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**EUROPEAN COMMISSION FOR DEMOCRACY THROUGH LAW**  
**(VENICE COMMISSION)**

**DRAFT QUESTIONNAIRE**  
**ON THE SECRECY OF THE VOTE**  
**IN THE CONTEXT OF PARLIAMENTARY PROCEDURE**

**on the basis of comments by**

**Mr Dominique CHAGNOLLAUD (Member, Monaco)**

**A. Is there a constitutional and/or legislative provision of a general nature which guarantees secrecy of the vote in your country? If so, does this provision concern equally all types of election or only those which take place by direct vote?**

**B. Which elections take place by indirect vote?**

For each one :

- who is authorised to vote and how is the electoral procedure organised?
- is secrecy of vote formally required during voting; if so what arrangements are made (parliamentary rules of procedure etc)?
- what specific arrangements are made to ensure its effectiveness?

**C. Should there be a violation of secrecy of vote, in the framework of an indirect vote**

1. what are the different types?
2. at what moment can it be proved? Is it limited to divulging the contents of the vote during voting?
3. are there any means of appeal and before whom (election judge, presidency, etc)?
4. to what extent and how can it be sanctioned?
5. are there any precedents or precise case-law?