

**Council Decision CD 2021/12
of 14 April 2021
on a Temporary Amendment to the ELI Election Byelaw**

In accordance with Article 10(5) of the ELI Statute and taking into consideration the uncertainties resulting from the COVID-19 pandemic, the Council approves the temporary amendments to the ELI Election Byelaw for the period of April 2021–April 2022 to accommodate for remote elections. The Council would re-assess the situation after that period, also in light of the experience with remote elections, and decide whether permanent changes to the Election Byelaw should be made. The following temporary amendments are approved:

In the period of April 2021–April 2022, Sections 3(3), 6, 8(3), 10(3), 11(1), 11(2) and 11(4) will read as follows:

- Section 3(3) Council elections take place every second year by means of electronic voting. Elections take place for those seats on the Council that have become vacant because a Council member’s term under paragraph 2 has elapsed, or because of a Council member’s resignation, dismissal, loss of capacity, or death.
- Section 6(1) Every ELI Fellow is entitled to vote.
- Section 6(2) is not applicable between April 2021–April 2022 due to electronic voting.
- Section 6 (3) Voting occurs by means of electronic voting. Every ELI Fellow has a maximum of 28 votes. If there are, due to resignation, dismissal, loss of capacity, or death of Council members, more than 28 vacancies this number increases accordingly. Only one vote may be cast for each candidate.
- Section 6 (4) The results will be counted immediately after the closing of the electronic voting. If two or more candidates receive the same number of votes, and not all of them can be elected because the maximum number of Council members would otherwise be exceeded, they will draw lots.
- Section 6 (5) The elected candidates are members of the Council on the condition that they accept their election. Candidates should file their anticipated declaration of acceptance with the Secretariat prior to the elections.
- Section 8(3) Elections of the three ordinary members of the Executive Committee take place remotely after the Council elections.

- Section 10(3) For the positions of the three ordinary members of the Executive Committee any Council member may nominate him or herself as a candidate or put forward the name(s) of other Council members. Nominations shall be submitted to the Council by a deadline, which the ELI Secretariat will indicate to all Council candidates and continuing Council members prior to the elections.
- Section 11(1) Every Council member is entitled to vote.
- Section 11(2) is not applicable between April 2021–April 2022 due to electronic voting.
- Section 11 (4) Voting occurs by means of electronic voting. Each Council member has one vote.