

## DECISION

### **of Central Election Commission of the Republic of Azerbaijan on consideration of the appeal # 29 submitted to the Central Election Commission on January 18, 2020 in the Elections to the MilliMajlis of the Republic of Azerbaijan on February 9, 2020**

In his written apply addressed to the Central Election Commission on January 18, 2020, Nabiyev Jeyhun Sardar, self-nominee to deputy on Shamkir Con.EC # 98 in the Elections to the MilliMajlis of the Republic of Azerbaijan on February 9, 2020 argued the decision # 06/21, dated January 13, 2019 and requested to undertake relevant measures for legal remedy of their rights claimed to have been violated 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 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.

Candidate J.S.Nabiyev stated in his appeal that his candidacy was refused to be registered by the Con.EC decision # 06/21 due to the failure of indicating proper information on property in the Elections to the MilliMajlis of the Republic of Azerbaijan on February 9, 2020.

During the investigation process the plaintiff was contacted with, informed on his rights to take part at the investigation and session.

The constituency election commission substantiated its decision to refuse to register self-nominee Mr. Nabiev due to the failure of showing the property of the candidate on the right of ownership.

Documents submitted for registration by candidate J.S.Nabiyev in connection with the investigation were requested by Con.EC and submitted to the working group under the Central Election Commission for verification. The opinion of the Working Group of January 18, 2020 shows that the agricultural and residential land belonging to candidate Nabiev was not included in the property information, but was based on joint shared ownership.

Thus, the failure of J.S.Nabiyev to properly inform the constituency election commission of his property is grounds for refusing to register a candidate in accordance with article 60.2.3 of the Electoral Code.

Basing on the above-mentioned, the Con.EC decision # 06/21, dated 13 January 2020 on the refusal from registering the candidacy of J.S.Nabiyev shall be remained enforced without making amendments.

Taking the above mentioned as a basis, pursuant to Articles 19.4, 28.2, 59, 60, 112, 112-1, and 148 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 # 29 submitted to the Central Election Commission on January 18, 2020 by NabiyevJeyhunSardar, self-nominee to deputy on Shamkir Con.EC # 98in the Elections to the MilliMajlis of the Republic of Azerbaijan on February 9, 2020 shall not be implemented due to groundlessness and the Con.ECdecision 06/21 dated January 13, 2020 shall be remained enforced without being amended.
2. The decision shall be enforced upon its publication

CEC Chairman

MazahirPanahov

CEC Secretary

ArifaMukhtarova

CEC Secretary

MikayilRahimov