

DECISION

of Central Election Commission of the Republic of Azerbaijan

on consideration of the appeal # 67 submitted to the Central Election Commission on October 9, 2015 in the Elections to the Milli Majlis of the Republic of Azerbaijan on November 1, 2015

In his written apply addressed to the Central Election Commission on October 9, 2015, Teyyublu Khazar Gardashali, the authorized representative of "AZADLIG-2015" bloc of political parties noticed that the decision of the Con.EC on refusal to register Aliyev Fuad Aghasi, nominated by this bloc on Sabunchu second Con.EC # 27, as a candidate was groundless and requested for the redress of his violated rights upon making a relevant 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 submission and investigation of the appeals and complaints filed to the Central Election Commission of the Republic of Azerbaijan and Constituency Election Commissions", 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.

In the appeal Kh.G.Teyyublu informed that the candidacy of F.A.Aliyev was nominated on Sabunchu second Con.EC # 27 by "AZADLIG-2015" bloc of political parties in the Elections to the Milli Majlis of the Republic of Azerbaijan on November 1, 2015, signature sheets and other necessary documents attached to them were submitted to the Con.EC upon collecting voters' signatures within that constituency, but the Con.EC refused from registering his candidacy without any grounds.

During the investigation process the candidate was contacted, informed on the rights to submit additional documents and materials, also to participate in the investigation and session.

The Con.EC substantiated its decision on the refusal from registering the candidacy of F.A.Aliyev on the grounds that Article # 60.2.3 of Election Code were violated while submitting signature sheets and other necessary documents attached to them by "AZADLIG-2015" bloc of political parties.

The opinion dated October 10, 2015, compiled by the Working Group under the Central Election Commission upon the examination of the necessary documents for the registration of the candidate reveal that the candidate hid information the property (transport vehicles) belonging to him on the basis of ownership and did not include correct information to the election document.

Pursuant to Article # 60.2.3 of Election Code, the candidate shall be refused to register as a candidate due to inaccurate information included to the election document.

Basing on the above-mentioned, the complaint shall not be implemented due to groundlessness and the decision # 21/56 of Sabunchu second Con.EC # 27, dated October 8, 2015 on the refusal from registering the candidacy of F.A.Aliyev shall be remained in force without making amendments.

Taking the above mentioned as a basis, pursuant to Articles 19.4, 28.2, 28.4, 58.1.5, 59, 60.2.3, 112, 112-1, 148.1 of Election Code of the Republic of Azerbaijan and item # 1,2,4,6 and 7 of the “Instruction on the rules for submission and investigation of the appeals and complaints filed to the Central Election Commission of the Republic of Azerbaijan and Constituency Election Commissions”, the Central Election Commission **decides:**

1. The appeal # 67 submitted by Teyyublu Khazar Gardashali, the authorized representative of “AZADLIG-2015” bloc of political parties on October 9, 2015 in the Elections to the Milli Majlis of the Republic of Azerbaijan on November 1, 2015 shall not be implemented due to groundlessness and the decision # 21/56 of the Con.EC dated October 8, 2015 shall be remained in force.
2. The decision shall be enforced upon its publication.

CEC Chairman

Mazahir Panahov

CEC Secretary

Arifa Mukhtarova

CEC Secretary

Mikayil Rahimov