

## OPINION

of Mr. Gabil Orujov, member of Expert Group under CEC to investigate the complaints against actions (inactions) and decisions violating citizens' election rights in the Elections to the Milli Majlis of the Republic of Azerbaijan on November 1, 2015

on the appeal 12 submitted to CEC on September 26, 2015

Baku

29 September 2015

Having investigated the telegram-appeal submitted to CEC of the Republic of Azerbaijan on September 26, 2015, Kamran Alim Asadov nominated on its own initiative on Neftchala Con.EC # 61 in the Election to the Milli Majlis of the Republic of Azerbaijan on November 1, 2015, Gabil Orujov, I have determined the following:

The appeal was adopted for the implementation by me 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" and basing on the principle of ensuring citizens' election rights, it was investigated in a legal manner.

During consideration of the submitted appeal it was defined that requirement was not shown clearly in the complaint and basis on return of the same appeal were defined.

Pursuant to the item 2.5 of "Instruction on rules for filing appeals and complaints to the Central Election Commission and Constituency Election Commissions of the Republic of Azerbaijan and their consideration", if a complaint does not contain any demand and thereof, the demand is not clear, the appeal shall be sent back to the sender.

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 # 1.1, 2.1.9, 2.5, 4.1.2 and 7.1 of the" 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” I made an opinion:

1. Since the requirement in appeal # 12, dated September 26, 2015, on nomination of Kamran Alim Asadov on its own initiative on Neftchala Con.EC # 61 in the Elections to the Milli Majlis of the Republic of Azerbaijan on November 1, 2015 is unclear, the appeal shall be sent back to the applicant.

3. The opinion shall be published no later than 18 hours upon its adoption (shall be posted on the website) and its copy shall be sent to the applicant.

Expert Group member

Gabil Orujov