

## DECISION

### of the Central Election Commission of the Republic of Azerbaijan on the consideration of the appeal # 128 received by the Central Election Commission on January 3, 2015

Abasagha Mammad Samandarov, resident of Neftchala city appealed to CEC on January 3, 2015 regarding the Municipal elections on December 23, 2014 and informed on the law violations committed in the polling station # 4 of Neftchala Con.EC # 61, thereby requested to undertake relevant measures on that.

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 filing appeals and complaints to the Central Election Commission and Constituency Election Commissions of the Republic of Azerbaijan and their consideration", relevant opinion was provided on this issue by a member of the Expert Group under CEC and considered at the Commission session upon the investigation of the appeal by the Expert Group member.

It was determined during full, detailed, impartial investigation of the appeal that the complaint had been submitted upon missing the deadline implied by legislation and therefore, the Expert Group member provided an opinion on returning the appeal.

Pursuant to Article 112.1 of the Republic of Azerbaijan and item # 4.1.2 of the above-mentioned Instruction, election actors may submit a complaint against a decision and action (inaction) violating citizens' election rights within 3 days since the day of publication or adopting that decision and committing that action (inaction) or informing the interested person on that.

By assuming the above-mentioned as a basis and pursuant to Articles 19.4, 28.2, 112, 112-1 of the Election Code of the Republic of Azerbaijan and items # 1, 2, 4.1.2, 6 and 7 of "Instruction on the rules for filing appeals and complaints to the Central Election Commission and Constituency Election Commissions of the Republic of Azerbaijan and their consideration", CEC **decides:**

1. The appeal # 128 dated January 3, 2015 by Abasagha Mammad Samandarov, resident of Neftchala city shall be sent to the applicant due to the missed deadline.
2. The decision shall be enforced upon its publication.

CEC Chairman

Mazahir Panahov

CEC Secretary

Arifa Mukhtarova

CEC Secretary

Mikayil Rahimov