



INTERNATIONAL COUNCIL SUPPORTING FAIR TRIAL & HUMAN RIGHTS

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OFFICIAL LETTER HEAD OF THE ORGANIZATION

Kuwait: The Constitutional Court annuls the membership of Parliamentarian Dr. Bader Al-Dahoom

Today the Constitutional Court issued a decision nullifying the announcement of the victory of Deputy Dr. Badr Al-Dhahoom in the National Assembly elections that were held on December 5, 2020 in the Fifth constituency.

The court ruling included the inaccuracy of membership of the Al-Dhahoom in the National Assembly, with the consequences of that, most notably the re-election in the Fifth constituency to fill the electoral seat that he obtained.

The court, which was held under the presidency of Counselor Muhammad bin Naji, returned its ruling to the fact that Article 3 of Law No. 27 of 2016 “The Law of Deprivation of the Offender” had stipulated that it would be enforced from the date of its publication in the Official journal. And this law was published in Kuwait today in issue 1294 issued of June 29, 2016.



The International Council Supporting Fair Trial and Human Rights, and through its follow-up of the appeals submitted to the membership of the opposition representative, Badr Al-Dhahoom, is surprised today by the issuance of a ruling by the Constitutional Court, relying on a law issued in 2016 and its application to the Dahoom MP, whose election in 2020 was legitimate. “The Law of Deprivation of the Offender” was applied retroactively on him. This will make us and international organizations follow up on this matter with the Human Rights Council, the special rapporteurs and the International Parliament Union, in violation of international covenants and covenants signed by the State of Kuwait and the Kuwaiti constitution.

ICSFT is concerned about these illegal provisions and calls on the State of Kuwait to abide by its international obligations and not to politicize the parliament and impede its work for personal purposes. We also recall the need to amend and repeal all laws that contravene international legitimacy, and to recognize that freedom of expression is a right that cannot be restricted by strict laws.

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