

# 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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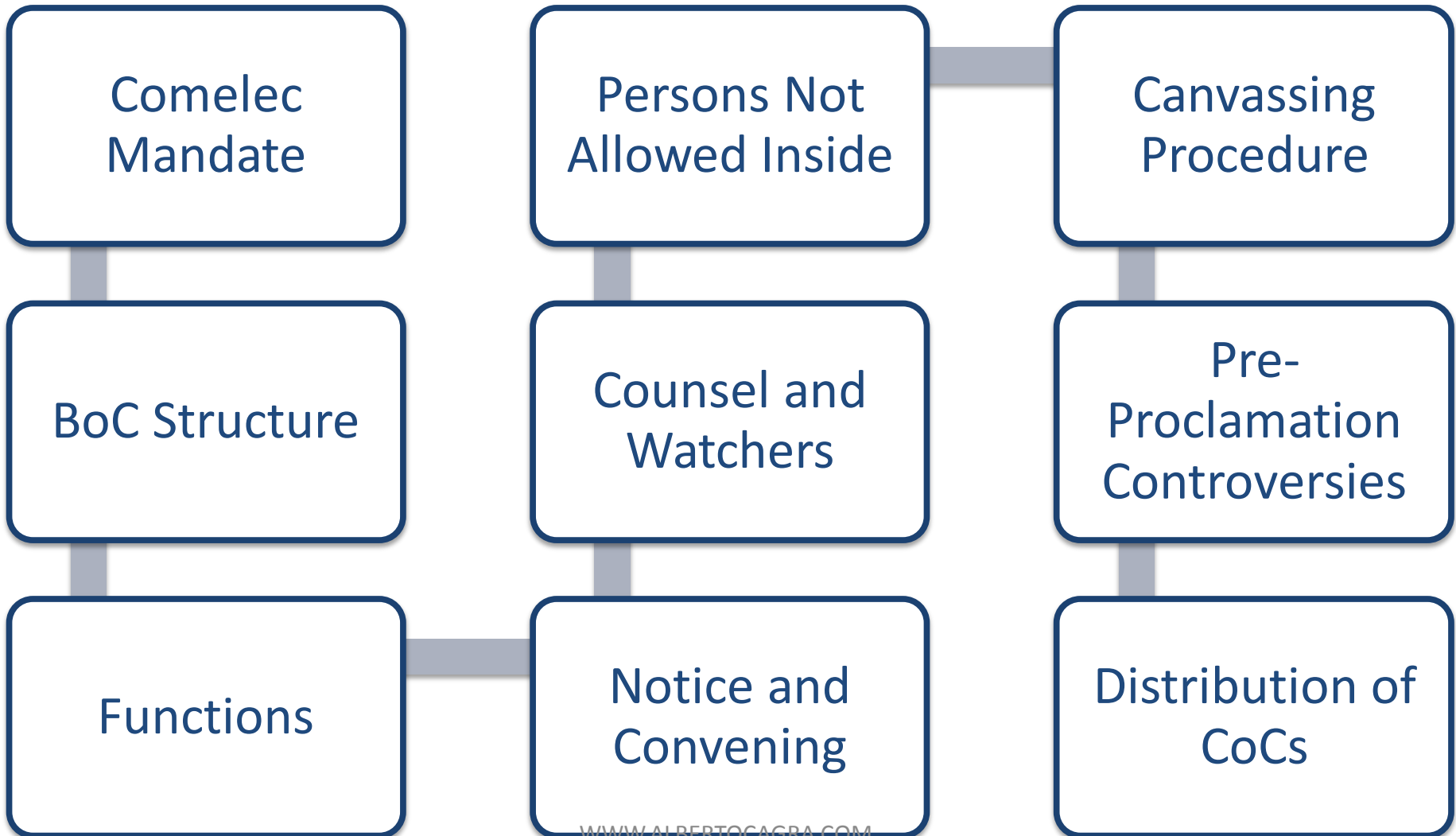
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# Presentation Flow



# 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>
<b>MBoC</b>	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
<b>CBoC</b>	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
<b>PBoC</b>	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
<b>DBoC</b>	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
<b>RBoC</b>	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 (4<sup>th</sup> 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>
<b><i>Notice</i></b>	<ol style="list-style-type: none"><li>1. When: Not later than May 4</li><li>2. Who: Chair of BoC will notify its members, candidates, parties and party-list organization</li><li>3. What: BoC Convening</li></ol>
<b><i>Convening of BoC</i></b>	<p>Under Comelec Resolution No. 10083:</p> <ol style="list-style-type: none"><li>1. Time: 3:00 p.m.</li><li>2. Date: May 9, 2016</li><li>3. Place: designated place (same venue in 2013 elections)</li><li>4. For What: Initialize CCS and receive electronically-transmitted results</li></ol> <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%) and approved by appropriate authority
  - 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 <sup>nd</sup> placer
Final/ Executory Decision denying due course/ cancelling CoC vs. Winning Candidate or disqualified <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"> <li>a. If same surname, votes of nuisance added to non-nuisance, then proclaim highest</li> <li>b. If both nuisance, stray votes</li> <li>c. If not same surname votes of nuisance stray</li> </ul>
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 4<sup>th</sup> 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 <sup>st</sup>	PBoC (canvass of higher positions)	1 <sup>st</sup>	Congress-Senate SP (P/VP canvass)
2 <sup>nd</sup>	Comelec	2 <sup>nd</sup>	Comelec (Senate canvass)
3 <sup>rd</sup>	BoC Chair	3 <sup>rd</sup>	BoC Chair
4 <sup>th</sup>	PPCRV	4 <sup>th</sup>	PPCRV
5 <sup>th</sup>	Congress (Senate SP)	5 <sup>th</sup>	Congress (Senate SP)
6 <sup>th</sup>	Posted on Canvassing Center Wall	6 <sup>th</sup>	Posted on Canvassing Center Wall
7 <sup>th</sup> / 8 <sup>th</sup>	Dominant Majority/ Minority Parties	7 <sup>th</sup> / 8 <sup>th</sup>	Dominant Majority/ Minority Parties
9 <sup>th</sup> -18 <sup>th</sup>	10 Major National Parties	9 <sup>th</sup> /10 <sup>th</sup>	2 Major National Parties
19 <sup>th</sup> -20 <sup>th</sup>	2 Major Local Parties	11 <sup>th</sup> -13 <sup>th</sup>	National Media
21 <sup>st</sup> -25 <sup>th</sup>	National Media	14 <sup>th</sup>	Major Citizen Arm
26 <sup>th</sup> -27 <sup>th</sup>	Local Media	---	---
28 <sup>th</sup> -30 <sup>th</sup>	Major Citizens' Arms	---	---

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**THANK YOU. MORE POWER.**