

# ELECTION COMMISSION OF INDIA

NIRVACHAN SADAN, ASHOKA ROAD, NEW DELHI-110001

No. 51/8/16/4/2020-EMS

Dated: 13<sup>th</sup> March, 2020

To

The Chief Electoral Officers of  
All States and Union Territories.

**Subject: Instructions on First Level Checking of EVMs and VVPATs- regarding**

Sir,

I am directed to refer to sub-para 4.10 of the Commission's letter No. 51/8/16/4/2017-EMS, dated 30<sup>th</sup> August, 2017, regarding arrangement of Webcasting/CCTV/videography for First Level Checking of EVMs and VVPATs and to state that from time to time clarification has been sought from the field on use of web-casting/CCTV/videography.

The matter regarding use of webcasting/CCTV/videography has been reconsidered and the Commission has directed that henceforth following shall be strictly followed:

1. Webcasting shall be done for monitoring and recording of entire FLC process.
2. Wherever, webcasting of FLC process is not feasible due to connectivity issue then CCTV coverage shall be done for monitoring and recording of entire FLC process. However, in such case, District Election Officer shall obtain prior written approval from the respective Chief Electoral Officer.
3. Videography of FLC process may be additionally done, if considered necessary by the District Election Officer concerned.
4. Webcasting/CCTV viewing terminals to be available at FLC hall, DEO's Control Room and CEO's Control Room.
5. Recording of webcast/CCTV/videography to be retained as prescribed in Commission's letter No. 3/ER/ECI/LET/FUNC/JUD/SDR/2016, dated 7<sup>th</sup> September, 2016 (copy enclosed).

The above instructions of the Commission shall be brought to notice of all concerned for strict compliance.

Yours faithfully,



(Dilip Kumar Mahto)  
Under Secretary

# ELECTION COMMISSION OF INDIA

Nirvachan Sadan, Ashok Road, New Delhi-110 001

No 3/ER/ECI/ LET/FUNC/JUD/SDR/2016

Dated: 7<sup>th</sup> September, 2016

To,

The Chief Electoral Officers  
of all States & Union Territories.

Subject: - Storage and supply of CCTV recordings- regarding.

Sir/Madam,

There are instructions of the Commission regarding recording of various stages of election process, like nomination of candidates, scrutiny, withdrawal of candidatures, polling and counting process etc., by videography/CCTV. For retention of the recorded version in such cases, the Commission has directed that such recordings shall be kept in the safe custody of the District Election Officer till the expiry of 45 days from the date of declaration of result of the election concerned. If anyone applies for copies of such recordings, during the said period of 45 days, copy may be made available to him under sub-rule (2) of Rule 93 on payment of fee of Rs. 50 per CD (fees as prescribed under Right to Information Rules, 2012). Only those applications that are submitted within 45 days from the date of declaration of the result of the election shall be entertained for supply of copy.

2. As regards the video recordings of election campaign activities of candidates and political parties made by the election expenditure monitoring teams, flying squads, SSTs, etc. the recorded versions there of shall be kept in the custody of the District Election Officer till the expiry of 8 months from the date of the declaration of result of the election. During this period, it would be open to any person to seek copy of the recording concerned, and in such cases, copy may be provided on payment of Rs. 50/- per CD.

3. On expiry of the prescribed period of 45 days or 8 months, as the case may be, after declaration of result of election, it should be ascertained whether any Election Petition or any other petition/complaint, etc., has been filed in respect of the election concerned or pertaining

to electoral offence etc., in which the video recording could be relevant. In case no Election Petition or any other petition etc., is pending, the CCTV/video recording should be destroyed after following the usual procedure prescribed for the purpose.

4. If there is an election Petition filed in respect of the election or any other petition, etc., in any Court in respect of which the recording would be relevant, then the recorded version shall be retained in safe custody of DEO till the disposal of such matter so that the same would be available for production before the Court, in the event the court summons the same.

5. These instructions may be brought to the notice of all DEOs and other election authorities, including Returning Officers for elections to Council of States and States Leg. Councils. This may also be communicated to the political parties based in the State/UT.

Kindly acknowledge receipt.

Yours faithfully,



(N.T. Bhutia)

Under Secretary