

Jamhuuriyadda Somaliland

Komishanka Doorashooyinka Qaranka.



Republic Of Somaliland

National Electoral Commission

**HABRAACA XALLINTA
CABASHOYINKA IYO MURANADA
DOORASHADA**

**ELECTORAL COMPLAINT AND
DISPUTES RESOLUTION PROCEDURES**

SOMLILAND PRESIDENTIAL ELECTIONS

2017





Tixraac: KDQ/XK/ 148 /2017

Taariikh: 15/10/2017

Habraaca Xalinta Cabashooyinka iyo Muranada Doorashada Madaxtooyada ee 2017

ARAR

KOMISHANKA DOORASHOYINKA QARANKU:

Iyaga oo Tixraacaya Qodobka 15^{aad}, Farqadiisa 7^{aad}, oo Komishanka Doorashooyinka u awood siinaysa in ay go'aan ka gaadhaan cabashooyinka iyo muranada la xidhiidha doorashada ee ka soo gaadha xafiisyada hoos yimaada.

Iyaga oo Tixraacaya Qodobka 15^{aad} Farqadiisa 12^{aad} iyo Qodobka 68^{aad} oo Komishanka Doorashooyinka u awood siinaya in ay soo saaraan xeer-nidaamiye, hab-raacyo, go'aano, xeerar anshax oon ka hor imaanayn Xeerka Doorashada Madaxtooyadda iyo Goleyaasha Deegaanka (Xeer Lr. 20/2001) ee wax-ka-bedelka iyo kaabista lagu sameeyay 2017.

Iyaga oo ku xisaabtamaya ahmiyadda wayn ee ay qarankan Jamhuuriyada Somaliland u leedahay doorashada Madaxtooyadda ee 2017, oo ku dhacda nidaam hufan, oo ka madhan musuqmaasuq, cabsi-gelin, laaluush, eex, isla markaana waafaqsan Xeerka Doorashada Madaxtooyada iyo Goleyaasha Deegaanka (Xeer Lr. 20/2001) ee wax-ka-bedelka iyo kaabista lagu sameeyay 2017, Dastuurka Qaranka JSL, Xeerarka kale ee khuseeya doorashooyinka iyo xeerarka hab-dhaqanka.

Iyaga oo ogsoon waajibka qaran ee ka saaran liiltirka iyo qabyo-tirka habraaca loo raaci doono soo gudbinta, qiimaynta, baadhista, iyo go'aan ka gaadhista cabashooyinka iyo muranada la xidhiidha doorashooyinka Madaxtooyada ee sanadka 2017. Taas oo ay waajib tahay in si deg-deg ah, oo habsiimo leh, dhexdhexaad ah, cadaalad ah, isku mid ah, loona siman yahay looga go'aan gaadho.

Iyaga oo qirsan cawaaqibka ay yeelan karto hanaan doorasho oo aan loo marin habraaca sharci ee u dejisan, taas oo xagal daacin karta amniga, nabad-gelyadda, iyo madaxbanaanida JSL.

Iyaga oo tixgelinaya talooyinka iyo soo jeedinta la taliyaha Sharci ee Komishanka Doorashooyinka Qaranka.

Iyaga oo tixraacaya Qodobka 68^{aad} ee Xeerka Doorashada Madaxtooyada iyo Goleyaasha Deegaanka (Xeer Lambar. 20/2001) ee wax-ka-bedelka iyo kaabista lagu sameeyay 2017.

Waxa ay soo saareen Habraaca Xalinta Cabashooyinka iyo muranada la xidhiidha Doorashada Madaxtooyada ee 2017 ka.

ALLAA MAHAD LEH

ENG. ABDULQAADIR IIMAN WARSAME

GUDDOMIYAHA KOMISHANKA DOORASHOYINKA QARANKA



QAYBTA KOOWAAD: QODOBO HOR-DHAC AH

QODOBKA 1^{AAD}: MAGACA HABRAACA

Habraacani Waxa Loogu Yeedhayaa Habraaca Xalinta Cabashooyinka iyo Muranada Doorashada Madaxtooyada ee 2017.

QODOBKA 2^{AAD}: MABAADIIDA HABRAACA

Mabaadiida Guud ee Habraacani ka duulayaa waa:

1. Xuquuqda aasaasiga ah ee muwaadiniinta Jamhuuriyadda Somaliland uu u damaanad qaaday Dastuurka Qaranka JSL, sida ku cad Qodobka 22^{aad} ee Dastuurka Qaranka xuquuqdaasi oo ah, xuquuqda siyaasadeed, dhaqaale, bulsho iyo xuquuqda doorashada, xuquuqdaasi oo ay sidoo kale damaanad qaadayaan xeerarka iyo heshiisyada caalamiga ah ee Umadaha Midoobay, oo waafaqsan Dastuurka;
2. In la qabto doorasho xor iyo xalaal ah, hufan, daah-furan, sugan oo la jaanqaadaysa heerarka caalamiga ah ee lagu qiimeeyo doorashooyinka. Taas oo ah masuuliyada saaran Komishanka Doorashooyinka Qaranka ee madaxa banaan.
3. In cabashooyinka iyo muranada kasoo baxa doorashooyinka looga go'aan gaadho si deg-degsiimo leh, cadaalad ku dhisan, loo siman yahay, si isku mid ah loogu dhaqmo, isla markaana waafaqsan Sharciga iyo Dastuurka JSL.
4. Iyada oo laga duulayo in muwaadiniinta loo suurto geliyo in ay gutaan oo adeegsadaan xuquuqdaasi doorashada, iyo in doorashadaasi ku dhacdo sifo xor iyo xalaal ah oo ka madhan cabsi-gelin, boob, dagaal, musuqmaasuq, laaluush, iyo saamayn aan haboonayn. Komishanka Doorashooyinku waxa uu dajiyay Hab-raaca Xalinta Cabashooyinka iyo Muranada ee khuseeya doorashada, kaas oo loo mari doono xalinta muran kasta iyo cabasho kasta oo ka dhalata xiliga doorashada ka hor, doorashada dhexdeeda iyo doorashada kadib.

QODOBKA 3^{AAD}: EREY BIXIN

Kalmadaha soo socda, haddii aanay nuxurka si kale ugu jirin, waxa loo qaadan doonaa sidan:

- 1) **Cabasho fudud (maamul):** waxa loola jeedaa cabasho kasta oo go'aanka u danbeeya ee laga gaadhaa aanu waxba ka bedelayn natiijada Doorashada guud ahaan, isla markaana aanay ka dhalayn danbi ciqaab ahi;
- 2) **Cabasho Culus:** waxa loola jeedaa cabashooyinka iyo muranadda go'aanka laga gaadho ay wax-ka-bedelayaan natiijadda Doorashada ama danbi ciqaab ahi ka dhalanayo;
- 3) **Cabasho/muran:** waxa loola jeedaa arji qoran (Foom) oo ay soo gudbisay cid dan ku leh, oo ka cabanaysa xad-gudub lagu sameeyay Xeerka Doorashada Madaxtooyada iyo Goleyaasha Deegaanka (Xeer LR. 20/2001), Xeerarka Anshaxa, iyo xeerarka kale ee khuseeya loona soo gudbiyay saraakiisha doorashada si waafaqsan Xeerarka iyo Habraacyadda, kaas oo buuxiyay shuruudaha u yaala. Cabasho waxa kale oo lagu gudbin karaa af ahaan, xaaladaha ee Habraacani ogolaaday.
- 4) **Xeer:** kalmadaha "Xeer" ama "Xeerka" waxa loola jeedaa Xeerka Doorashada Madaxtooyada iyo Goleyaasha Deegaanka (Xeer Lr. 20/2001) ee wax-ka-bedelka iyo kaabista lagu sameeyay 2017.



QODOBKA 4^{aad}: XILIGA CABASHADA IYO MURANADA LA SOO GUDBIYO IYO CIDA U XIL SAARAN

1. Cabashooyinka waxa lagu kala saari doonaa:
 - a) Waqtiga la soo gudbiyay,
 - b) Cidda soo gudbisay,
 - c) Asbaabta ama nuxurka ay cabashaddu xanbaarsan tahay;
2. Xalinta cabashooyinka, waqtiga lasoo gudbinayo, cida soo gudbin karta cabasho, iyo shuruudaha laga doonayo waxa lagu dajin doonaa qodobada Habraacani.

QAYBTA LABAAD: NOOCA CABASHADA IYO AWOODA

QODOBKA 5^{aad}: CABASHOYINKA DOORASHADA KA HOREEYA

1. Cabashooyinka ka horeeya maalinta doorashada ee khuseeya in aan lagu dhaqmin Xeerka Anshaxa, Xeerka Doorashada Madaxtooyada iyo Goleyaasha Deegaanka (Xeer Lr. 20/2001) ee wax-ka-bedelka iyo kaabista lagu sameeyay 2017, oo ay ka mid noqon karaan, balse aan ku koobnayn:
 - a) Ololaynta maalin aanu xisbigu lahayn, ama olole aan waqtigiisa la gaadhin;
 - b) Googoynta waraaqaha iyo jajabinta xafiisyada iyo gaadiidka xisbiyadda kale,
 - c) Gaadiidka ama hantida dawlada oo loo adeegsado ololayn,
 - d) Shaqaale dawladeed ama xubnaha ciidanka oo gala olole xisbi,
 - e) Hadalo aflagaado, nacayb, ama shakhsi weerar ah oo xisbi adeegsado;
 - f) Olole ku dhisan qabyaalad iyo qabiil;
 - g) Iyo fal kasta oo ka dhan ah Xeerka Anshaxa Xisbiyada Siyaasada;
- 2) Cabashooyinka ku xusan firqada 1aad ee qodobkan, Waxa xalintooda loo raaci doonaa si waafaqsan Xeerka Hab-dhaqanka Xisbiyada, waxana awood u leh daba-galka iyo xaqiijintooda Guddida Ilaalinta Anshaxa Doorashada, iyaga oo raacaya Xeerka Hab-dhaqanka waxa ay Komishanka usoo gudbin doonaan talaabada anshax marineed ee ay ka qaadayaan;

QODOBKA 6^{aad}: FOOMKA CABASHOYINKA

Cabashooyinka ku xusan Qodobka 5aad waa in ay qoraal ahaan xisbigu ku soo gudbiyaa, laguna soo hagaajiyaa Guddida Ilaalinta Anshaxa, waana in lagu cadeeyaa cida laga cabanayo, asbaabta lagaga cabanayo, taariikhda uu falku dhacay, cida ku lug lahayd, iyo cadaymaha loo hayo.

QODOBKA 7^{aad}: GO'AAN KA GAADHIDA CABASHADA EE GUDIDA ILAALINTA ANSHAXA

1. Guddida Ilaalinta Anshaxu marka ay hesho cabashada, iyo cadaymaha loo hayo, isla markaana si madax banaan iyaga oo adeegsanaya wakiiladooda ay u xaqiijiyaan falka dhacay iyo heerka uu gaadhsiisan yahay, waxa ay muddo dhan saddex cisho ku gaadhi doonaan go'aan ay wax kaga qabanayaan, si waafaqsan Qodobka 25aad ee Xeerka Hab-dhaqanka Xisbiyada Siyaasadda ee Doorashada Madaxtooyada ee 2017.
2. Haddii cabashadu khuseyso shaqaale dawladeed oo olole xisbi galay, ama xubnaha ciidamada oo olole xisbi galay, waxa loo raaci doonaa xeerarkooda gaarka ah ee u yeela ee dhaqangalka ah.



**QODOBKA 8^{AD}: CABASHOYINKA LOO GUDBINAYO KOMISHANKA DOORASHOYIINKA
EE HEER QARAN (DOORASHADA KA HOR)**

1. Cabashooyinka ku saabsan Diiwaanka Codbixiyaha ee kama danbaysta ah, soo saarista liiska cod-bixiyayaasha, goobaha cod-bixinta, murashixiinta xisbiyada, hawlaha ku saabsan diyaar-garawga farsammo ee doorashada, agabka doorashada, waxa loo soo gudbin doonaa Komishanka Doorashooyinka ee heer Qaran, kaas oo leh awooda ka go'aan gaadhista u danbaysa,
2. Go'aanka KDG waxa rafcaan looga qaadan karaa maxkamadda awooda u leh.

**QAYBTA SADEXAAD: CABASHOYINKA MAALINTA COD-BIXINTA EE LA XIDHIIDHA
DOORASHADA IYO TIRINTA CODADKA**

QODOBKA 9^{AD}: CABASHOYINKA FUDUD

1. Cabashooyinka fudud sida kuwa la xidhiidha arrimaha maamulka goobta cod-bixinta sida habsami u socodka shaqada goobta, safafka ay codbixiyayaasha, deg-degsiimadda shaqaalaha, waxa loo gudbin karaa Guddoomiyaha Goobta cod-bixinta oo ay waajib ku tahay in uu sida ugu deg-deg siimaha badan waxa uga qabto, cabashooyinka noocaasi ah waxa lagu soo gudbin karaa af ahaan ama qoraal ahaan, mar walba, Guddoomiyuhu waa in uu diiwaangeliyaa, isla markaana xusaa go'aanka iyo talaabada uu ka qaaday cabashada soo gaadhay, haddii Guddoomiyaha goobtu wax ka qaban waayo cabashooyinkaasi waxa loo soo bandhigi doonaa Komishanka Degmadda.
2. Cabashooyinkaasi la xidhiidha maalinta codbixinta ee khuseeya maamulka goobta cod-bixinta, waxa ku jiraya, balse aan ku koobnayn:
 - a) Diyaarinta iyo hawl-gelinta goobaha cod-bixinta,
 - b) Nidaamka safafka goobta,
 - c) Olole ka socda goobta codbixinta maalinta cod-bixinta,
 - d) Goobta cod-bixinta oo aan shaqayn ama habsan ku jiro,
 - e) Goobta codbixinta oo waqtigeedii waqti aan ahayn shaqaynaysa;
3. Waxa looga caban karaa Guddoomiyaha Goobta Cod-bixinta oo ay tahay in uu sida ugu dhakhsaha badan wax uga qabto, haddii uu si deg-deg ah wax uga qaban waayo, waxa loo gudbinayaa Komishanka Heer Degmo ama Kormeerka Degmadda si ay wax uga qabtaan;

QODOBKA 10^{AD}: CABASHOYINKA CULUS

1. Cabashooyinka la xidhiidha musuqmaasuqa tirinta codadka, ku shubasho waraaqaha soo hadhay, ama muranada ku saabsan waraaqaha lagu muransan yahay, waxa loo soo gudbinayaa Komishanka Heer Degmo, haddii markaa ay ku qancaan in loo hayo cadaymo ku filan, waxa ay qaadi doonaan talaabada lagama maarmaanka ah, waxana ay ka gaadhi doonaan go'aan sababaysan, haddiise la cadayn kari waayo, waa in ay cabashadaasi xidhaan;
2. Cid kasta oo ku qanci wayda go'aanka Komishanka Degmaddu waxa uu cabasho usoo gudbin doonaa Komishanka Heer Gobol, oo iyaguna marka ay dib-u-eegis iyo qiimayn



ku sameeyaan cabashada loo soo gudbiyay, go'aanka degmadda, cadaymaha la hayo, go'aan ka gaadhi doona;

3. Haddii lagu qanci waayo go'aanka Komishanka ee heer Gobol waxa cabashadaasi loo gudbin doonaa Komishanka Heer Qaran, kuwaas oo dib-u-eegis iyo qiimayn ku samayn doonaa, cabashada, cadaymaha, iyo go'aanada laga gaadhay inta aanay soo saarin natiijadda hor-dhaca ah;

QAYBTA AFRAAD: MUDDOYINKA LAGU GUDBINAYO CABASHOYINKA LA XIDHIIDHA NATIJADA DOORASHADA AMA TIRINTA CODADKA

QODOBKA 11^{AAD}: MUDADA CABASHOYINKA GOOBT

1. Cabashooyinka ku saabsan natiijada doorashada goobta, ama tirinta codadka goobta waxa loo gudbin karaa **Guddoomiyaha goobta cod-bixineed**,
2. Cabashooyinkaasi waxa la soo gudbin karaa ugu danbayn, marka lagu dhawaaqo natiijada cod-bixinta ee goobta, agabka goobtana aan la xidhin,
3. Haddii waqtigaasi lagala dib dhaco Guddoomiyaha goobtu wax cabasho qaban maayo.

QODOBKA 12^{AAD}: MUDADA CABASHOYINKA LOO GUDBINAYO DEGMADA

Cabashooyinka loo soo gudbinayo heer degmo waxa bilaabmi karaan marka degmaddu hesho agabka iyo qalabka ku xusan Qodobka 56^{aad} ee Xeerka Doorashada, waxaana loo gudbinayaa ugu danbayn inta aanay degmaddu dhamays tirin hawsha ku xusan Qodobka 61^{aad} ee Xeerka, haddii waqtigaasi lagala dib dhaco Dagmaddu cabasho qaban mayso.

QODOBKA 13^{AAD}: MUDADA CABASHOYINKA LOO GUDBINAYO HEER GOBOL

1. Cabashooyinka loo gudbinayo heer gobol waxa ay ka bilaabmayaan marka uu helo qoraalada raad-raaca ee uu usoo gudbiyay xafiiska doorashada ee degmaddu, waxaana loo soo gudbin karaa inta gobolku aanu dhamays tirin shaqada xafiiska doorashada gobolka ee ku xusan Qodobka 62^{aad} ee Xeerka Doorashada.
2. Komishanka Heer Gobol waxa uu dacwad goob ka timid tixgelin karaa oo keliya haddii wakiilka xisbiga si ula kac ah goobta lagaga yimaado, isla markaana u suurto geli waydo in uu la xidhiidha Wakiilkiisa heer Degmo, mudadii degmadu gacanta ku haysay cabashooyinka.

QODOBKA 14^{AAD}: MUDADA CABASHOYINKA GAARKA AH

1. Iyada oon loo eegayn Qodobada sare ee 11aad, 12aad, xaaladahan gaarka ah ee soo socda, wakiilka xisbiga ee degmaddu waxa uusoo gudbin karaa cabashadiisa degmadda inta aan sanduuqa iyo agabku soo gaadhin degmadda, xaaladahaasi waxa ka mid ah:
 - a) Haddii wakiilka xisbiga laga eryo/caydhiyo goobta uu ku qoran yahay iyada oo aysan jirin sabab sharci ama macquul ah oo la garwaaqsan karo; cabashadaasi waxa ay degmadda gaadhi kartaa inta lagu guda jiro isla maalinta cod-bixinta;
 - b) Iyada oo laga taxadirayo in Wakiil xisbi goobta uu ku qoran yahay laga saaro, wakiil xisbi waxa kaliya oo goobta uu sharci ahaan ugu qoran yahay laga saari karaa, haddii uu dhex dagaalamo goobta, isla markaana ka hor istaago cod-bixiyayaashu in ay codkooda dhiibtaan.



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- c) Xaalada sare ku xusan waa in sida ugu deg-dega badan loola xidhiidhaa Wakiilka Xisbiga ee Degmadda iyo Komishanka Heer Degmo si ay go'aan uga gaadhaan.
- d) Haddii sanduuqa cob-bixinta xoog goobta looga qaato, waa in cabashadaasi Komishanka heer Degmo, Gobol iyo Qaranba loo soo gudbiyo sida ugu dhakhsaha badan, uguna suurtoogashan, isla marka hawshaasi dhacdo;
- e) Haddii wakiilka xisbiga loo diido in uu soo gudbiyo cabasho sharci ah oo uu ka qabo goobta uu ka hawlgalayo;

QODOBKA 15^{aad}: MUDADA CABASHOYINKA LOO KOMISHANKA HEER QARAN

Cabashooyinka loo soo gudbinayo Komishanka Heer Qaran waxa ay ka bilaabmayaan marka Komishanku helo qalabka iyo qoraalada raad-raaca ah ee ku xusan Qodobka 59^{aad} ee Xeerka Doorashada, waxaanay ku eg yihiin marka lagu dhawaaqo natiijooyinka ku-meel gaadhka ah doorashada Madaxtooyada iyo ku-xigeenka.

QODOBKA 16^{aad}: MUDADA CABASHOYINKA LOO GUDBINAYO MAXKAMADA SARE

- 1) Dacwadaha la xidhiidha nidaamka doorashada loo qabtay ama natiijada hordhaca ah waxa loo gudbin doonaa Maxkamadda Sare ee Jamhuuriyadda Somaliland, taas oo ka gaadhi doonta go'aan kama danbays ah;
- 2) Dacwadaha ku saabsan doorashooyinka madaxweynaha iyo madaxweyne ku xigeenka ee lagaga cabanayo natiijada ku-meel gaadhka ah ee Komishanka waa in loo gudbiyaa Maxkamadda Sare muddo dhan todoba cisho gudahood oo ka bilaabmaysa marka lagu dhawaaqo Natiijada Doorashada. Haddii waqtigaa lagu gudbin waayo dacwadaasi lama tixgelin doono.
- 3) Iyadda oo lagu xisaabtamayo waqtiga iyo ka go'aan gaadhista arrimaha muhimka ah, waa in muhiimad gaar ah la siiyaa in cabashooyinka lasoo gudbiyo sida ugu degdegsiimaha badan loo qiimeeyo, loo derso, go'aana looga gaadho;
- 4) Cabasho kasta oo la soo gudbiyo, waa in ay ahaataa qoraal, kuna cadahay tafaasiisha iyo ciwaanada cida cabashada soo gudbisay, falka laga cabanayo, taariikhda uu falku dhacay, goobta uu ka dhacay, cida falkaasi lagu eedaynayo (ku lugta leh), iyo xalka cida cabanaysaa doonayso, waa in ay weheliyaan cadaymo ku filan oo lagu go'aan qaadan karo.
- 5) Xilka cadayntu (burden of proof) waxa uu saaran yahay cida soo gudbinaysa cabashadu in ay keento cadayn rasmi ah oo lagu qanci karo, sugan, lehna raad-raac saxan;

QAYBTA SHANAAD: CIDDA CABASHO SOO GUDBIN KARTA:

QODOBKA 17^{aad}: CABASHOYINKA MUWAADINKA

1. Cid kasta oo cabasho soo gudbinaysaa waa in ay dan ku leedahay cabashada (vested interest); iyada oo qodobkan la raacayo waxa cabasho soo gudbin kara:
2. Muwaadin xaq u leh in uu codeeyo, oo diiwaangashan, kaas oo ka cabanaya:
 - a) In loo diiday in uu codeeyo,
 - b) In la iska hortaagay, la hadiday, in uu codeeyo,
 - c) In aan loo suurtoogelin in uu codeeyo sababo la xidhiidha nidaamka doorashada loo maamulay awgood;



3. Cashooyinka ay soo gudbinayaan muwaadiniintu waa in Guddoomiyaha goobta cod-bixintu xil iska saaraa inta suurto gal ah in uu goobta ku xaliyo.

QODOBKA 18^{aad}: CABASHADA WAKIILADA XISBIYADA

- 1) Cabasho waxa kale oo soo gudbin kara, wakiil xisbi ee goob, degmo, gobol ama xarunta Guud.
- 2) Wakiilka xisbiga ee la kulma xaadaladaha ay ka midka yihiin, kuwan soo socdaa, waxa uu xaq u leeyahay in uu soo gudbiyo cabasho:
 - a) Agabka codbixinta oo aan dhamayn,
 - b) Agabka codbixinta oo aan lahayn lixgaxii loogu talo-galay;
 - c) Cod-bixiyayaasha goobta ka diiwaangashan oo loo diidayo in ay codeeyaan, la hadidayo, laga hor-istaagayo, in ama la laaluushayo, si ay cid gaar ah ugu codeeyaan;
 - d) Goobta cod-bixinta oo ay ka jirto amni darro khatar galinaysa cod-bixiyayaasha;
 - e) Hawl-wadeenada goobta cod-bixinta oon si habsami leh aan shaqadooda u gudanayn, habsaan aan loo baahnayn ku jiro;
 - f) Musuqmaasuq iyo ku-shubasho cod oo ka dhacda goob cod-bixineed;
 - g) Tirinta codadka oo la qalday ama si badheedha ah la isku daba mariyay;
 - h) Goobta oon shaqaynayn saacadihii loogu talo-galay;
 - i) Goobta cod-bixinta oo furan saacado aan loogu talo-galin;
 - j) Iyo wax kasta oo ka hor imaanaya Xeerka;

QODOBKA 19^{aad}: CABASHADA MUSHARIXIINTA

1. Cabasho waxa soo gudbin kara Murashax xisbi ama xisbi oo ka cabanaya:
 - a) Inaan doorashada loo maamulin hab-cadaalad iyo dhex-dhexaadnimo leh oo waafaqsan Dastuurka iyo Xeerka Doorashada Madaxtooyada iyo Goleyaasha Deegaanka (Xeer Lr. 20/2001) ee wax-ka-bedelka lagu sameeyay 2017,
 - b) In ay jirtay qaladaad baahsan oo ku saabsan habraaca doorshada;
 - c) In la garab maray Xeerarka khuseeya doorashada;
 - d) In doorashada si ula kac ah loogu shubtay, codadka loo buux-buuxsaday,
 - e) In muwaadiniinta loo diidayo in ay codeeyaan, la hadidayo, ama la dhibaataynayo;
 - f) In maalinta cod-bixinta uu socdo olole xisbi oo ka socda goobaha dhexdooda;
 - g) In aan goobaha cod-bixinta qaarkood furnayn saacadihii loogu talo-galay;
 - h) In ay jirto laaluush lagu bixinayo goobaha cod-bixinta si loo saameeyo cod-bixiyayaasha;
 - i) Iyo wax kasta oo ka hor imaanaya Xeerka;

QAYBTA LIXAAD:

QODOBKA 20^{aad}: SHURUUDAHA LAGA DOONAYO CABASHADA

1. Cabasho kasta waa in ay la socotaa:
 - a) Magaca oo dhamays tiran, cinwaanka, telefanka gacanta ee cida soo gudbisay cabashada, haddii wakiil xisbi ama murashax uu yahay, magaca wakiilka iyo murashaxa cabashada soo gudbinaya, iyo xisbigiisa/geeda;
 - b) Faahfaahinta asbaabta waxyaabaha laga cabanayo, taariikhda ay dhaceen, goobta, cida saamaynta ku leh,



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- c) Cadaymaha lagama maarmaanka ah ee lagu xaqiijinayo/sugayo cabashada, sida dakumentii qoran, sawir, markhaati la heli karo,
 - d) Dalabaadka iyo waxyaabaha uu doonayo cida cabashada soo gudbisay oo sababaysan;
2. Komishanka Doorashooyinka ee Qaranku waxa ay goob kasta oo cod-bixineed, degmo doorasho, iyo gobol doorasho dhigi doonaan foomamka cabashada, oo leh nuqulo kala duduwan, oo ay ku cadahay nuqul kasta cida la siinayo.
 3. Cid kasta oo cabasho soo gudbinaysaa waa in ay buuxiyaan foomamka cabashada, isla markaana waa in ay qaataan nuqul ka mid ah foomka cabashada ee ay soo gudbiyeen;
 4. Cadaymaha loo hayo cabashada, asbaabta iyo falka oo sababaysan, waxa lagu soo lifaaqi doonaa foomamka cabashada;

QAYBTA TODOBAAD:

QODOBKA 21^{AAD}: BAADHISTA CABASHADA

Inta aan go'aan laga gaadhin lana baadhin cabashada waa in la kala saaraa cabashooyinka fudud ee aan wax xidhiidha ah la lahayn ama aan wax ka bedelayn natiijada doorashada, iyo cabashooyinka culus ee wax-ka-bedelaya natiijada doorashada ama danbi ciqaab ahi ka dhalanayo.

QODOBKA 22^{AAD}: CABASHOYINKA FUDUD:

1. Waxa cabasho fudud loola jeedaa sida lagu qeexay Qodobka 2^{aad} farqadiisa 1^{aad} ee Hab-raacani;
2. Xalinta iyo wax ka qabashada cabashooyinka fudud waxa loo raaci doonaa si waafaqsan Qodobka 9^{aad} ee Habraacani.

QODOBKA 23^{AAD}: CABASHOYINKA CULUS

1. Cabashooyinka la xidhiidha arrimaha cod-bixinta iyo tirinta, sida:
 - a) Ku-shubasho, musuqmaasuq, wax-is-daba marin,
 - b) Xisbi/dadweyne goob cod-bixineed xoog ku qabsaday,
 - c) Tirinta codadka oo si badheedh ah loo khalday,
2. Waxa loo soo gudbin doonaa Komishanka heer degmo, cabashooyinkaasi waa in ay waafaqaan shuruudaha laga doonayo cabashada iyo muranadda ee ku faah-faahsan Qodobka 20^{aad} ee Habraacani.

QODOBKA 24^{AAD}: BAADHIDA IYO GO'AAMINTA CABASHADA

1. Komishanka heer degmo/gobol marka ay helaan cabasho laga soo gudbiyay doorashada degmadda/gobolka, waa in ay baadhaan waxa ay cabashadu ku saabsan tahay, iyadda oo ay goob-joog yihiin wakiiladda saddexda xisbi, haddii ay lagama maarmaan tahayna waxa ay furi doonaan sanduuqa/yada cabashada laga soo gudbiyay, si ay go'aan uga gaadhaan cabashada loo soo gudbiyay.



2. Go'aanka ugu danbeeya waxa saxeexi doona Guddoomiyaha Degmadda ay khuseyso kadib marka uu kala tashado xubnaha kale ee degmadda, waana in nuqul ka mid ah la siiyaa, cida cabashada soo gudbisay, iyo wakiilada xisbiyadda kale degmadda u jooga.
3. Komishanka heer degmo/gobol ama qaran waa in ay baadhaan kana baaraan degaan cadaymaha loo hayo cabashooyinka sare ku xusan, isla markaana si madax banaan u xaqiijiyaan jiritaanka cabashada ama muranka, haddii ay u waayaan wax cadaynaya sheegashada dhinaca, dacwada way iska xidhi doonaan.
4. Haddii ay hayaan cadaymo lagu qanci karo, waxa ay hubin doonaan in cadaymuhu yihiin kuwo sugan oo sax ah, lana xaqiijin karo.
5. Cabasho kasta oo waqtigeeda lagala dib-dhaco lama tixgelin doono waana waxba kama jiraan.

QODOBKA 25^{aad}: FOOMAMKA BAADHISTA IYO GO'AANADA CABASHADA

1. Komishanka Heer Gobol iyo Degmo waa in ay buuxiyaan Foomamka loogu talo-galay ee baadhista, warbixinta iyo go'aanka, iyaga oo qoraal ahaana ku soo gudbinaya, soona raacin doona sanduuqa.
2. Foomamka Baadhista Cabashada, Go'aanka, iyo Diiwaanka cabashada maalinlaha ah oo uu diyaariyay Komishanka Doorashooyinku ayaa degmo/gobol kasta la dhigi doonaa.

QODOBKA 26^{aad}: MUDADA GO'AAN GAADHIDA

1. Komishanka heer degmo, gobol, iyo qaran waa in ay go'aankooda sida ugu dhakhsaha badan u gaadhaan, isla markaana sida ugu haboon u baadhaan, si kasta ha ahaatee, go'aan ka gaadhista cabashooyinka iyo muranada la xidhiidha doorashada waa in Komishanka Heer Degmo/Gobol ku soo saaraa ugu badnaan hal maalin gudaheed, oo ka bilaabmaysa marka loosoo gudbiyo.
2. Go'aan kasta oo laga gaadho cabasho culus waa in lala socodsiiyaa cida soo gudbisay, isla markaana waa in nuqul loo soo diraa Komishanka Doorashooyinka ee heer Qaran.

QODOBKA 27^{aad}: TIRTIRIDA NATIJADA SANDUUQA

1. Komishanka Doorashooyinka ee Heer Degmo, Gobol ama Qaran waxa kaliya oo ay natiijadda sanduuq cod-bixineed gabi ahaan tir-tiri karaan, haddii si shaki la'aan ah loo cadeeyo, xaaladahan soo socda:
 - a) In uu jiro musuqmaasuq ku saabsan ku shubasho, codadkii soo hadhay ah, kaas oo loo baahan yahay in loo helo cadaymo sugan oo shaki la'aan lagu qanci karo;
 - b) Sanduuqaasi oo xoog lagaga qaatay goobta cod-bixinta laguna tagri-falay habkii cod-bixinta, si badheedh ahna loo buux-buuxsaday codadka goobta;
 - c) Xaaladaha ku xusan farqada (A iyo B), waa in lambarka Kaadhka Codbixinta ee hubaal celintu (security check digit) aanu ku jirin oon lagu qorin liiska cod-



bixiyayaasha, oo ah ugu yaraan 5% wadarta guud ee goobta ka codaysay si loogu qanco ama aanay lahayn saxeexa suulka;

- d) Sanduuqaasi oo la cadeeyo in codadka ku jiraa ka badan yihiin intii ka diiwaangashanayd goobtaasi, iyo hawl-wadeenada sharcigu u ogolaaday inay goobta ka codeeyaan, taas oo marka la hubiyo aan ahayn qalad madbaci ah, oo qoraalka tirada ku saabsan balse uu yahay in si ula kac iyo badheedha ah loogu daray codad dheeraad ah oon ka diiwaangashanayn goobta;
- e) Sanduuqa oo ay ka muuqato raad si shaki la'aan ah u muujinaya in lagu soo shubtay, sida diiwaanka codbixiyayaasha oo aan saxeex iyo suul midna lahayn, lambarka hubaal celinta ah dhamaan aan lagu qorin liistooyinka, waraaqaha cod-bixinta oo sidoodii iskugu xidhan oo lagu riday sanduuqa cod-bixinta;
- f) Sanduuqa codbixintu marka uu goobta ka yimaado inta aanu gaadhin degmadda oo lagu tagri falo, lana cadeeyo in dib loo furay, codadkii soo hadhayna lagu shubay, xaaladan waxa lagu cadayn karaa asbaabta soo socota, balse kuma koobna:
 - i. Foomka Natijada Cod-bixinta (D1) oo wax laga badelay lana masmasaxay, kana duwan kii goobta ee xisbiyada la siiyay,
 - ii. In lambarkii taxanaha ahaa ee lingaxa oo si badheedh ah oo musuq looga danleeyahay loo gooyay (seal tembered),
 - iii. Liistada cod-bixiyayaasha aan lagu qorin lambarka hubaal-celinta,
 - iv. Xariijin aan laga talaabin magacyada cod-bixiyayaasha, suulka ama saxeexa codbixiyayaashu oo ka maqan, ama been abuur ah taas oo ugu yaraan ah tirada codbixiyaasha ee lagu doodayo in codkooda oo soo hadhay lagu shubtay,

2. Dhamaan xaaladaha kale, een ahayn kuwa ku xusan farqadda sare Komishanku ma tirtiri karo natiijadda goob cod-bixineed gabi-ahaanba.

QODOBKA 28^{AD}: XUMAANSHAHA WARAAAQAHA

Warqad cod-bixineed waxa loo tixgelin doonaa in ay xumaatay xaaladahan soo socda:

- a) Waraaqaha cod-bixintu waxa ay noqonayaan waxba kama jiraan:
 - i. Haddii ay ka duwan yihiin waraaqaha cod-bixinta ee Komishanku u gartay in doorashada loo isticmaalo;
 - ii. Haddii aanay ku oolin shaanbadda goobta cod-bixintu;
 - iii. Haddii warqadda cod-bixinta ay ka muuqdaan qoraal ama calaamado ama raad si xirfad leh loo agaamisay oo aan loogu talo-galin in lagu qoro;
 - iv. Haddii warqadda cod-bixinta aanay si fiican uga muuqan xisbiga codka la siiyay oo la aqoonsan kari waayo;
 - v. Haddii warqadda cod-bixinta ay ka muuqato in cod-bixiyuhu calaamadiyay astaan hal xisbi wax ka badan;
- b) Iyada oo lagu xisaabtamayo in ay jiraan dad badan oo ka tirsan cod-bixiyayaasha oo aan waxna qorin, waxna akhriyin, calaamadin warqada cod-bixinta waxa loo raaci doonaa nidaamkan soo socda:
 - i. Cod-bixiyaha waxa loo oggol yahay in uu calaamadiyo meel kasta oo ka mid ah qaybta warqadda cod-bixinta ee loo gaar yeelay Xisbiga uu codkiisa siinayo. Calaamad kasta oo uu cod-bixiye ku qoro warqadda cod-bixinta, sida dhibic, isku-tallaab, xarriijin, sumad, calaamadda saxnimada, waa la aqbalayaa, illaa inta ay



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calaamaddu si bayaan ah ugu jirto qaybta warqadda ee Xisbi u gaar ah, isla markaana si fiican loo arki karayo.

- ii. Haddii calaamadintu ay cod-bixiye si weyn ugala gudubto qaybta warqadda ee Xisbi u gaar ah codkaa waxa lagu tirinayaa wax-kama-jiraan. Si kastaba ha ahaatee, codka waxa loo tirinayaa mid sax ah oo la qaato, haddii ay muuqato in ku-tala-galka cod-bixiyuhu ahaa in uu Xisbi gaar ah codka siiyo oo tusaale ahaan, ay calaamadda inteeda badani ku gudo-jirto qayb warqadda cod-bixinta ah oo Xisbi u gaar ah, in yar se ay ku dactal-dhawday qaybta warqadda ee Xisbi kale.

QODOBKA 29^{aad}: WARAAQAHA LAGU MURANSAN YAHAY

- 1) Codku waxa uu waxba kama jiraan noqon karaa marka go'aan wada jir ah ay isku raacaan hawl-wadeenada iyo wakiilada axsaabta ee goobta cod-bixintu. Haddii ay isku raaci waayaan oo ay ku kala qaybsamaan, waxa warqadaasi cod-bixineed loo aqoonsan doonaa kuwo lagu muransan yahay.
- 2) Xafiiska doorashada ee degmadda ayaa qaraar ka gaadhi kara waraaqaha cod-bixinta ee lagu muransan yahay.
- 3) Go'aanka ay ka gaadhaan Komishanka Heer Degmo waraaqaha lagu muransan yahay, waa in uu qornaadaa, saxeeznaadaa, isla markaana lahaadaa shaanbada degmadda,
- 4) Go'aankaasi iyo natiijada uu wax ka bedelay ee goobta waa in loo soo gudbiyaa Komishanka Heer Gobol, kuwaas oo haddii aanay jirin dacwad ka dhan ah go'aanku diwaangelin doona.
- 5) Haddii lagu qanci waayo go'aanka degmadda waxa cabasho loo gudbin karaa gobolka ay degmadu ka tirsan tahay; haddii gobolka lagu qanci waayana waxa cabasho loo gudbin doonaa Komishanka Doorashooyinka ee heer qaran.

QAYBTA SIDEEDAAD: QODOBO KALA DUWAN

QODOBKA 30^{aad}: CIQAABTA IYO XADGUDUBYADDA

Dhamaan danbiyada ciqaabi ka dhalanayso ee uu jideynayo Qodobka 67^{aad} ee Xeerku, ama xeerarka kale ee dhaqangalka ah ee Somaliland, waxa loo raaci doonaa si waafaqsan Xeerka Habka Ciqaabta waxana loo gudbin doonaa maxkamadda awooda u leh, si waafaqsan Xeerka Habka Ciqaabta.

QODOBKA 31^{aad}: CABASHOYINKA BEEN ABUURKA AH, AAN WADAN CADAYMO KU FILAN, AMA WAQTIGOODII LAGALA DIB-DHACAY

1. Cabashooyinku waa in ay noqdaan kuwo ku dhisan xaqiiqo dhab ah, lehna cadaymo sugan, isla markaana la soo gudbiyay waqtigoodii.
2. Cabashooyinka haddii ay dhaafaan waqtigoodii lagama qaban doono cida soo gudbinaysa, waana in marka horeba laga diidaa.



QODOBKA 32^{AAD}: FASIRAADA HAB-RAACA

Haddii qodob, farqad ama weedh ka mid ah habraacani ay si uun uga hortimaad Xeer dhaqangal ah ama dhaqangalkeeda sifo sharciya ay u durto maxkamad awood u lehi, qodobada kale ee Habraacani sidooda ayay u jiri doonaan dhaqangalna u ahaan doonaan.

QODOBKA 33^{AAD}: WAX-KA-BEDAL

Komishanka Doorashooyinka ayaa leh awooda wax-ka-bedelka, ku darida iyo ka saarida Habraacani.

QODOBKA 34^{AAD}: DHAQANGAL

Habraacani waxa uu dhaqan-gelayaa marka ay ansixiyaan xubnaha Komishanka Doorashooyinka ee Qaranku, Guddoomiyuhuna saxeexo, waxana lagu dhaqi doonaa doorashooyinka madaxtooyada ee 2017.

Lifaagyadda:

1. Foomka Cabashada;
2. Foomka Baadhista Cabashada;
3. Foomka Go'aanka Cabashada;
4. Foomka Warbixinta Cabashooyinka

