

OPINION

of Tofiq Hasanov, member of Expert Group under CEC to investigate the complaints against actions (inactions) and decisions violating citizens' election rights in the Municipal Elections on December 23, 2014

on the appeal 22 submitted to CEC on December 24, 2014

Baku

December 24, 2014

Having investigated the appeal # 22 submitted to CEC on December 24, 2014 by Zargam Mahammad Masimov regarding the law violations committed by the chairmen of the PECs in the polling stations # 22 and 23 of Oghuz-Gabala Con.EC # 117 during the Municipal Elections on December 23, 2014 and requested to undertake relevant measures:

The appeal 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.

Pursuant to the Election Code and item # 8.6 of the above-mentioned Instruction, in a case when a complaint or appeal is submitted through offending destination rules, the Expert Group member shall provide an opinion on adopting a decision to send that appeal on destination.

According to the above-mentioned, the appeal shall be sent to Oghuz-Gabala Con.EC # 117 for investigation on destination.

Pursuant to Articles 112, 112-1 of the Election Code of the Republic of Azerbaijan and item # 8.6 of "On the rules for submission and processing of appeals and complaints on the violation of election rights to the Central Election Commission and Constituency Election Commissions of the Republic of Azerbaijan", **I have determined that:**

1. The appeal # 22 submitted to CEC on December 24, 2014 by Zargam Mahammad Masimov shall be sent to Oghuz-Gabala Con.EC # 117 for investigation on destination due to its submission by offending destination rules.

2. The opinion shall be published no later than 18 hours upon its adoption (shall be posted on the website) and its copy shall be sent to the applicant.

Expert Group member

Tofiq Hasanov