

DECISION

of Central Election Commission of the Republic of Azerbaijan
on consideration of the appeal # 73 submitted to the Central Election Commission on
January 10, 2020 in the Municipal Elections on December 23, 2019

Regarding the Municipal Elections on December 23, 2019, Hasanov Habib Valijan, registered candidate and others on Gushchu municipality of Shamakhi Con.EC # 85 appealed to the Central Election Commission of the Republic of Azerbaijan (CEC) on January 10, 2020, arguing the decision # 2/2, dated January 3, 2020 of Shamakhi Con.EC # 85 and claimed that on the voting day law violations were committed in PECs # 25 and 26 of that election constituency.

The appeal was adopted to investigation in accordance with Articles 112 and 112-1 of the Election Code of the Republic of Azerbaijan (Election Code) 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 relevant opinion was provided on this issue by a member of the Expert Group under CEC and considered at the Commission session.

The plaintiffs indicated in their appeal that according to the results of the voting, the votes were not properly counted in PECs # 25, 26.

Through the investigation the law violations claimed to have been committed in the PECs # 25, 26 of Shamakhi Con.EC # 85 were not justified and it was defined that the PEC voting results protocols had been compiled in compliance with the requirements of the Election Code. Thus, not allowing the commitment of any law violation in the vote counting is proved by the reports provided by the observers who observed the vote count - I.I.Heybatov, S.S.Gedimli, V.Karimov, Y.M.Ismayilov, Sh.Osmanov, other registered candidates but not elected municipal members, G.E.Eminova, A.A.Alpashayev, M.G.Sadigov, as well as, members of the relevant PECs of Shamakhi Con.EC # 85 - A.O.Jabrayilov, I.N.Agharahimov, S.Z.Zulfigarov and other persons B.Kh.Bahramov and A.A.Bayramov.

Thus, no legal ground was established to implement the appeal.

Basing on the above-mentioned and pursuant to 19.4, 28.2, 112, 112-1 of Election Code of the Republic of Azerbaijan and items 1, 2, 4, 6, 7 and 8 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" the Central Election Commission **decides:**

1. The appeal # 73, dated January 10, 2020 filed by Hasanov Habib Valijan, registered candidate and others on Gushchu municipality of Shamakhi Con.EC # 85 the Municipal Elections held on December 23, 2019 shall not be implemented due to groundlessness and the Con.EC decision # 2/2, dated January 3, 2020 shall be remained enforced without making amendments.
2. The decision shall be enforced upon its publication.

CEC Chairman

MazahirPanahov

CEC Secretary

ArifaMukhtarova

CEC Secretary

MikayilRahimov