

DECISION

of Central Election Commission of the Republic of Azerbaijan on consideration of the appeal # 09 submitted to the Central Election Commission on January 6, 2020 in the Elections to the MilliMajlis of the Republic of Azerbaijan on February 9, 2020

By applying to the Central Election Commission (CEC) on January 6, 2020, Mammadov Taleh Sakit, self-nominee to deputy on Sumgayit – Khizi Con.EC # 44 in the Elections to the MilliMajlis of the Republic of Azerbaijan, appointed to February 9, 2020, argued the decision # 2/4, dated 2 January, 2019 by Sumgayit – Khizi Con.EC # 44 in on the refusal from the approval of his candidacy to deputy and therefore, requested to register his nomination upon annulling that decision.

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.

During the investigation process registered candidate the plaintiff was contacted with, informed on his rights to take part at the investigation and session, also the time of the session.

Regarding the appeal of T. Mammadov, the relevant documents from the constituency election commission were received and investigated. It was determined that Con.EC justified the decision of 2/4 of 2 January 2020 about refusal of registration of the candidacy basing on that as 114 out of 500 signatures submitted by T. Mammadov for registration, also due to similarity, 70 signatures were considered invalid according to the opinion of a member of the working group and after those signatures have been removed the remaining signatures were not sufficient for the registration of the candidacy in accordance with Article 147.1 of the Election Code, his candidacy was refused to be registered as in compliance with Article 60.2.4 of the Election Code.

During the investigation the signature sheets submitted by T.S. Mammadov to the working group under CEC to be checked and according to the protocol of the Working Group compiled as a result of checking the necessary documents for the registration of candidates dated on January 7, 2020, 16 signatures out of 500 signatures checked were considered invalid and 484 signatures were considered valid. Pursuant to Article # 147.1 of Election Code of the Republic of Azerbaijan, the number of valid signatures created a legal ground for the registration T.S. Mammadov's candidacy.

Thus, legal grounds have been established to implement the appeal T.S. Mammadov and to register the candidate by canceling the contested decision of the constituency election commission.

Therefore, the basing on the above-mentioned reasons, the decision # 2/4, of the Con.EC dated 2January, 2019shall be annulled and T.S.Mammadov's nomination to deputy shall be registered.

Basing on all these, pursuant to Articles 19.4, 28.2, 60, 147.1 112 and 112-1 of Election Code of the Republic of Azerbaijan and items 1, 2, 4, 6 and 7 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 # 09 submitted by January 6, 2020by Mammadov Taleh Sakit, self-nominee to deputy on Sumgayit –Khizi Con.EC # 44in the Elections to the MilliMajlis of the Republic of Azerbaijan, appointed to February 9, 2020 shall be implemented and the Con.ECdecision # 2/4, dated 2January, shall be annulled.
2. The candidacy Mammadov Taleh Sakit, self-nominee to deputy on Sumqayit – Xızı Con.EC # 44 shall be registered.
3. The decision shall be enforced upon its publication

CEC Chairman

MazahirPanahov

CEC Secretary

ArifaMukhtarova

CEC Secretary

MikayilRahimov