

DECISION

of Central Election Commission of the Republic of Azerbaijan
on consideration of the appeal # 49 submitted to the Central Election Commission on
December 30, 2019 in the Municipal Elections on December 23, 2019

Regarding the Municipal Elections on December 23, 2019, NatigMammadHuseynov, registered candidate on Shahriyar municipality of Shamakhi Con.EC # 85 applied to the Central Election Commission of the Republic of Azerbaijan (CEC) on December 30, 2019 claiming that on the voting day the law violations were committed in the PEC # 12of that election constituency.

The appeal was adopted for the implementation in comply 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", relevant opinion was provided on this issue by a member of the Expert Group under CEC and considered at the Commission session.

The candidate indicated in his appeal that according to the voting results, the votes voted for him had not been counted properly.

It was determined through the investigation that plaintiff N.M.Huseynov did not observe personally in the argued polling stations on the voting day and he did not inform the Con.EC and hotline of the Central Election Commission on the obstacles for him to conduct observation.

Through law violations claimed to have been committed in the PEC # 12 of Shamakhi Con.EC # 85 on the voting day have not been justified and it was determined that the PEC final voting results protocol was compiled in comply with the requirements of the Election Code. The absence of any law violation in the vote counting was verified by the explanations of the observers who had monitored the vote count –observers V.S.Jabiyeva, A.V.Zarbaliyeva, F.F.Mirzayeva, M.B.Serkhanova, T.G.Sheydayeva, other candidates not elected to municipality membership J.A.Abasov, A.K.Manafov, E.A.Babashov, as well as, chairman of the PEC # 12 - R.A.Rzai, secretaryI.A.Aliyev, membersG.T.Aliyev, R.A.Mammadov, A.T.Balakishiyev.

During the investigation legal grounds were not found out to implement the complaint.

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 # 49 submitted to CEC on December 30, 2019 by NatigMammadHuseynov, registered candidate on Shahriyar municipality of Shamakhi Con.EC # 85 in the Municipal Elections on December 23, 2019 shall not be implemented due to groundlessness.
2. The decision shall be enforced upon its publication.

CEC Chairman

MazahirPanahov

CEC Secretary

ArifaMukhtarova

CEC Secretary

MikayilRahimov