Election Fraud is submitted by the Complainant using the form model ADM-2.

- (4) The report of the alleged TSM Administrative Election Fraud is submitted by the Complainant using form model ADM-2.
- (5) Report of alleged Administrative Election Fraud and TSM Administrative Election Fraud as referred to in section (1) and section (2) is submitted for a maximum of 7 (seven) work days from the known occurrence of alleged Election Administrative Fraud and TSM Administrative Election Fraud.
- (6) Formal requirements as referred to in section (1) and section (2) contain:
 - a. Complainant identity consisting of:
 - 1. name;
 - 2. address;
 - 3. phone number or facsimile; and
 - 4. Copy of electronic citizen identification card or certificate of residence from the Registry Office; and
 - b. the complained identity consists of:
 - 1. name;
 - 2. address; and
 - 3. position or status in administrating the Election.
- (7) The material requirements as referred to in section (1) and section (2) contain:
 - a. objects of reported fraud, along with;
 - 1. time of occurrence;
 - 2. place of occurrence;
 - 3. witnesses;
 - 4. other evidences; and
 - 5. history/descriptions of occurrence.
 - b. things requested to be decided.
- (8) Report of alleged TSM Administrative Election Fraud accompanied by at least 2 (two) collection of evidence with the provisions:
 - a. for the election of DPR members, fraud occur at least 50% (fifty percent) of the number of regency/municipality within the electoral regions, or at least 50% (fifty percent) of sub-districts in 1 (one)

- regency/municipality, or a joint regency/municipality within the electoral regions;
- b. for the election of DPD members, the fraud occurred at least 50% (fifty percent) of the number of regency/municipality within the electoral regions of the province;
 - c. for election of President and Vice President, fraud occurred at least 50% (fifty percent) of the number of provinces in Indonesia;
 - d. for the election of Provincial DPRD members, the fraud occurred at least 50% (fifty percent) of the number of regency/municipality within the electoral regions, or at least 50% (fifty percent) of the number of sub-districts in 1 (one) regency/municipality within the electoral regions;
 - e. for the election of Regency/Municipal DPRD members, the fraud occurs at least 50% (fifty percent) of the number of sub-districts in 1 (one) regency/municipality, or at least 50% (fifty percent) of the number of villages in the electoral regions, or the combination of villages within the electoral regions; and/or
 - f. the frauds occur outside the provisions as regulated in point a to point e that directly affect the results of the Election and the acquisition of the highest voting result of the candidates for members of DPR, DPD, Candidate Pairs, candidates for Provincial DPRD member, or candidates of the regency/municipal DPRD members.
- (9) Report of alleged Administrative Election Fraud and TSM Administrative Election Fraud signed by the Complainant or its proxies are made in 7 (seven) copies consisting of 1 (one) original double and 6 (six) copy and digital format, attached supporting evidence.
- (10) In the event that that there is written evidence, it is made in 7 (seven) doubles provided that 1 (one) double is affixed with a stamp and legalized, and copies of 6 (six) doubles are made.

Article 26

- (1) Report of alleged Administrative Election Fraud and TSM Administrative Election Fraud may be submitted through the Secretariat General of Bawaslu, Secretariat of Provincial Bawaslu, or the Secretariat of Regency/Municipal Bawaslu.
- (2) Report of alleged TSM Election Administrative Fraud can be submitted through Secretariat General of Bawaslu or Secretariat of Provincial Bawaslu.
- (3) Secretariat General of Bawaslu, the Secretariat of Provincial Bawaslu, or the Secretariat of Regency/Municipal Bawaslu, examines the completeness of the administration of the report and its attachments.

CHAPTER VII

EVIDENCE

Article 27

- (1) The panel of examiner severs Administrative Election Fraud and TSM Administrative Election Fraud based on at least 2 (two) legal collection of evidence.
- (2) The collection of evidence as referred to in section (1) are:
 - a. witnesses testimony;
 - b. letters or writings;
 - c. indication;
 - d. electronic documents;
 - e. Complainant's information or the complained's information in the hearing; and/or
 - f. Expert testimony.

Article 28

Evidence of witness testimony as referred to in Article 27 section

- (2) point a is a description given by a person who sees, hears directly and/or encounters an action or occurrence of Administrative Election Fraud and TSM Administrative Election Fraud.

Article 29

- (1) Evidence of letter or writing as referred to in Article 27 section (2) point b, consisting of:
 - a. document for election supervisory supervision; and/or
 - b. other written documents related to the facts.
- (2) The evidence as referred to in section (1) is stated in the form of copies that are stamped on a sufficient stamp on each document in accordance with the provisions of legislation.
- (3) The evidence as referred to in section (1) point a may be presented and attached in the form of a copy by the election supervisor in the examination upon the request of the panel of examiner.

Article 30

The evidence of indication as referred to in Article 27 section (2) point c is the action, occurrence or condition due to conformity; whether one with the other, or with the fraud itself, signifies that there has been the Administrative Election Fraud or TSM Administrative Election Fraud.

Article 31

The evidence of electronic document as referred to in Article 27 section (2) point d is any electronic information that is created, transmitted, transmitted, received, or stored in the analog, digital, electromagnetic, optical, or similar forms, that can be viewed, displayed and/or heard through a computer or electronic system, including text, sound, images, maps, designs, photographs or the like, letters, signs, numbers, access codes, symbols or perforations that have meaning or definition or may be understood by public who are able to understand it.

Article 32

The evidence of Complainant or the report as referred to in Article 27 section (2) point e is the statement of the complainant or the complained directly or through their proxy in the hearing of the Administrative Election Fraud report or TSM Administrative Election Fraud.

Article 33

The evidence of expert testimony as referred to in Article 27 section (2) point f is a description conveyed by a person according to his competence and expertise in the hearing.

Article 34

- (1) The panel of examiner may ask the relevant institution to provide the necessary information at the hearing.
- (2) The related institutions as referred to in section (1) consist of the election administrator, police, prosecutors, judiciary, election monitors, and/or related parties.
- (3) The information of the relevant institution may be submitted orally or in writing.
- (4) The explanation is verbally representing the information of the relevant institution obtaining a letter of duty from the relevant institution.

Article 35

- (1) Evidence is a moving or stationary goods or objects that are wholly or partially acquired, and/or have been used as tools, means, and instruments and/or related to the event of Administrative Election Fraud or TSM Administrative Election Fraud.
- (2) The evidence as referred to in section (1) is required and used in receipt of the report and examination in the Bawaslu to support admissible evidence to clarify and prove a fact of Administrative Election Fraud or TSM Administrative Election Fraud.

CHAPTER VIII

SANCTIONS

Article 36

Sanctions against the complained/perpetrators of Administrative Election Fraud are:

- a. administrative improvements to the procedure, procedures, or mechanisms in accordance with the provisions of statutory regulations;

- b. written strikes;
- c. not included in certain stages of the elections; and/or
- d. other administrative sanctions in accordance with the provisions of the law on Election.

Article 37

Sanctions against the complained/perpetrators who proved to commit the TSM Administrative Election Fraud in the form of cancellation as a candidate for DPR, DPD, Provincial DPRD, Regency/Municipal DPRD, or candidates pair.

CHAPTER IX

FOLLOW-UP TO REPORT OF ADMINISTRATIVE ELECTION FRAUD AND TSM ADMINISTRATIVE ELECTION FRAUD

Article 38

- (1) Findings of the alleged Administrative Election Fraud or TSM Administrative Election Fraud awarded the findings and recorded in the book of alleged findings of administrative offences election.
- (2) The findings of the alleged Administrative Election Fraud are conducted preliminary examination.

Article 39

- (1) The beneficiary officer of the report examines the completeness of the report administration along with its attachments and Complainant materials.
- (2) If the report document as referred to in section (1) is complete, the recipient's officer issues the receipt of the file by using form model ADM-3 for the Administrative Election Fraud offence report or TSM Administrative Election Fraud.
- (3) If the report is complete, the recipient provides the report number and registers on the report register book.
- (4) If the report is incomplete and there is an improvement in the report material, the Complainant completes and corrects at most 3 (three) work days since the report document is submitted by the Complainant.

- (5) If the Complainant does not complete the report within the period as referred in section (4), Bawaslu, Provincial Bawaslu, or Regency/Municipal Bawaslu does not register the report and write it in the status of the report.
- (6) The unregistered report as referred to in section (5) cannot be continued to the examination phase.
- (7) Bawaslu, Provincial Bawaslu, or Regency/Municipal Bawaslu announces the status of the report as mentioned in section (5) on the bulletin board and/or official site of the Bawaslu, Provincial Bawaslu, or Regency/Municipal Bawaslu.
- (8) Bawaslu, Provincial Bawaslu, or Regency/Municipal Bawaslu shall deliver a notification letter to the reporter about the unregistered report as referred to in section (5) using the form model ADM-5 for the report of Administrative Election Fraud or TSM Administrative Election Fraud .

CHAPTER X

PRELIMINARY EXAMINATION

Article 40

Panel of examiner conducts preliminary examination of the completeness and validity of the findings or the report of alleged Administrative Election Fraud or the TSM Administrative Election Fraud.

Article 41

- (1) The panel of examiner conducts the examination of the findings or the report to decide the eligibility of the report requirements:
 - a. formal terms and conditions of material as referred to in Article 25 section (6) and section (7);
 - b. authority to resolve reports of alleged Administrative Election Fraud or TSM Administrative Election Fraud ;
 - c. position or status of the Complainant and complained;and

- d. time of the findings or reports of alleged Administrative Election Fraud .
- (2) In conducting preliminary examination, the panel of examiner may invite the Complainant to present in the preliminary examination.
- (3) Preliminary examination results of the findings or reports of alleged Administrative Election Fraud are decided in a plenary meeting of the panel of examiner.
- (4) Plenary meeting of the panel of examiner of the preliminary examination result of the findings or report of alleged Administrative Election Fraud or TSM Administrative Election Fraud consist of:
 - a. The findings or reports of alleged Administrative Election Fraud of the elections or administrative offences of the TSM Administrative Election Fraud are not acceptable and not followed up as ineligible as referred to in section (2); or
 - b. Findings or reports of alleged Administrative Election Fraud or TSM Administrative Election Fraud are received and followed up by the hearing.

Article 42

- (1) In the event that preliminary examination as referred to in Article 41 is done against the report of alleged TSM Administrative Election Fraud, the Provincial panel of examiner conveys the results of the examination to Bawaslu to be decided in plenary meeting.
- (2) The results of the plenary meeting as referred to in section (1) are determined in the preliminary decision.
- (3) The preliminary decision as referred to in section (2) is submitted to the Provincial panel of examiner.

Article 43

- (1) The secretary of examiner notifies the Complainant and the complained schedule reads preliminary examination results.

- (2) The decision to read the result as referred to in section (1) is read publicly and may be attended by the Complainant and complained.
- (3) Recital of preliminary examination result of alleged TSM Election Administrative Fraud conducted by Provincial panel of examiner, readings must be attended by Bawaslu.
- (4) In the event that of reading the decision of preliminary examination result of the alleged administrative offence of TSM election not attended by Bawaslu, the Provincial panel of examiner may read the determination of preliminary examination results.

Article 44

- (1) The decision of the assessment as referred to in Article 43 is submitted to the Complainant in writing and announced through a bulletin board and/or official site of Bawaslu, Provincial Bawaslu, or Regency/Municipal Bawaslu at longest 1 (one) day after Reading.
- (2) In the event that the ruling declares a report of alleged Administrative Election Fraud or the TSM Administrative Election Fraud received, the panel of examiner follows up with the hearing and determines the schedule of the hearing.

CHAPTER XI HEARING

Article 45

- (1) Secretary of examiner makes a notification letter to the audit report to the Complainant and the complained party no later than 1 (one) day prior to the hearing which contains:
 - a. hearing schedule; and
 - b. invitation to attend the hearing, by registered mail, courier, electronic mail, or fax.
- (2) A notification letter to the complained party as referred to in section (1) is accompanied by a report document on alleged

Administrative Election Fraud or registered TSM
Administrative Election Fraud.

Article 46

- (1) The first hearing is held not later than 1 (one) day after the schedule of the hearing is submitted to the Complainant and the complained.
- (2) Examination of Administrative Election Fraud or TSM Administrative Election Fraud of is carried out through stages:
 - a. reading report material from the Complainant or finder;
 - b. response/answer to the complained party;
 - c. proof;
 - d. conclusion of the Complainant or finder and the complained party; and
 - e. decision.

Article 47

- (1) The examination as referred to in Article 46 is attended by the Complainant and the complained.
- (2) In the event that the Complainant and/or the complained do not attend at the first hearing, Bawaslu summons the Complainant, and/or the reporter, to attend the next examining hearing.
- (3) In the event that the Complainant and/or the complained has been summoned in a fit and proper manner but is not present 2 (two) times in a row, the hearing is continued without the presence of the Complainant and/or the complained.

Article 48

In the examination as referred to in Article 46, the Complainant and the complained may be accompanied or represented by their proxy.

Article 49

- (1) The Complainant reads the report material at the first hearing.
- (2) The complained submits and reads the responses/answers to the Complainant material as referred to in section (1) at the next session.

Article 50

Proof as referred to in Article 46 section (2) point c is examined:

- a. witness testimony;
- b. letter or writing;
- c. instructions;
- d. electronic documents;
- e. information of the complained at the hearing; and/or
- f. expert testimony.

Article 51

- (1) The panel of examiner may summon the relevant institution for questioning at the hearing to make detailed and clear to an event related to the report.
- (2) The relevant institution in providing information can be in the form of information verbally and/or in writing.

Article 52

- (1) In the event that the inspection requires information from experts, witnesses and/or related institutions, the panel of examiner may make a summons according to the needs or based on the proposal of the complained and/or the Complainant.
- (2) Summons for witnesses, experts or related institutions as referred to in section (1) uses notification letters and hearing.
- (3) Witnesses or experts as referred to in section (1) prior to submitting the statement are sworn and then sign the official reports of the Oath.
- (4) Witnesses, experts, or related institutions submit information relating to the subject matter of the report or the answer to the report.

- (5) Complainant and the complained parties can submit questions and/or provide responses to the statements of witnesses, experts or related institutions.

Article 53

Complainant and complained may submit conclusions in written or oral form.

CHAPTER XII

DECISION

Article 54

- (1) Bawaslu decides on the report on the alleged TSM Administrative Election Fraud by considering the evidence presented in the examination.
- (2) Bawaslu, Provincial Bawaslu, or Regency/Municipal Bawaslu decides Administrative Election Fraud reports by considering evidence in the hearing.
- (3) The decision of the Bawaslu, the Provincial Bawaslu, or the Regency/Municipal Bawaslu is decided in a closed plenary decision making meeting.
- (4) The decision is read out in a hearing that is open to the public.
- (5) The decision as referred to in section (4) is signed by the chairman and members of the panel of examiner, as well as the secretary of examiner.

Article 55

- (1) In the event that the decision of the Bawaslu/Provincial Bawaslu/Regency/Municipal Bawaslu states that the Administrative Election Fraud report is proven, the decision reads, "DECIDES", as well as:
 - a. declares the complained party, proven legally and convincingly to commit Administrative Election Fraud ;
 - b. orders the KPU, Provincial KPU, or Regency/ Municipal KPU to carry out administrative corrections to the

procedures, procedures or mechanisms at the stage of the Election in accordance with the provisions of the legislation;

- c. provides written warning to the complained;
 - d. orders the KPU, Provincial KPU, or Regency/Municipal KPU so that the complained party is not included in the Election stage in the implementation of the Election; and/or
 - e. imposes other administrative sanctions to the complained party in accordance with the provisions of the law on Election.
- (2) The decision of the Bawaslu, Provincial Bawaslu, or Regency/Municipal Bawaslu states that the report is not proven, the decision reads, "DECIDES", and states that the complained party legally and convincingly violates procedures, or mechanisms at the appropriate Election stage in accordance with the provisions of legislation.

Article 56

- (1) In the event that the decision of Bawaslu states that the report of TSM Administrative Election Fraud is proven, the decision reads, "DECIDES", as well as:
- a. declares the complained, proven legally and convincingly to carry out Administrative Election Fraud in the form of promising actions and/or providing money or other material to influence the administrator of the Election and/or Voters that occur in a Structured, Systematic and Massive manner;
 - b. recommends to the KPU to cancel the complained party as a candidate member of the DPR/DPD or Candidate Pair;
 - c. recommends to the KPU to order the Provincial KPU to cancel the complained party as a candidate member of the Provincial DPRD; or
 - d. recommends the KPU to order the Regency/Municipal KPU to cancel, the complained party as a candidate for Regency/Municipal DPRD members.

- (2) Decision of the Bawaslu states that the TSM Administrative Election Fraud report is not proven, the decision reads, "DECIDES", and states that the complained candidates for DPR/DPD/Provincial DPRD/Regency/Municipal DPRD/Candidate Pair are legally and convincingly proven to be promising and/or provide money or other material to influence the organizers of Elections and/or Voters that occur in a structured, systematic and massive manner.

Article 57

- (1) Bawaslu decision is read out openly and opened to the public, and may be attended by the Complainant and the complained.
- (2) Copies of the decision as referred to in section (1) are submitted to the Complainant and the complained party not later than 1 (one) day after the decision is read.
- (3) In the event that the decision states that the complained party is proven to have committed a TSM Administrative Election Fraud, copies of the decision of the Bawaslu, Provincial Bawaslu, or Regency/Municipal Bawaslu is submitted to the KPU, Provincial KPU, or Regency/Municipal KPU.

CHAPTER XIII

SPEEDY INVESTIGATION

Article 58

- (1) Settlement of Administrative Election Fraud may be carried out through speedy events.
- (2) Settlement of violations as referred to in section (1) can be resolved at the place of occurrence by considering feasibility and security.
- (3) Settlement of Administrative Election Fraud as referred to in section (1) is carried out not later than 2 (two) days after the report is received by Bawaslu, Provincial Bawaslu, Regency/Municipal Bawaslu, Overseas Panwaslu, Sub-District Panwaslu, or Village Panwaslu according to the

authority each.

- (4) In the event that Fraud Settlement as referred to in section (1) is against other alleged violations, Election Supervisors follow up according to the mechanism for fraud proceeding.

Article 59

In the event that there are reports of Administrative Election Fraud as referred to in Article 58, Election Supervisors may recommend to the KPU in stages according to their level to temporarily stop activities in stages until the decision to settle Administrative Election Fraud is issued.

Article 60

- (1) Decision of Bawaslu, Provincial Bawaslu, Regency/Municipal Bawaslu, or Overseas Panwaslu read out openly and may be attended by the parties.
- (2) Copies of the decision are delivered to the parties on the same day after the decision as referred to in section (1) is read.
- (3) Sub-District Panwaslu recommendations are submitted directly to the parties.
- (4) In the event that there is sufficient initial evidence of alleged violations committed by:
 - a. PPS, Village Panwaslu submits a report to the Sub-District Panwaslu; and
 - b. administrators, participants, and Election Campaign team, Village Panwaslu submit reports to PPS.

CHAPTER XIV

CORRECTION

Article 61

- (1) The Complainant or the complained can submit a request of correction to the Bawaslu for the decision to settle the Administrative Election Fraud by the Provincial Bawaslu or the Regency/Municipal Bawaslu.
- (2) Requests for correction to the decision on the settlement of Administrative Election Fraud are submitted directly to

Bawaslu using the ADM-15 model form.

Article 62

- (1) The Complainant or the complained submits a request of correction to the settlement of the Administrative Election Fraud of the Provincial Bawaslu or Regency/Municipal Bawaslu not later than 3 (three) work days after the decision is read.
- (2) The Complainant or complained in submitting a request of correction to the decision on the settlement of Administrative Election Fraud is made in writing which contains the reasons for the request of correction and the matter to be corrected, accompanied by the decision of the Provincial Bawaslu or Regency/Municipal Bawaslu.
- (3) The request of correction to the decision on the settlement of Administrative Election Fraud as referred to in section (3) only concerns the existence of an error in applying the law in the decision of the Provincial Bawaslu or Regency/Municipal Bawaslu.
- (4) Request of correction s are submitted in 2 (two) copies consisting of 1 (one) certified duplicate copy, and 1 (one) duplicate copy.

Article 63

Request of correction submitted to Bawaslu is recorded in the correction register.

Article 64

- (1) Bawaslu conducts the request of correction to examination documents and proof documents for the issuance of the decision on the Settlement of Administrative Election Fraud by the Provincial Bawaslu or Regency/Municipal Bawaslu not later than 14 (fourteen) work days after the request of correction is received by Bawaslu.
- (2) Request of correction to examination of the decision on the Settlement of Administrative Election Fraud is carried out by the panel of examiner.

- (3) The request of correction to examination made by the examining panel may be assisted by an examining assistant and the secretary of examiner.
- (4) The request of correction examination is set forth in the minutes of examination using the form model ADM-19.

Article 65

- (1) The results of request of correction to examination are made in the form of a correction to decision using the form model ADM-20.
- (2) Correction to decision ns can be in the form of:
 - a. strengthening the decision to settlement of Administrative Election Fraud by the Provincial Bawaslu or Regency/Municipal Bawaslu; or
 - b. Correcting the decision on the settlement of Administrative Election Fraud by the Provincial Bawaslu or Regency/Municipal Bawaslu.

Article 66

- (1) Corrections decisions are announced on the notice board at the Secretariat General of Bawaslu.
- (2) Copies of the correction to decisions are submitted to the Complainant or complained through the Provincial Bawaslu.
- (3) The announcement of the correction to decisions as referred to in section (1) is made using the form model ADM-21.

CHAPTER XV MISCELLANEOUS PROVISIONS

Article 67

- (1) All provisions for Regency/Municipal Bawaslu in this Agency Regulation are also applied to the Regency/Municipal Panwas before the formation of Regency/Municipal Bawaslu.

- (2) The proceeding of alleged Election Administrative Fraud by the Sub-District Panwaslu, Village Panwaslu, or TPS Supervisors as referred to in Article 4 section (2), section (3), and section (4) refers to the provisions in the Bawaslu Regulation concerning proceeding of findings and reports of Election Fraud.

CHAPTER XVI CLOSING PROVISIONS

Article 68

The form and type of forms for the purposes of Electoral Fraud reports are listed in the Annex as an integral part of this Board Regulation.

Article 69

This Board Regulation comes into force on the date of its promulgation

In order that every person may know hereof, it is ordered to promulgate this Regulation of the Election Supervisory Board by its placement in the State Bulletin of the Republic of Indonesia.

Issued in Jakarta
on 26 February 2018

CHAIRMAN OF THE ELECTION SUPERVISORY
BOARD OF THE REPUBLIC OF INDONESIA,

Signed

ABHAN

Promulgated in Jakarta
on 28 February 2018

DIRECTOR GENERAL OF LEGISLATION
OF MINISTRY OF LAW AND HUMAN RIGHTS
OF THE REPUBLIC OF INDONESIA,

Signed

WIDODO EKATJAHJANA

STATE BULLETIN OF THE REPUBLIC OF INDONESIA OF 2018 NUMBER 325

Jakarta, 13 September 2019
Has been translated as an Official Translation
on behalf of Minister of Law and Human Rights
of the Republic of Indonesia

DIRECTOR GENERAL OF LEGISLATION,



WIDODO EKATJAHJANA

ANNEX OF
REGULATION OF THE ELECTION
SUPERVISORY BOARD OF
THE REPUBLIC OF INDONESIA
NUMBER 8 of 2018
ON
SETTLEMENT OF ADMINISTRATIVE
ELECTION FRAUD

Form Model ADM-1
Findings of Alleged ADM
Election Fraud/TSM
ADM.Election Fraud

.....*)

Number :
Attachment :
Subject : Findings of Alleged ADM Election Fraud/TSM ADM.
Election Fraud**

To the Honorable,
Chairman of the Election Supervisory Board of the Republic of
Indonesia/the Provincial Election Supervisory Board
on Jalan

I. IDENTITY OF THE FINDER

a. Name of Supervisor :
b. Position :
c. Address :
.....

II. IDENTITY OF THE COMPLAINED

a. Name of Complained :
b. Address :
.....
c. Occupation :
d. Phone/Mobile Number :

III. TIME AND OCCURENCE OF FINDINGS

.....

.....

.....

.....

.....

IV. DESCRIPTION OF ALLEGED ADMINISTRATIVE ELECTION FRAUD/TSM
ADMINISTRATIVE ELECTION FRAUDS

.....

.....

.....

.....

.....

V. EVIDENCE

.....

.....

.....

.....

VI. *PETITUM* (things requested to be Decided)

Based on the reasons above, it is required that the Election Supervisory Board of the Republic of Indonesia/the Provincial Election Supervisory Board to make its decision as follows:

- 1)
- 2)
- 3)
- 4)

In witness whereof, the Findings of alleged Administrative Election Fraud/TSM Administrative Elections Fraud** are described, hopefully Bawaslu/Provincial Bawaslu/ Regency/Municipal Bawaslu***) can immediately examine, and decide with justice.

Sincerely Yours,
FINDERS

1.Name, (signature)

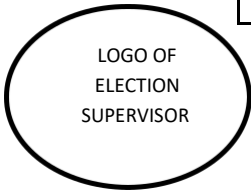
2.Name, (signature)

*) : filled by place, date, month and year

**) : adjusted to report suspected frauds

***) : filled according to level of election supervisors

Form Model ADM-2
Report of Alleged ADM Election
Fraud/ TSM ADM Election Fraud



,*).....

Number :
Attachment :
Subject : Report of Alleged Administrative Election Fraud/TSM
Administrative Election Fraud**

To the Honorable,
Chairman of the Election Supervisory Board of the Republic of
Indonesia/the Election Supervisory Board of Province/the Election
Supervisory Board of Regency/Municipality
on Jalan

I. IDENTITY OF COMPLAINANT

- a. Name of Complainant :
- b. Sex :
- c. Address :
.....
- d. Phone/Mobile Number :
- e. Facsimile Number :
- f. Electronic Mail Address :

II. IDENTITY OF COMPLAINED

- a. Name of Complained :
- b. Address :
.....
- c. Occupation :
- d. Phone/Mobile Number :

III. TIME AND OCCURRENCE OF REPORT

.....

.....

.....

.....

.....

IV. DESCRIPTION OF THE ALLEGED ADMINISTRATIVE ELECTION FRAUD/
TSM ADMINISTRATIVE ELECTION FRAUD

.....

.....

.....

.....

.....

V. EVIDENCES

.....

.....

.....

VI. *PETITUM* (things requested to be Decided)

Based on the reasons above, it is required to the Election Supervisory Board/Provincial/Regency/Municipal Bawaslu to make the decision as follows:

- 1)
- 2)
- 3)
- 4)

In witness whereof, the report of the Alleged Administrative Election Fraud/TSM Administrative Election Fraud** are described, hopefully Bawaslu/Provincial Bawaslu, Regency/Municipal Bawaslu***) can immediately examine, and decide with justice.

Sincerely Yours,
COMPLAINANTS

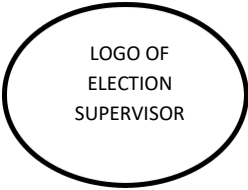
1.Name, (signature)

2.Name, (signature)

*) : filled by place, date, month and year

**) : adjusted to report of suspected frauds

***) : filled in accordance according to level of election supervisors



Form Model ADM-3
File Receipt

FILE RECEIPT
*No. ... /ADM. FILE/ADM. TSM. FILE **/BWSL. (at level)/Bln/20... **)*

Has been received from

Name :
Organization :
Address :
.....
Phone/Mobile No. :
Day and date :
Time :

File Details:

NO.	Document	Total
1		
2		
3		
4		
5		
etc.		

_____, _____ ***

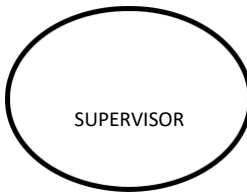
Received by,

File receiver

Complainant

Note:
*): adjusted to report of alleged fraud
**): File Receipt Number is different from Application Registration number
***): Filled by place, date, month and year.

LOGO OF
ELECTION



Form Model ADM-4
Official Report of Registration

THE ELECTION SUPERVISORY BOARD OF.....
RECORD OF THE REGISTRATION OF FINDINGS/REPORTS OF
ALLEGED ADMINISTRATIVE ELECTION FRAUD/TSM ADMINISTRATIVE
ELECTION FRAUD*

- a. Name of Complainant :
b. Sex :
c. Address :
.....
d. Phone/Mobile Number :
e. Facsimile Number :
f. Electronic mail address :

- a) Based on the result of a file check performed by the receiver, the report file is declared complete.
b) That the field of settlement of fraud records the report in the report Register Book of Alleged Administrative Election Fraud/TSM Administrative Election Fraud* as a sign that the report has been received by Bawaslu.....
c) That the report of the Complainant has been registered with the Number .../ADM/ADM. TSM/BWSL/PEMILU/(Month)/(Year)

.....,..... 20...**

At***

SECRETARIAT OF BAWASLU.....,

Signed

(.....)

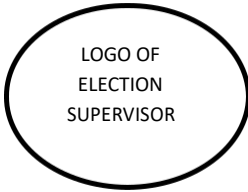
Note:

*): adjusted to report of alleged fraud

**): filled by place, date, month and year

***): filled according to local time.

Form Model ADM-5
Unregistered Notification
Letter



..... ,.....*)

Number :
Attachment :
Subject : Report cannot be registered
To the Honorable.
In-.....

Bawaslu/Provincial Bawaslu/Regency/Municipal Bawaslu..... it is hereby
to inform the:..... as a Complainant, in the report on
behalf of..... that has been submitted to Bawaslu/Provincial
Bawaslu/Regency/Municipal Bawaslu..... on hh/bb/yyyy. *) is stated to be
unregistered.

The results of the file check, there are shortcomings, and/or incompleteness
of documents as follows:

- 1).....
- 2).....
- 3).....
- 4).....

Complainant has been notified to complete the file until the deadline
specified according to the receipt notification number...****, date.....*****,
but the Complainant does not complete the file.

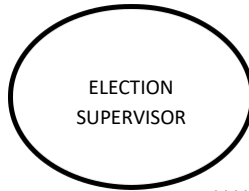
In witness whereof this Notification is communicated.

SECRETARIAT OF BAWASLU.....,

Signed

(.....)

LOGO OF



Form Model ADM-6
Letter of Notification and
Preliminary Hearing
Summons

.....,

Number:.....

Attachment:.....

Subject: Notification and preliminary hearing summons

Dear.

In-.....

The Election Supervisory Board....., it is hereby to notify the
Complainant.

In the report, which has been recorded in the Registration Report Book of
alleged Administrative Election Fraud/ TSM Administrative Election Fraud
Number...../-...../,

To attend a preliminary hearing to be held on:

day/date :.....

time :.....

place :.....

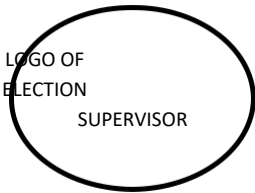
agenda :.....

In witness whereof the notification and this summons is conveyed, thank
you for the attendance.

SECRETARIAT OF BAWASLU.....,

Signed

(.....)



Form Model ADM-7
Preliminary Decision

THE ELECTION SUPERVISORY BOARD OF
.....

PRELIMINARY DECISION

Number:...../...../...../.....

Considering : a) that Bawaslu/Provincial Bawaslu /Regency/Municipal Bawaslu....., has noted in the Acceptance Book of Files of the findings/reports of Administrative Election Fraud/TSM Administrative Election Fraud, reports from:

Name :
Number of (Citizen Identification Card/ Passport/ Driving License) :
Address/Residence :
Place, Date of birth :
Job/Position :

with the report dated....., giving proxy to..... and recorded in the of a file receipt of report Administrative Election Fraud/TSM Administrative Election Fraud
Number.....

- b) that Bawaslu/Provincial Bawaslu /Regency/Municipal Bawaslu has examined the report on the alleged Administrative Election Fraud/TSM Administrative Election Fraud with the following results:
- a. (filled concerning formal and materil requirement);

- b. (filled concerning the Authority to proceed reports of alleged Administrative Election Fraud/TSM Administrative Election Fraud);
 - c. (filled with the Position or status of the Complainant and complained); and
 - d. (Filled regarding Grace period of the Finding/Report of alleged Administrative Election Fraud/TSM Administrative Election Fraud).
- c) that Bawaslu/Provincial Bawaslu /Regency/Municipal Bawaslu, against the results of the examination as mentioned in the point b, take the following conclusions:
-
-
-
-
-

Observing: 1. Law Number 7 of 2017 on Election;

 2. Regulation of the Election Supervisory Agency Number..... on Settlement of Administrative Election Fraud

ADJUDICATE

- 1. To declare that Finding/report on Administrative Election Fraud /TSM Election Administrative Fraud is received;
- 2. To declare that the Finding/report of the Administrative Election Fraud/TSM Administrative Election Fraud is followed up with the examination hearing.

or

- 1. To declare that the Finding/report of Administrative Election Fraud/TSM Administrative Election Fraud is not acceptable;
- 2. To declare the findings/report of Election Administrative/TSM Election Administrative Frauds are not followed up with the examination hearing.

In witness whereof it is decided at the meeting of Bawaslu/Provincial Bawaslu /Regency/Municipal Bawaslu..... by 1)....., as Chairman of the Bawaslu..... 2)....., as a member of the Bawaslu..... 3)....., as a member of Bawaslu/Bawaslu of Province/Regency/Municipality....., and it is read in front of the parties and is open to the public on the day... date....

Chairman

Signed

(.....)

Members

Members

Signed

Signed

(.....)

(.....)

Members

Members

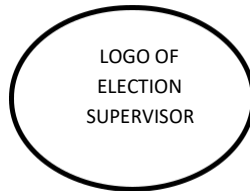
Signed

Signed

(.....)

(.....)

Form Model ADM-8
Notification Letter and
Hearing Summons



.....,

Number :
Attachment :
Subject : Notification and hearing summons

To the Honorable

In-.....

Bawaslu/Provincial Bawaslu/Regency/Municipal Bawaslu..... , it
is hereby to notify the
Complainant/Complained/Witnesses/Experts/Related Institution. *);

In the report submitted by..... , which has been recorded in the
Registration Book of Report of Alleged Administrative Election Fraud/TSM
Administrative Election Fraud number..... -..... /..... ,

To attend a preliminary hearing to be held on:

day/date :
time :
place :
occurrence :

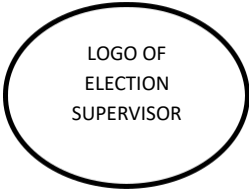
In witness whereof the notification and this summons is conveyed thank
you for the attendance.

SECRETARIAT OF BAWASLU.....,

Signed

(.....)

Form Model ADM-9
Official Report of
Oath/Promise



THE ELECTION SUPERVISORY BOARD

.....

OFFICIAL REPORT OF OATH/PROMISE

Questions:

Are you willing to give information under the oath/promise?

Answers:

Yes, I am willing

-----On this day....., date.... month..... year....., around the
time..... WIB/WIT/WITA *), I am:-----
----- : : -----

willing to swear/promise *) in accordance with the religion and beliefs that I
have been in, namely religion..... Related to the report of alleged
Administrative Election Fraud/TSM Administrative Election Fraud
number:..... reported by.....-----

Thus I will give you a truth description and nothing else than the actual
one. -----

Thus oath/promise*) of Mine, and I will be accountable in accordance with
the legislation and guidance of religion and beliefs that I have been able to. -

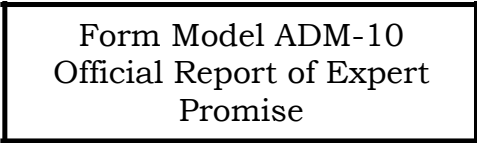
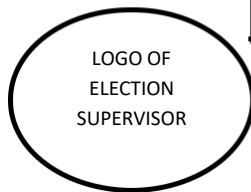
I swearing/promising*),

.....**)

Note:

*) : selected one of the

**) : affixed with duty stamp



THE ELECTION SUPERVISORY BOARD

.....

OFFICIAL REPORT OF OATH/PROMISE

Questions:

Are you willing to give information under the oath/promise?

Answer:

Yes, I am willing

-----On this day....., date.... Month..... year 2017, around
time..... WIB/WIT/WITA *), I am:-----

----- : -----

Willing to swear/promise *) in accordance with the religion and beliefs that I
have been in, namely religion..... related to the report of alleged
Election Administrative/TSM Election Administrative Frauds
number:..... reported by..... -----

It is hereby that I am as an expert will give information according to my
expertise-----

Thus oath/promise *) of mine, and I will be accountable in accordance with
the legislation and guidance of religion and beliefs that I have been able to. -

I swear/promised*),

.....

Note:

*) : selected one of the

**) : affixed with duty stamp

Form Model ADM-11
Official Report of Hearing

LOGO OF
ELECTION
SUPERVISOR

OFFICIAL REPORT OF HEARING

Number:..../ADM/ADM. TSM/BWSL. (.....) /Month/Year

That on the day..., date.... located in..... held Hearing of Report of Administrative/TSM Election Administrative Frauds by BAWASLU/ Provincial Bawaslu /Regency/Municipal Bawaslu..... with agenda.....

Attended by:

A. Arrangement of the Hearing

1.	Chairperson of Panel of Examiner	:	.....	(Chairman/Members of Bawaslu/Provincial Bawaslu/Regency/Municipal Panwaslu)
2.	Members of Panel of Examiner I	:	.....	(Chairman/Members of Bawaslu/Provincial Bawaslu/Regency/Municipal Panwaslu)
3.	Members of Panel of Examiner II	:	.....	(Chairman/Members of Bawaslu/Provincial Bawaslu/Regency/Municipal Panwaslu)
4.	Members of Panel of Examiner III		.....	
5.	Members of Panel of Examiner IV		.....	
6.	Assistant of Examiner	:	.....	

B. The Parties

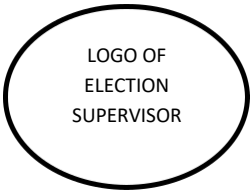
- 1. Complainant/ Finder and/or Proxy :
- 2. Complained/ Perpetrator and/or Proxy :
- 3. Witnesses :
- 4. Experts :
- 5. Related Institution :
- 6. Etc....

C. That the note against the hearing proceedings as follows:

.....
.....
.....

Notice:
Notes on the examination process regarding the occurrence during the examining process.

Form Model ADM-12
Summary of Hearing



SUMMARYC OF HEARING

Number:..../ADM/ADM. TSM/BWSL. (.....) /Month/Year

Subject:.....
Complainant:.....
Complained:.....
Occurrence:.....

Examiner arrangement
1.....
2.....
3.....

Assistant of Examiner
.....

Secretary of Examiner
.....

Recorder
.....

Attending Party:

Complainant/Finder and/or Proxy :.....
Complained and/or proxy :.....

Witnesses : 1.
2.
3.

Experts : 1.
2.
3.

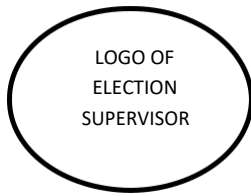
Related Institutions : 1.
2.
3.

HEARING

Time:..... to.....

Day/Date:..... to.....

No	Name	Explanation/Dialog/Occurrence in Examination
1		
2		
3		



Form Model ADM-13 Decision

THE ELECTION SUPERVISORY BOARD
.....

DECISION

Number:.... / / /

IN THE NAME OF JUSTICE BY THE GRACE OF ALMIGHTY GOD

Considering : a) That Bawaslu/Provincial Bawaslu /Bawaslu of
.....Regency/Municipality, has recorded in
Registration Book of Alleged Administrative Election
Fraud/ TSM Administrative Election Fraud, report from:

Name	:	.....
Number of Citizen	:	.....
Identification Card/ Driving License/ Pasport		
Address	:	.....
Place, Date of Birth	:	.....
Job/Position	:	.....

REPORT

National Election Commission/Candidate for DPR
Member/Candidate for DPD Member/Candidate for
Provincial DPRD Member/Candidate for
Regency/Municipal DPRD Member/Candidate Pair for
President and Vice President/Campaign Team/ ; and/ or
Election Administrator.
*(as complained doing alleged Administrative Election
Fraud)*

Or

Candidate for DPR Member/Candidate for DPD Member
/ Candidate for Provincial DPRD Member/Candidate for
Regency/Municipal DPRD Member; and/or Candidate
Pair for President and Vice President
*as complained doing alleged TSM Administrative Election
Fraud)*

with report on, grant to proxy and recorded in
Registration Book of Alleged Administrative Election
Fraud/TSM Administrative Election Fraud Number
.....

Has read Complainant Report;
Listening to Complainant Information;
Listening to Complained Answers;
Listening Witness Information;
Listening Expert Information; dan
Examining and learning carefully evidence from
Complainant and Complained.

- b) that Bawaslu has examined Alleged Administrative
Election Fraud/Administrative Election Fraud *) with the
result as follows:
1. (Description of Complainant Report)
 2. (Evidences of Complainant)
 3. (witness/ expert testimony proposed by Complaint)*
 4. (description of Complained answer)
 5. (Evidences of Complained)
 6. (witness/expert testimony proposed by Complained)*
 7. (Information from Related Institutions)*
 8. (Panel of examiner Considerations:
 - a) Facts revealing from hearing

- b) Assessment and opinion from Panel of Examiner
(related with Examining Facts, Proof of Evidence,
and Legislation)
- c) that Bawaslu/Provincial Bawaslu/Regency/Municipal
Bawaslu against examining result as referred to in point
c, conclude as follows :

.....
.....
.....
.....

Observing : 1. Law Number 7 of 2017 on Election;
2. Regulation of the Election Supervisory Board of the
Republic of Indonesia Number On Settlement of
Administrative Election Fraud

ADJUDICATE

- 1. To declare that the Complained party is proven legally and convincingly
to violate guidance, procedures or mechanisms.
- 2. Order the KPU /.../.../ to make administrative improvements to
guidance, procedures or mechanisms in accordance with the provisions
of the legislation.
- 3. Order to the KPU / ... / ... / to give written warning to.....
- 4. Order the KPU // to not include Election Contestant(members of
the DPR,DPD,DPRD and the President and Vice President at certain
stages in the Election Implementation.

Or

Declare that the Report is not proven legally and is convincing to carry out
Administrative Election Fraud.

Or

- 1. Declare the Complained Party ... (*name of the complained*) ... proven legally
and convincingly to carry out a structured, systematic and massive Fraud in
the form of promising actions and / or providing money or other material to
influence Election Administrator and / or Voters.

2. Order KPU/ Provincial KPU/KIP/Regency/Municipal KPU to cancel the
Complained ... (*Name of Complained*) ... Candidate for members of
DPR/DPD/DPRD or President and Vice President in Elections ****).
3. Order the KPU/Provincial KPU /Aceh KIP or Regency/Municipal KPU
/KIP to cancel the Provincial/Aceh KIP/Regency/Municipal KPU/KIP

Decision, **) Number: , On..... Or

Declare Complained Party, not proven legally and
convincingly to do deeds

In witness whereof it was decided at the Panel of Examiner meeting in the
Bawaslu plenary meeting forum by 1) ... as Chairman of the Panel of
Examiner 2) ... as a member of the Panel of Examiner 3) ..., as a member of the
Panel of Examiner, each as a Member of Bawaslu/Provincial Bawaslu/
Regency/ Municipal Bawaslu....., and pronounced before the
parties and open to the public on the day... on...

Chairperson and member of Panel of Examiner

Bawaslu.....

Chairman

signed

(.....)

Member

signed

(.....)

Member

signed

(.....)

Member

signed

(.....)

Member

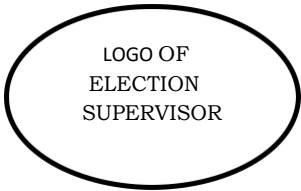
signed

(.....)

Secretary of Panel of Examiner

signed

(.....)



Form Model ADM-14 Report Status

THE ELECTION SUPERVISORY BOARD

.....

REPORT STATUS

NUMBER : ...//..... /Months/.....

Being read of Decision of Bawaslu/Provincial
Bawaslu/Regency/Municipal Bawaslu....., on report of Alleged
Administrative Election Fraud/TSM Administrative Election Fraud Registration
Number,that reported by Complainant named
and Complained Name. it is informed as follows:

- I. (Legal Basis);
 - 1. Law Number 7 of 2017 on Election;
 - 2. Regulation of the Election Supervisory Board Number On Settlement of Administrative Election Fraud.
- II. That the Decision of the Bawaslu/Provincial Bawaslu/Regency/Municipal Bawaslu by Number, it has been decided at the Panel of Examiner of consultative meeting in Bawaslu/Provincial Bawaslu/Regency/Municipal plenary meeting forum, and is pronounced before the parties and open to the public on the day ...on ...
- III. That the Election Supervisory Board, makes a Decision
 - (1).....
 - (2).....
 - (3).....

This was conveyed by the Status of Handling Reports of alleged Administrative Election Fraud/TSM Administrative Election Fraud.

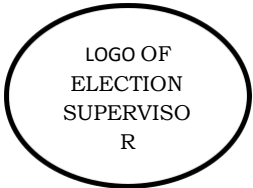
..... On.....

THE ELECTION SUPERVISORY BOARD

PROVINCE),

CHAIRMAN/MEMBER,

(.....)



Form Model ADM-15

Request for Correction to Decision
of Provincial/Regency/ Municipal

.....*)

Number :
Attachment :
Issues : Correction Request for Decision of Provincial
Bawaslu/Regency/Municipal Bawaslu Number
On

To the Honorable,
Chairman of the Election Supervisory Board

.....
Jln

Dear,
That we hereby submit a request of correction of the Provincial Bawaslu/
Regency/Municipal Bawaslu Decision regarding the Report on Alleged
Administrative Election Fraud, as follows:

- I. IDENTITY OF COMPLAINANT
- a. Name of complainant :
 - b. Sex :
 - c. Address :
 - d. Phone Number :
 - e. Faximile number :
 - f. Email Address :

Grant Proxy, to 1. 2., etc....., based on Special Power of Attorney
Number:....., on....., this case choose domicile at the office of
Attorney

hereafter referred to as Complainant,report

- 1. Name of Complained :
- 2. Address :
- 3. Job :
- 4. Phone Number :

Hereby submit request of correction to the Decision of the Provincial Bawaslu/Regency/Municipal Bawaslu Number, on, for which the verdict is as follows:

ADJUDICATE

1. Order the KPU /.../... to make administrative repairs to the guidance, procedures or mechanisms in accordance with the provisions of the legislation..
2. Order to the KPU / ... / / to give written warning to.....
3. Order the KPU // to not include Election Contestant (members of the DPR, DPD, DPRD and President and Vice President) at certain stages in the Election Implementation.

Or

Declare that the Report is not proven legally and is convincing to carry out Administrative Election Fraud.

II. GRACE PERIOD OF REQUEST OF CORRECTION

The complainant submits for request of correction to decision of the Provincial Bawaslu/Regency/Municipal Bawaslu....., Number, On, to the Election Supervisory Board on, as the Decision of the Provincial Bawaslu/ Regency/Municipal Bawaslu....., read on the day, on, etc ...

III. DESCRIPTION OF REQUEST OF COMPLAINANT ON DECISION OF PROVINCIAL BAWASLU/ REGENCY/ MUNICIPAL BAWASLU.

Basically the request of correction of complainant is about the application of law in the Decision of the Provincial Bawaslu/Regency/ Municipal Bawaslu Number, on (Explain in detail about the Reporting Correction application for the application of the law in the Decision of the Provincial Bawaslu/Regency/Municipal Bawaslu the Report on alleged Administrative Election Fraud) as follows:

.....
.....

IV. PETITUM (things requested by COMPLAINANT)

Based on the reasons mentioned above, request the Election Supervisory Board to examine and decide upon the request of correction from the Complainant, as follows ADJUDICATE:

- b. Receive request of correction from Complainant(name of Complainant)....;
- c. Declare canceling Decision of Provincial Bawaslu/Regency/Municipal

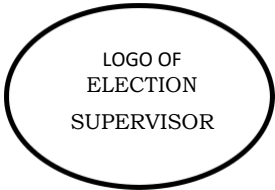
Bawaslu, Number, on
.....;.....; d. etc....

In witness whereof the request of correction from the Complainant, hopefully the Election Supervisory Board can immediately examine, and decide upon the request of correction of Complainant with justice.

Sincerely Yours,
COMPLAINANT/PROXY

- 1. Name, (signature)
- 2. Name, (signature)

*) : Filled with place, date, month, and year



Form Model ADM-16 File Receipt of Request of Correction

FILE RECEIPT
No.../K/ADM.BERKAS/ADM.TSM.BERKAS/Pemilu/Blh/20....**)*

Has been received

Name :
Organization :
Address :
Phone Number :
Day and Date :
Time :
File detail :

NO	Document	Total
1		
2		
3		
4		
5		
6		
7		
Etc...		

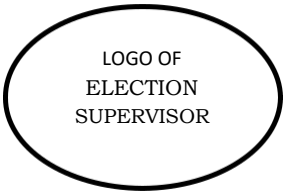
_____, _____ ***

Received by,

File Receiver

Complainant

Note :
*) : adjusted reports of alleged fraud
**) : Number of Tanda Bukti Penerimaan Berkas is different from Number of Application Registration
***): Filled place, date, month, and year



Form Model ADM-17 Official Report of Registration of Request of Correction
--

THE ELECTION SUPERVISORY BOARD.....
OFFICIAL REPORT OF REGISTRATION OF REQUEST OF CORRECTION

- a. Name of Complainant :
- b. Sex :
- c. Address :
- d. Phone Number :
- e. Facsimile Number :
- f. Email Address :

- a. That the field of handling fraud records reports in the Register Book of Request of Correction as a sign that the request for correction to Decision of Provincial Bawaslu/ Regency/Municipal Bawaslu, related to the Administrative Election Fraud report has been received by Bawaslu.
- b. That the Request of correction from the Complainant has been registered with Number ... / K / ADM / BWSL / Pemilu / (Months) / (Year)

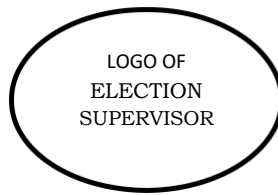
.....,..... 20...**
at.....***

SECRETARIAT OF BAWASLU.....,

Signed

(.....)

Catatan:
*) : adjusted to report of alleged fraud
**) : Filled place, date, months, and year
***) : Filled adjusted to local time.



Form Model ADM-18
Notification on for Request of
Correction to Decision

.....,

Number :

Attachment :

Issue : Notification of the Request of correction session on the Decision
of the Provincial Bawaslu

To the Honorable

at-.....

The Election Supervisory Board, hereby notify: as
Complainant/Complained/Related Party.*);

in Request of correction, which has been recorded in the Registration Book for
Request of Correction Number ... / K / ADM / BWSL / Pemilu / BLN / tahun ..
to make a Counter request of correction for the Complained. enclosed with
evidences, to be submitted to Bawaslu not later than 3 (three) days after this
Notification Letter was delivered.

In witness whereof this notice is conveyed for your attention, thank you.

SECRETARIAT OF BAWASLU.....,

Signed

(.....)



Form Model ADM-19
Official Report of Hearing of
Decision Request of Correction

OFFICIAL REPORT OF HEARING

Number

That on the day ... on ... take place at it is held the Request of correction
Panel of Examiner by Bawaslu with the agenda
attended by:

A. Structure of Examining Hearing

1.	Chairperson of Panel of Examiner	:	.....	(Chairman/Mem ber Bawaslu)
2.	Member of I Panel of Examiner	:	.....	(Chairman/Mem ber Bawaslu)
3.	Member of II Panel of Examiner	:	.....	(Chairman/Mem ber Bawaslu)
4.	Assistant of Panel of Examiner	:	.....	

B. that the record of the examining hearing process is as follows

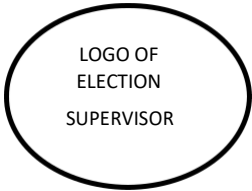
- C. The official report of examination is accompanied by record/summary of hearing.
- D. In witness hereof the Examination of the Request of Correction, the next examination with the agenda ... will be held at day ... and date... .

Chairperson of Panel of Examiner
signed

Secretary of Panel of Examiner
signed

(.....)

(.....)



Form Model ADM-20 Decision of Correction Examination
--

THE ELECTION SUPERVISORY BOARD

.....

DECISION

Number:..../K/..... /..... /.....

IN THE NAME OF JUSTICE BY THE GRACE OF ALMIGHTY GOD

Considering : a) That Bawaslu..... , has record in Registration Book of Request of correction, report from:

Name :
Number of Citizen :
Identification Card/
Driving License/Pasport
Address :
Place, Date of Birth :
Job/Position :

with the Request dated, giving proxy toand.....
recorded in the Registration Book of Request of correction
.....

- b) that Bawaslu has examined Documents of Request of correction for with result as follows:
1. (description of Request of Correction from Complainant)
 2. (evidences of Complainant)
 3. (description of Contra of Request of Correction from Complained)
 4. (evidences of Complained)
 5. Other supporting documents
 6. (consideration of Panel of Examiner :
a) facts in Examination

- b) assessment and opinion from Panel of Examiner (related to Examining Facts, *Collection of Evidences and Legislation*)
- c) That the Panel of Examiner based on the examination of the Request of Correction documents has the opinion as:
- (1) ConcerningtheCase.....
.....
.....
.....
- (2) Concerninglegalconsiderations
.....
.....
.....
.....
- d) That the Panel of Examiner based on the examination of the Request of Correction documents concludes as follows:
.....
.....
.....

2. Regulation of the Supervisory Election Board Number.....
On Settlement of Administrative Election Fraud

ADJUDICATE

1. Declares receiving the Request of Correction from Complainant(*name of Complainant*)...
2. Declare canceling the Decision of the Provincial Bawaslu....., Number, On.....;

Or

In witness whereof was decided at the Panel of Examiner 's deliberative meeting in the Bawaslu plenary meeting forum by 1) ... as Chairperson of the Panel of Examiner 2) ... as a member of Panel of Examiner 3) ... as a member of the Panel of Examiner , each as a Member of Bawaslu, and pronounced before the parties and open to the public at date and time...

Chairperson and Member of Panel of Examiner
Bawaslu.....

Chairman

signed

(.....)

Member

signed

(.....)

Member

signed

(.....)

Member

signed

(.....)

Member

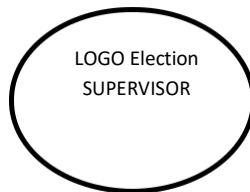
signed

(.....)

Secretary of Panel of Examiner

signed

(.....)



Form Model ADM-21
Report Status

THE ELECTION SUPERVISORY BOARD

.....

REPORT STATUS

NUMBER : .../...../...../Month/.....

By the reading of the Decision of the Election Supervisory Board
....., on the Request of Correction on the Decision of the Provincial
Bawaslu/ Regency/Municipal Panwaslu Registration Number
reported by the Complainant on behalf of Mr. and
Complained Mr. the following matters are conveyed:

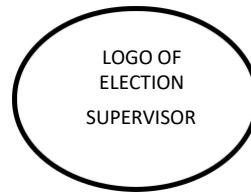
- I. (Legal Basis);
 - 1. Law Number 7 of 2017 on Election;
 - 2. Regulation of The Election Supervisory Board Number On Settlement of Administrative Election Fraud
- II. That the Decision of Bawaslu....., with Number
....., it has been decided at the Panel of Examiner 's
deliberative meeting in the Bawaslu plenary meeting forum
....., and pronounced before the parties and open to the public
on the day ... date
- III. That The Election Supervisory Board....., make Decision)
(1).....
(2).....

In witness thereof by the Status of Request of correction for the Decision
of the Provincial Bawaslu/Regency/Municipal Panwaslu is conveyed.

..... On.....

THE ELECTION SUPERVISORY BOARD OF
PROVINCE)
CHAIRMAN/MEMBER,

(.....)



Form Model ADM-22
Quick Examining Decision

DECISION FORM QUICK EVENTS ELECTION ADMINISTRATIVE FRAUD

Complainant/Penemu :

Place and Time Occurrence

Decision of Supervisor

Election:.....

Complained

Date of Report/Finding.....

Description of Occurrence :

Signature

(Complainant)

(Complained)

Signed
Election Supervisor

)

Chairman of The Election Supervisory
Board
Of the Republic of Indonesia,

Signed

ABHAN