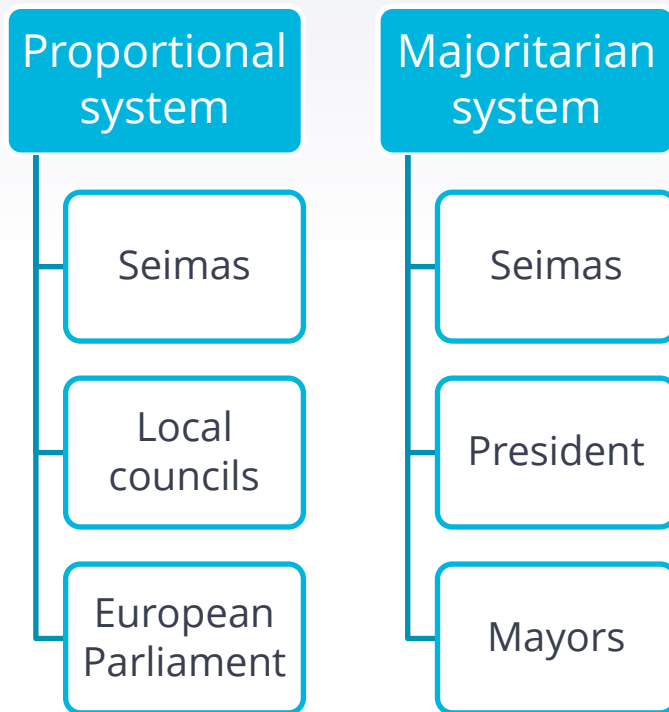


Challenges in the Field of Electoral Law in Lithuania

President of the Supreme Administrative
Court of Lithuania
G. Kryževičius



Electoral system



Electoral system



Typical cases

Recognition of the status of a candidate

Political advertising, campaigning and funding of the political campaigns

Other

Impeached politicians

Impeachment

Prohibition to participate in elections by
the Constitutional Court

ECHR: human rights are violated by the
indeterminate nature of prohibition

Seimas fails to amend the law

Questions for the ECHR: request for an advisory opinion



- ▶ is the margin of appreciation under Article 3 of Protocol No. 1 overstepped by the Contracting State to the Convention, when it fails to guarantee the compatibility of its national law with the provisions of the Convention and this results in the denial to implement “passive” election right to the person removed from the office of a Member of the Seimas under the impeachment proceedings;
- ▶ what are the requirements and criteria implied by Article 3 of Protocol No. 1 to the Convention, in determining the scope of the principle of proportionality, which the national court should take into account, when deciding individual cases: are the criteria principally limited to the duration of the restriction or should other individual circumstances, such as the nature of the office from which a person has been removed and the act which resulted in impeachment, also be taken into account.

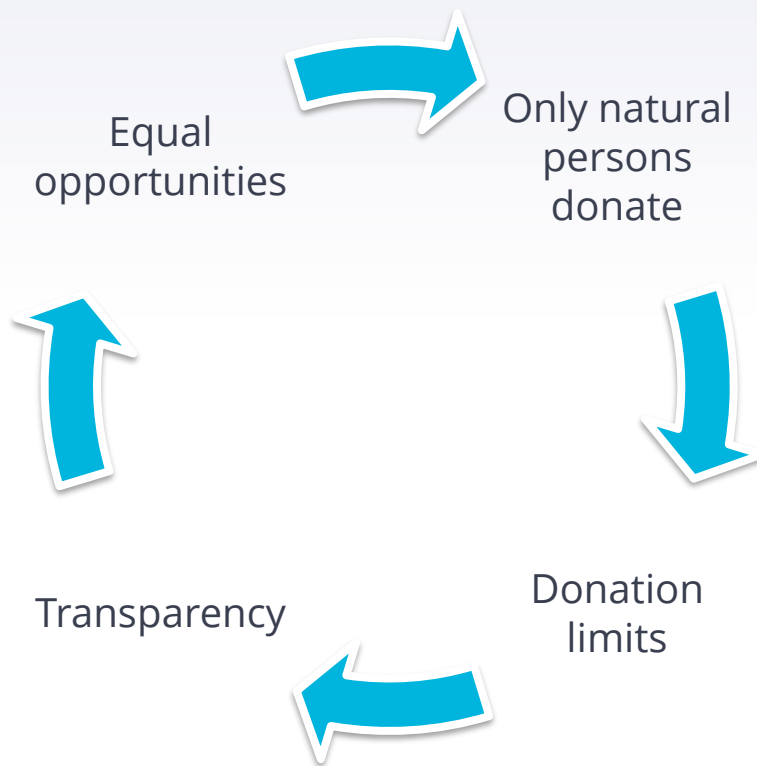
Campaigning

Law on Funding of, and
Control over Funding
of, Political Parties and
Political Campaigns

Law on
Political
Parties



Campaigning



Political advertising

- ▶ Spreading of information by a state politician, political party or its member, political campaign participant in their name and (or) interests of any kind, which is intended to influence motivation of voters for voting in elections or referendum; or promotes a state politician, political party, its member or a political campaign participant, and as well as their ideas, goals or political program
 - ▶ **Case of a TV show**
 - ▶ **Case of equality in public debates**

- ▶ **Administrative courts – the most popular arbitrator**
 - ▶ **Thank you!**