

DECISION

of Central Election Commission of the Republic of Azerbaijan
on consideration of the appeal # 21 submitted to the Central Election Commission on
December 25, 2019 in the Municipal Elections on December 23, 2019

Regarding the Municipal Elections on December 23, 2019, Asef Panah Ismayilov, Abuzer Miri Mirzeyev, Tayyar Javad Javadov, Rafiq Manaf Ismayilov, Nadir Murad Mammadov, Dilaver Madat Husyenov and Aladdin Imamali Valiyev, registered candidates on Aghdash municipality of Jalilabad-Masalli-Bilasuvar Con.EC # 69 sent a telegram to the Central Election Commission of the Republic of Azerbaijan (CEC) claiming that law violations were committed on the voting day in the PECs # 9 and 11, the falsifications were allowed in the PEC voting results protocols in the PECs # 8 and 10 and therefore requested to undertake relevant measures.

The appeal was reviewed by a member of the CEC Expert Group 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 sending the appeal to the appropriate Con.EC since it had been received through violating the rules for destination in relation to the part on PECs # 9 and 11, a petition was presented on the extension of the period for investigating the appeal in relation to the part on the PECs # 8 and 10 and the issue was considered at the Commission session.

Pursuant to the Election Code, the appeals on the law violations claimed to have been committed in the polling stations on the voting day shall be filed primarily to the Con.EC and the complaint against the decision adopted by that Con.EC on the appeal or the action (inaction) of the Con.EC could be filed to the Central Election Commission.

Pursuant to Article 112-1.12 of the Election Code, if the complaint has been received upon violating the rules for determination, then a decision shall be made to send that appeal to the appropriate destination.

Pursuant to Article 112-1.10 of the Election Code and the item # 7.8 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", a member of the Expert Group shall present a petition on the extension of the period for investigating the appeal in the case of necessity of an additional investigation.

Basing on the above-mentioned, there are legal grounds to send the appeal in relation to the part on the PECs # 9 and 11 to the appropriate Con.EC and to extend the period for investigating it in relation to the part on the PECs # 8 and 10.

Pursuant to 19.4, 28.2, 112, 112-10 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 # 21 submitted to CEC on December 25, 2019 in the Municipal Elections on December 23, 2019 shall be sent to Jalilabad-Masalli-Bilasuvor Con.EC # 69 for investigation in relation to the part on the PECs # 9 and 11 and in relation to the part on the PECs # 8 and 10, the period for investigating that appeal shall be extended for 3 days.
2. The decision shall be enforced upon its publication

CEC Chairman

Mazahir Panahov

CEC Secretary

Arifa Mukhtarova

CEC Secretary

Mikayil Rahimov