

DECISION

of Central Election Commission of the Republic of Azerbaijan

on consideration of the appeal # 38 submitted to the Central Election Commission on October 6, 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 6, 2015, Abiyev Ragif Malik, nominated on own initiative on Yardimli-Masalli Con.EC # 72 challenged the decision of Con.EC on refusal to register his candidacy 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.

It was determined through examining the appeal that the complaint had been submitted upon missing the defined deadline and due to that reason an Expert Group member provided an opinion to return the appeal to the plaintiff.

Pursuant to Article 112.1 of the Election Code of the Republic of Azerbaijan and item # 4.1.2 of the above-mentioned Instruction, complaints against the decision and actions (inactions) which violate citizens' election rights within 3 days since that decision is published or made, that action (inaction) is committed or the interested person is informed on that.

Taking the above mentioned as a basis, pursuant to Articles 19.4, 28.2, 112, 112-1 of Election Code of the Republic of Azerbaijan and item # 1, 2, 6, 7 and 4.1.2 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. As the appeal # 38 submitted by Abiyev Ragif Malik, nominated on own initiative on Yardimli-Masalli Con.EC # 72 on October 6, 2015 in the Elections to the Milli Majlis of the Republic of Azerbaijan on November 1, 2015 has been submitted upon missing the defined deadline, the appeal shall be returned to the plaintiff.
2. The decision shall be enforced upon its publication.

CEC Chairman

Mazahir Panahov

CEC Secretary

Arifa Mukhtarova

CEC Secretary

Mikayil Rahimov