

DECISION
of Central Election Commission of the Republic of Azerbaijan
on consideration of the appeal # 123 submitted to the Central Election
Commission on November 3, 2015 in the Elections to the Milli Majlis of the
Republic of Azerbaijan on November 1, 2015

In his written apply addressed to the Central Election Commission on November 3, 2015, Igbal Fehruz Agha-zada, candidate to deputy nominated on “Umid Party”, registered on Khatai third Con.EC # 35 claimed that on voting day there were violations in complying of protocols on voting results on precincts election commissions # 17, 18 and 26 of the constituency election commission and requested to cancel voting results on the same precinct election commissions.

The complaint was adopted for the implementation in comply with Articles 112 and 112-1 of the Election Code of the Republic of Azerbaijan and “Instruction on the rules for submission and investigation of the appeals and complaints filed to the Central Election Commission of the Republic of Azerbaijan and Constituency Election Commissions”, relevant opinion was provided on this issue by a member of the Expert Group under CEC and were considered by the Expert Group member who defined that the appeal was submitted on violation of the relevant rules. The appropriate opinion on that was made and considered at the Commission session.

Thus, pursuant to the requirements of the Article 112.3 of Election Code of the Republic of Azerbaijan if the complaint will not be ensured by the upper election commission, the complaint may be submitted to the Central Election Commission upon the decision or action (inaction) of the Constituency Election Commission.

It was noted in information submitted by Khatai third Con.EC # 35 regarding the appeal that on voting day, the appeals on law violation were not submitted to the constituency and precinct election commissions by the authorized representatives, observers and the registered candidate I.F. Agha-zada of “Umid” Party.

Pursuant to the Article 112-1.12 of Election Code of the Republic of Azerbaijan and item 8.6 of the abovementioned Instruction, if the complaint or appeal is received through the

violation of determination rules, decision shall be adopted on sending this appeal on determination.

Taking the above mentioned as a basis, pursuant to Articles 19.4, 28.2, 112, 112-1 of Election Code of the Republic of Azerbaijan and item # 8.6 of the “Instruction on the rules for submission and investigation of the appeals and complaints filed to the Central Election Commission of the Republic of Azerbaijan and Constituency Election Commissions”, the Central Election Commission decides:

1. The appeal # 123 (dated November 3, 2015) submitted to the Central Election Commission by the registered candidate, Igbal Fehrüz Agha-zada, shall be sent on determination to Khatai third Con.EC # 35 for consideration the relevant law violations.

2. The decision shall be enforced upon its publication.

CEC Chairman

Mazahir Panahov

CEC Secretary

Arifa Mukhtarova

CEC Secretary

Mikayil Rahimov