

DECISION

of Central Election Commission of the Republic of Azerbaijan

**on consideration of the appeal # 50 submitted to the Central Election Commission
on October 7, 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 7, 2015, Azad Oktay Mursaliyev nominated to deputy on its own initiative on Kurdamir Con.EC # 57 challenged the decision of Con.EC on refusal to register as a candidate and requested to restore violated rights by adopting an appropriate decision in the Elections to the Milli Majlis of the Republic of Azerbaijan on November 1, 2015.

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 upon the investigation of the appeal by the Expert Group member.

The candidate A.O.Mursaliyev noted in his appeal that, he was nominated on its own initiative on Kurdamir Con.EC # 57 in the Elections to the Milli Majlis of the Republic of Azerbaijan on November 1, 2015, collecting signatures of voters in the territory of the same constituency he submitted to the Con.EC signature sheets and other important documents attached to it, but being invalid registration of his candidacy was rejected by appropriate decision of the Con.EC.

Con.EC substantiated the decision on rejection for nomination of the candidacy of A.O.Mursaliyev that information on incomes of candidate was not included exactly in election documents by him and number of submitted valid signatures was not enough for registration of a candidate.

It was kept in touch with candidate to deputy, A.O. Mursaliyev nominated to deputy and he was informed on his rights to submit additional documents and materials, participate in meeting and investigation.

The compiled minutes and opinions during investigation by Working Group under Central Election Commission at the result of examination of necessary documents for registration of candidate dated October 8, 2015, candidate receive income from civil legal contract in submitted documents, but hiding his income number and resources did not enter right information on it in relevant election document.

Thus, pursuant to the requirements of Articles 58.1.4 and 60.2.3 of Election Code, it shall be rejected to register him as a candidate because the information included by him in important election document was incorrect.

In that case, there was no necessity to check submitted election signatures for support of a candidate.

Pursuant to the above-mentioned, complaint shall not be implemented due to groundlessness, decision #22/56, dated October 5, 2015 on rejection for registration A.O. Mursaliyev as a candidate on Kurdamir Con.EC # 57 shall be kept in force without being amended.

Taking the above mentioned as a basis, pursuant to Articles 19.4, 28.2, 58.1.4, 60, 112, 112-1 of Election Code of the Republic of Azerbaijan and item # 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 # 50, dated October 7, 2015, on nomination of Azad Oktay Mursaliyev on its own initiative on Kurdamir Con.EC # 57 in the Elections to the Milli Majlis of the Republic of Azerbaijan on November 1, 2015 shall not be implemented due to groundlessness, decision # 22/56 of Con.EC, dated October 5, 2015 shall be kept in force without being amended.
2. The decision shall be enforced upon its publication.

CEC Chairman

Mazahir Panahov

CEC Deputy Chairman

Natig Mammadov

CEC Secretary

Arifa Mukhtarova