

DECISION

of the Central Election Commission of the Republic of Azerbaijan on the consideration of the appeal # 112 received by the Central Election Commission on January 2, 2015 regarding the Municipal Elections held on December 23, 2014

Toghrul Saleh Salahov, registered candidate on Goyler municipality of Shamakhi Con.EC # 85 appealed to CEC regarding the Municipal elections on December 23, 2014 and informed on the law violations committed in the polling stations # 20, 21 and 22 of that election constituency, thereby claiming that the Con.EC decision# 28/2 on the investigation of the complaint, dated December 28, 2014 had been groundless and requested to undertake relevant measures.

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.

Through full, detailed, fair and impartial investigation of the appeal, the arguments included in the appeal have not been justified according to the explanations by the commission members of the polling stations # 20, 21 and 22, observers who had observed in those polling stations and to the compiled acts.

So, chairman of the PEC # 20 of Shamakhi Con.EC # 85 A.B.Ganiyev, commission members S.N.Gasimova, Z.Aghayev, A.Adigozalov, commission member of the PEC # 21 Z.A.Nuriyeva, chairman of the PEC # 22 B.D.Safarov, observers on those polling stations M.A.Mustafayev, R.A.Abdullayev, M.A.Rustamova, K.O.Gasimov, F.N.Osmanov, S.N.Nabiyeva, U.D.Ismayilova, V.R.Rasulov, I.I.Rasulov, N.Sh.Salmanov, E.B.Khalilov, registered candidates on Goyler municipality Y.O.Gasimov, R.S.Gachayev, R.A.Nabiyev, M.M.Movliyeva, N.M.Isgandarov, N.Sh.Isgandarov, Ch.H.Dashdiyev, S.A.Bayramov, M.G.Ismayilova, representative of Shamakhi region executive authority on Goyler village administration I.Sh.Khalilov, deputy F.S.Mammadzayev expressed in their explanations that any law violation was not observed in the election process and every voter voted privately, vote counting was held legally and the PEC compiled a protocol on the voting results.

It was determined that the appeal of registered candidate T.Salahov sent to CEC on December 24, 2014 was sent to Shamakhi con.EC # 85. The Con.EC decision # 28/2 dated December 28, 2014 reveals that the Con.EC conducted re-counting of votes on the polling stations # 20 and 21 on that day. The results determined as a result of re-counting coincided with the data included in the voting results protocols on those polling stations compiled on December 23, 2014.

Through full, detailed, fair and impartial investigation of the appeal and written evidences, any legal grounds were not found to implement the appeal and the decision # 28/2 dated December 28, 2014 of Shamakhi Con.EC # 85 shall be remained in force without being amended.

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, 6, 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 # 112 dated January 2, 2015 by Toghrul Saleh Salahov, registered candidate on Goyler municipality of Shamakhi Con.EC # 85 shall not be implemented due to its groundless factors and the decision # 28/2 of Shamakhi Con.EC # 85 dated December 28, 2014 shall be kept in force without being amended.
2. The decision shall be enforced upon its publication.

CEC Chairman

Mazahir Panahov

CEC Secretary

Arifa Mukhtarova

CEC Secretary

Mikayil Rahimov