

DECISION

of Central Election Commission of the Republic of Azerbaijan on consideration of the appeal # 68 submitted to the Central Election Commission on September 9, 2024 in the early Elections to the Milli Majlis, appointed to September 1, 2024

Regarding the early Elections to the Milli Majlis on September 1, 2024, Jafarov Natig Mehman, registered candidate from Republican Alternative (Real) Party on Khatai first Con.EC # 33 applied to the Central Election Commission of the Republic of Azerbaijan (CEC) on September 9, 2024, claiming that the law violations were committed in some polling stations of that Con.EC and challenging the Decision # 37/123 of that constituency dated September 7, 2024, therefore requested to annul that decision and to consider the results of election to be invalid.

The appeal was adopted for the implementation in comply with Articles 112 and 112-1 of the Election Code of the Republic of Azerbaijan (Election Code) and relevant opinion was provided on filing the appeal upon violating the rules for destination by a member of the Expert Group under CEC and considered at the Commission session.

In connection with the investigation, the complainant was contacted, he was informed about his rights to participate in the investigation and meeting, as well as other rights. Although the applicant stated that he and his authorized representative would participate in the investigation, they did not come to the investigation. The complainant's participation in the Commission meeting was ensured.

In the application submitted by the candidate to the Constituency Election Commission, mainly on the day of the polling stations, the observers were unable to normally monitor the voting process, the non-marking of fingers with invisible ink, the casting of the ballot paper into the ballot box by the voters, the final decision of the Precinct Election Commission in the polling stations No. 11, 18, 23 and 37 of the electoral district. issuing the protocol to the observers without signing and sealing, election No. 10 voting by a 17-year-old person in the polling station, in polling station No. 21, more than one ballot was thrown into the ballot box, the left corner of the ballots was pre-cut, in polling station No. 24, two voters entered the voting booth together, and also one voter participated in voting without an ID card, in No. 26 two people voting twice at a polling station, election Nos. 20 and 38 it has been shown that there are differences in the statistics of the voters who participated in the voting in the precincts.

As a result of the investigation, the application by the decision No. 37/123 dated September 7, 2024, which is currently being contested by the candidate, was rejected as it was unfounded.

The constituency election commission based its decision on the fact that, although the candidate indicated that there were violations of the law in 40 polling stations of the electoral district in connection with the alleged violations of the law in the polling stations of Khatai first electoral district No. 33 on the voting day, only 7 polling stations were prepared on the election day. In the research process, it was determined that from the moment the voting started until the end on September 1, 2024, as well as when the

votes were counted and the precinct election commissions drew up the final protocol on the results of the voting. During the election process, no written application was made to the precinct election commissions and district election commissions regarding the violation of election rights by the candidate or the observers appointed by the party that nominated the candidate.

In connection with the investigation of the application, research materials were received from the constituency election commission and it was re-examined and it was determined that violations were allegedly committed by the constituency election commission on election day in the precinct election commissions. According to the explanations received from observers representing different political parties or registered on their own initiative, and according to the acts drawn up by those observers, the occurrence of alleged violations has not been confirmed. On the contrary, it was determined that the voters freely expressed their will and participated in the voting, and all election subjects, including observers, were provided with the necessary conditions. Thus, on the day of the election, observers representing various political interests, S.I. Ahmadov, C.R. Karimov, K. A. Mayilov, E. E. Sadikhov (ADP), M. A. Allahverdiyev, M. N. Aliyev, P. A. Aliyev, H. A. Hashimov (White Party), S. E. Dostiyev, S. A. Azimova, M. N. Manafov (AVP), T.D. Demirova, F.N. Aghazade, K. A. Ahmadova (MCP), E.M. Amiraslanov, N.B. Bayramov (VHP), as well as 24 observers who participated as observers in polling station No. 10, 17 observers in polling station No. 11, 8 observers in polling station No. 18, 13 observers in polling station No. 20, 16 observers in polling station No. 21, 23 14 in polling station no observers, 17 observers at polling station No. 24, 14 observers at polling station No. 26, and 13 observers at polling station No. 37 on the day of the election confirmed with their signatures that they received a copy of the protocol on the voting results, which was carried out in accordance with their requirements, without any obstacles.

10 video images of 5 polling stations submitted for investigation by the complainant were reviewed and no violations were observed in those video images. Note regarding the video footage of two people leaving the voting booth in polling stations No. 1, No. 24 and No. 25 of the electoral district

it is necessary to do that, as mentioned in the decision of the district election commission, in that case, in accordance with the requirements of Article 104.9 of the Election Code, to help the voter who does not have the opportunity to write and fill out the ballot paper independently

Help was provided to the voter in need by registering the name and surname of the invited person in the voter list. In those video images, it is observed that the voter leaving the voting booth approaches the ballot box and throws a ballot into the box.

According to the above, the results of the investigation carried out by the district election commission regarding the complaint were assessed as a whole is determined.

Thus, since there are no legal grounds for granting the application of the candidate N. Jafarov through the investigation, the application should not be granted, and the contested decision of the district election commission should be kept unchanged.

Based on the above, the Central Election Commission Election According to Articles 19.4, 19.14, 28.2, 112, 112-1 of the Code decides:

1. The appeal # 68 submitted to CEC on September 9, 2024 by Jafarov Natig Mehman, registered candidate from Republican Alternative Party (Real) on Khatai first Con.EC # 33 first Con.EC in the Elections to the Milli Majlis on September 1, 2024 shall not be granted and the Decision No. 37/123 dated September 7, 2024 shall be kept unchanged.
2. The decision shall be enforced upon its publication.

CEC Chairman Mazahir Panahov

CEC Secretary Arifa Mukhtarova

CEC Secretary Mikayil Rahimov