

Is the Statutory Power of the Commission on Elections To Decide Cases of Inclusion Or Exclusion of Voters Violative of The Constitution?

Carlos Imperial

6 ATENEO L.J. 400 (1957)

KEYWORD(S): COMMISSION ON ELECTIONS, RIGHT TO VOTE

SUBJECT(S): POLITICAL LAW

The Article presents the issue regarding the exclusion or inclusion from the registry list of voters as one that involves the right to vote. The Author aims bring light on whether the granting to the Commission on Elections (COMELEC) of the power to “hear and decide inclusion or exclusion proceedings” violates the provision stating that the COMELEC shall decide except on the right to vote and questions involving elections. The Author includes the pertinent provisions of Section 2, Article X of the Constitution of the Philippines, noting that the purpose for the article highlights the independence of COMELEC to ensure “free, orderly and honest elections.”