

DECISION

of the Central Election Commission of the Republic of Azerbaijan on the consideration of the appeal # 119 received by the Central Election Commission on January 3, 2015 regarding the Municipal Elections held on December 23, 2014

Kerim Fazil Kerimli, registered candidate on Gziliaghaj municipality of Masalli village Con.EC # 71 appealed to CEC regarding the Municipal elections on December 23, 2014, complaining informed on the law violations committed in the polling stations of that municipality, thereby claiming that the Con.EC decision # 22/81 dated December 29, 2014 had been groundless and requested to 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.

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 chairman of Masalli village Con.EC # 71, commission members of the polling stations # 32, 33 and 39, observers who had observed in those polling stations and to the compiled acts.

So, members of the above-mentioned polling stations of that election constituency H.A.Alakbarov, M.A.Aliyev, I.M.Mammadov, G.N.Baghirov, I.A.Kerimov, A.M.Malikov, Sh.H.Hasanov, M.N.Kerimov, H.N.Naghiyev, V.R.Fatullayev, observers who had observed in those polling stations on the voting day - B.A.Garibov, G.V.Mammadov, B.F.Abbasov, F.B.Abbasov, I.A.Maharramov, M.A.Mammadov, A.A.Gurbanov, R.Z.Abbasov, E.A.Kerimov, I.N.Abdullayev, M.E.Abishov, R.A.Aliyev, S.A.Ahmadov, voters - A.A.Aghayev, B.V.Aliyev, F.S.Azimov, R.A.Mammadov others expressed in their explanations that the voting process was arranged in comply with the election legislation, the PEC voting results protocols were compiled in the polling station after the vote count has ended, they were signed by the commission members, one copy of the protocol was displayed on the information board and the copies were distributed among the observers who were in the room and registered candidates.

Complainant K.Kerimli who participated in the investigation could not present any evidence justifying the law violation claimed in the appeal.

During investigation it was determined that registered candidate K.Kerimli appealed to on December 27, 2014 regarding the law vioations committed in the polling stations of Giliaghaj municipality on the voting day. By the Con.EC decision # 22/81 dated December 29, 2014, that appeal was not implemented due to groundlessness.

Through full, detailed, fair and impartial investigation of the appeal and written evidences, any legal grounds were not found to annul the argued decision of the Con.EC and to implement the complaint and the decision # 22/81 of Masalli village

Con.EC # 71 dated December 29, 2014 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 # 119 dated January 3, 2015 by Kerim Fazil Kerimli, registered candidate on Gziliaghaj municipality of Masalli village Con.EC # 71 shall not be implemented due to its groundless factors and the decision # 22/81 of Masalli village Con.EC # 71 dated December 29, 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