

Canvassing for the 2016 Elections

Comelec Resolutions Nos. 10083 and 10050
General Instructions for and Establishment
of the Board of Canvassers (BoCs)

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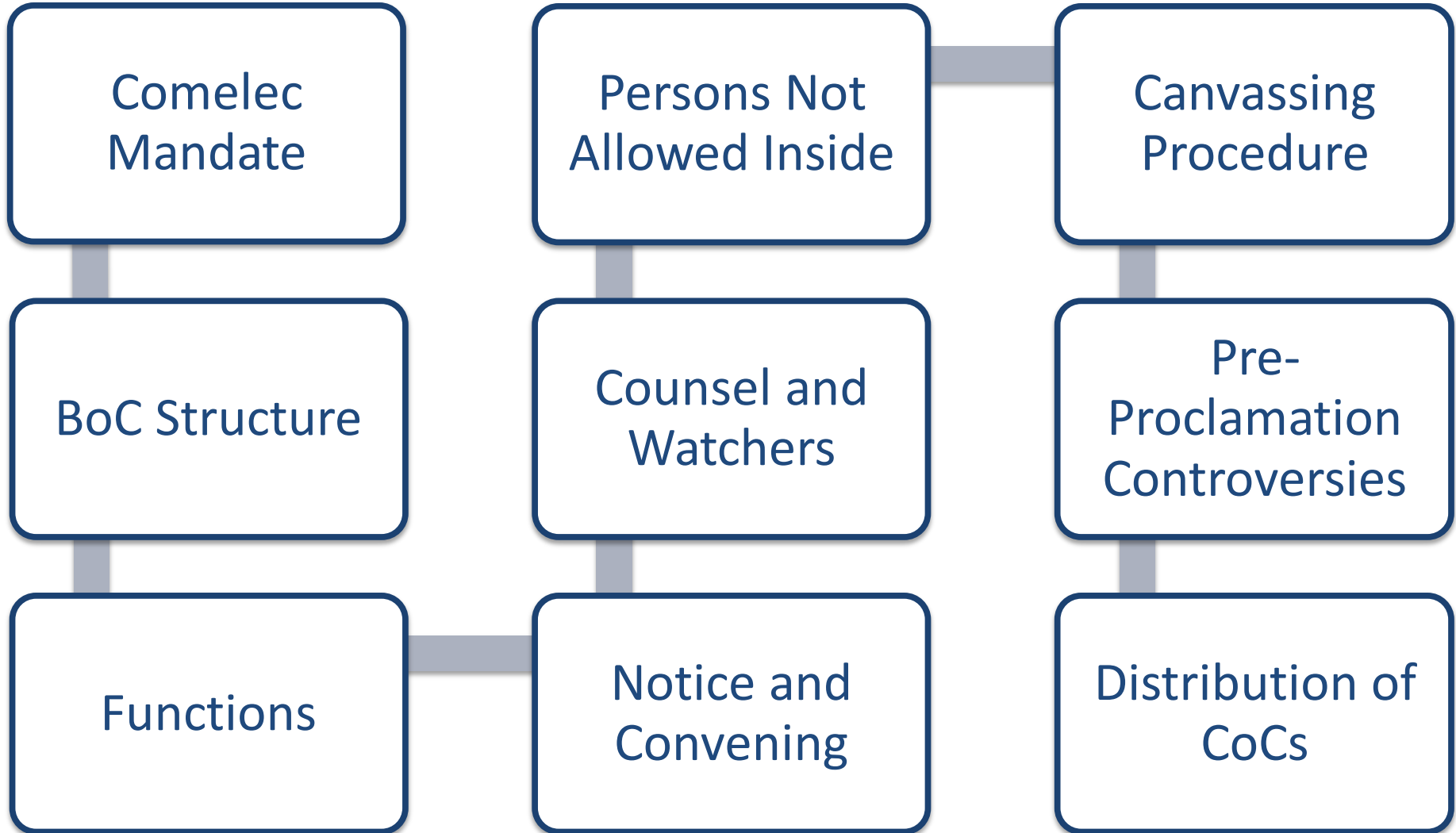
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Presentation Flow



Comelec Mandate

1. Exercise control and supervision over BoCs
2. Relieve, *motu proprio*, for cause, at any time, any BoC member
3. Resolve pre-proclamation controversies
4. Annul or suspend proclamation
5. Order the BoC to reconvene after BoC proclaims
6. Prescribe rules, procedures and systems for BoCs

BoC Structure

3-Member Collegial Body (quorum – majority)

Comelec, DOJ, DEPED, Local Officials and Courts

Consolidation and Canvassing System (CCS) Operator

Reception and Custody Group (RCG)

Other Support Staff

BoC Levels

MBoC

CBoC

PBoC

DBoC

RBoC

Municipal, City, Provincial, District and Regional (for ARMM)

BoC Composition

<i>BoC</i>	<i>Regular Members</i>	<i>Substitutes</i>
MBoC	Comelec Representative as Chair Municipal Treasurer as Vice-Chair District School Supervisor or Most Senior Principal as Member	Appointed by PES Municipal Administrator, Assessor, Clerk of Court or other municipal appointive official
CBoC	City Election Officer or Comelec Lawyer as Chair City Prosecutor as Vice-Chair Division Superintendent of Schools as Member	Appointed by PES City Auditor, Register of Deeds, Clerk of Court or other city appointive official
PBoC	Provincial Election Supervisor or Comelec Lawyer as Chair Provincial Prosecutor as Vice-Chair District School Superintendent as Member	Appointed by RED Provincial Auditor, Register of Deeds, Clerk of Court or other provincial appointive official
DBoC	City Election Officer or Comelec Lawyer as Chair City Prosecutor as Vice-Chair City Superintendent of Schools as Member	Appointed by NCR RED Next ranking prosecutor Next ranking district supervisor
RBoC	Regional Election Director or Comelec Lawyer as Chair DOJ Representative with equivalent rank as Vice-Chair DEPED Representative with equivalent rank as Member	Appointed by Comelec Chair From same offices

BoC Functions

Core Functions

- Canvass and consolidate electronically-transmitted results from precincts or lower BoCs
- Generate and print Certificate of Canvass (CoC), CoCP (COC and Proclamation) and SoV (Statement of Votes [Breakdown])
- Electronically-transmit results to next level
- Proclaim winning candidates at canvassing level

Other Functions

- Keep order
- Enforce obedience to lawful orders
- Order peace officer/ soldier to take person in custody (if refuse to follow order or for disorderly behavior)
- Resolve pre-proclamation controversies
- Cannot reconvene after proclamation (*functus officio*)
- Others as Comelec will assign

BoC Staff

CCS Operator

- Operate CCS
- 1 IT-capable person
- Deputized by Comelec
- From Government Agencies, GOCCs and GIs
- Not related to BoC and candidate (4th degree)

RCG

- Receive and safe keep SD cards from precincts and CD from lower BoCs (log, note if transmitted or not)
- Not more than 3 members
- All government appointive officials
- 1 RCG (1 to 500 clustered precincts; 2 if 501 to 600; 3 if 601 or more)

Notice by and Convening of BoCs

<i>Incident</i>	<i>Details</i>
<i>Notice</i>	<ol style="list-style-type: none">1. When: Not later than May 42. Who: Chair of BoC will notify its members, candidates, parties and party-list organization3. What: BoC Convening
<i>Convening of BoC</i>	<p>Under Comelec Resolution No. 10083:</p> <ol style="list-style-type: none">1. Time: 3:00 p.m.2. Date: May 9, 20163. Place: designated place (same venue in 2013 elections)4. For What: Initialize CCS and receive electronically-transmitted results <p><i>[Under Comelec Resolution No. 10050, time is 5:00 p.m.]</i></p>

Counsel and Watchers at Canvassing

Counsel

- Each registered party or coalition, party-list organization and candidate
- Only 1 can argue (no limit as to number)
- Right to observe
- Right to challenge
- Right to raise pre-proclamation cases
- Cannot touch CCS
- Cannot delay canvassing

Watchers

- Each registered party or coalition, party-list organization and candidate (for local councils, only 1)
- Only 1 per BoC
- 6 Principal (representing 6 major parties) and Regular Watchers; PPCRV Watcher
- Right to be present and observe
- Stay behind BoC
- File protest and obtain resolution in writing
- Cannot touch CCS
- Cannot participate in BoC deliberations

Persons **Not Allowed Inside**

AFP

PNP*

Peace
Officer*

Barangay
Tanod

Security or
Police
Organizations

Private
Security
Agencies

* Can be present if by majority vote of BoC, called to protect BoC and paraphernalia or maintain peace and order

Canvassing Procedure Proper

A. Preliminaries

1. Show CCS Box is sealed
2. Remove plastic seal
3. Open and Check contents CCS Box: laptop, SD card, 3 Security Tokens, CD-R, Printer, Paper, Memory Card, etc.

Canvassing Procedure Proper

B. Initialization

1. CCS Operator turns on CCS/ laptop
2. Input Username and Password
3. BoC inserts Security Tokens
4. Printing and Signing of Initialization Report

Canvassing Procedure Proper

C. Monitoring of Results

1. Click “Monitor Transmission” Icon (color will indicate status of transmission)
2. Import Results from VCM/ CCS (when results not transmitted): Using Memory Car Reader or CD-ROM, Insert Main SD Card or CD, as the case may be, then Upload

Canvassing Procedure Proper

D. Generate and Print CoC

1. When all results in:
 - a) CoC will be printed
 - b) Authentication by BoC
 - c) Print 30 copies
2. When not all results in:
 - a) Verify reason for non-transmittal
 - b) Majority of BoC must accede to lower threshold (not lower than 90%)
 - c) Report to be prepared
 - d) Authentication by BoC
 - e) Print 30 copies

Canvassing Procedure Proper

D. Generate and Print CoC

3. Print Statement of Votes (Breakdown)
4. Print CoC and Proclamation
5. Authenticate by BoC
 - a) When there is no tie, Print
 - b) When there is a tie, Resolution of Tie

Canvassing **Procedure** Proper

E. Transmission of Results

F. Printing of Audit Log

G. Post-Printing Activities

- a) BoC and Watchers affix signatures to CoC
- b) Results announced and posted

H. Post-Election Report

I. Back-Up Results

J. CCS Shutdown

Canvassing Procedure Proper

K. Proclamation

Note: Final/ Executory Decision means no MR of Comelec Division decision; No SC Restraining Order if Comelec en banc decision

<i>Incident</i>	<i>Effect</i>
No DQ case against Winning Candidate	BoC proclaims candidate who obtains highest number of votes (Winning Candidate)
Final/ Executory Decision denying due course/ cancelling CoC vs. Winning Candidate <u>before</u> Elections	BoC proclaims 2 nd placer
Final/ Executory Decision denying due course/ cancelling CoCvs. Winning Candidate <u>after</u> Elections	BoC not proclaim Succession will operate if applicable
Final/ Executory Decision declaring candidate a nuisance	<ul style="list-style-type: none"> a. If same surname, votes of nuisance added to non-nuisance, then proclaim highest b. If both nuisance, stray votes c. If not same surname votes of nuisance stray
DQ case pending and no Comelec suspension order	BoC proclaims Winning Candidate

Pre-Proclamation Controversies

Related to BoC

- Illegal Composition (not any of designated official or related within 4th degree to each other or any candidate) at time of appointment
- Illegal Proceedings, when BoC begins to act illegally
- File before BoC or Comelec Division (concurrent jurisdiction)

Related to Results

- Per Comelec Resolution No. 10083, no pre-proclamation in relation to ER/ CoC:
 1. Generation/ printing
 2. Transmission
 3. Receipt and Custody
 4. Appreciation

[Note:

- Manifest Errors, Discrepancies, Delay in Transmission, Errors in Consolidation may occur
- File before BoC (oral and written objection simultaneous when ER/ COC presented and offer evidence within 24 hours)]

CoC Distribution

<i>Copies</i>	<i>MBoC/ CBoC/ DBoC</i>	<i>Copies</i>	<i>PBoC/ CBoC (1 or more LDs/ RBoC)</i>
1 st	PBoC (canvass of higher positions)	1 st	Congress-Senate SP (P/VP canvass)
2 nd	Comelec	2 nd	Comelec (Senate canvass)
3 rd	BoC Chair	3 rd	BoC Chair
4 th	PPCRV	4 th	PPCRV
5 th	Congress (Senate SP)	5 th	Congress (Senate SP)
6 th	Posted on Canvassing Center Wall	6 th	Posted on Canvassing Center Wall
7 th / 8 th	Dominant Majority/ Minority Parties	7 th / 8 th	Dominant Majority/ Minority Parties
9 th -18 th	10 Major National Parties	9 th /10 th	2 Major National Parties
19 th -20 th	2 Major Local Parties	11 th -13 th	National Media
21 st -25 th	National Media	14 th	Major Citizen Arm
26 th -27 th	Local Media	---	---
28 th -30 th	Major Citizens' Arms	---	---

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THANK YOU. MORE POWER.