

Terms of Reference

Between

Cayman Islands Independent Observers & CIG, including the Governor's Office

The following outlines a broad Terms of Reference (ToR) between Cayman Islands Government and those independent observers appointed to observe in a non-partisan and neutral manner the upcoming 2021 general election in the Cayman Islands.

The following outlines your Roles and Responsibilities and those of CIG/Governor's Office in regards to observing the elections.

I. Roles and Responsibilities of CIG:

- To provide adequate funding and resources to facilitate your observation, including materials, documents, transportation and per diem.
- To respect your independence as non-partisan observers and to not interfere or direct your work.
- To take no actions that anyone could perceive as partisan to influence this non-partisan observation, the electoral process or the outcome of the election results.
- To recognise your independent and non-partisan observation effort. Therefore, to not provide any input into any public statements or comments issued by you related to the upcoming election.
- To not share any proprietary information or non-public documents with any external actors without your express consent.

II. Roles and Responsibilities of independent observers:

- To faithfully follow all Cayman Islands laws, election-related and broadly, and to abide by and follow the Elections Act (2021 Revision). This includes seeking and carrying any accreditation issued by the Cayman Islands Elections Office to observe the election and to follow the legal instructions (verbal or written) of the Elections Office.
- To maintain absolute political neutrality around the election as a group, and in public, as individual citizens. This ToR does not preclude any observer from voting for whom they choose or holding any political affiliation or from private political conversations.
- To act in a secular, impartial and non-religious manner during the entire course of this non-partisan effort with no partiality toward any religious entity, group or citizen.

- To develop a short observation plan outlining observation activities and a calendar.
- Provide one official spokesperson to speak on your behalf.
- Maintain written records of the non-partisan observation via data collection forms and written documentation.
- To observe the entire electoral period and all polling stations including Advanced Voting on April 8th and 9th , Election Day on April 14, Counting, any potential Recount, and Post-Election Issues. This includes the following specific electoral components to observe:
 - Adequacy of the legal framework regulating the electoral process
 - Efficiency and integrity of the Election Administration
 - Observation of polling at polling stations across the 19 single-member electoral districts, and at counting stations
 - Conduct of voter registration and candidate nomination
 - Conduct of the electoral campaigns
 - Efficiency and integrity of voting and counting on Election Day
 - Handling of complaints and appeals
 - Any recount of the election
 - Identification of any illegal electoral activities by voters, political parties, Electoral stakeholders, the media or Cayman electoral authorities
 - Identification of any inequitable application of election regulations
 - Identification of any attempts to unlawfully influence a voter, tamper with Voting paraphernalia or interfere with an election official by anyone.
- To coordinate, collaborate and share information with any accredited international election observations.
- To base any public conclusions and/or written statements on the election using clear and convincing facts grounded in the law and on actual observations. No public conclusions and/or written statements will use any speculative or non-transparent sources of data or information.
- To base all observation conclusions on adherence to the Elections Act (2021 Revision) and any international treaties or agreements that Cayman has signed, and international best practices in elections.

- Issue a press release to the traditional media, social media and electoral stakeholders by April 13 announcing your intention to observe the elections and outlining your non-partisan methodology.
- Issue a public statement to the traditional media, social media and electoral stakeholders about your observation of the election by April 15. This public statement will be factual and based upon actual observations done by accredited observers.
- Issue a final public report about the observation of the election by May 30 for submission to the Governor's Office.

His Excellency, the Governor

Date:

Name: Governor Martyn Roper

Signature:

Official Representative of the Cayman Independent Observation Group

Date:

Name:

Signature: