

Agreed with:

Chairman of Central Bank  
of the Republic of Azerbaijan

\_\_\_\_\_ E.S.RUSTAMOV

Approved by Decision 6/41 dated on 18 June  
2013 of Central Election Commission of the  
Republic of Azerbaijan  
Chairman of Central Election Commission

\_\_\_\_\_ M.M.PANAHOV

## **Instruction**

### **Rules on return of money remained in election funds, payment for space of publication in periodicals and free air-time in Presidential Elections of the Republic of Azerbaijan**

This Instruction was prepared in accordance with Article # 94.1 of Election Code of the Republic of Azerbaijan (thereupon – Election Code) in aim of determination of rules on return of money remained in election funds, as well as payment of space of publication in periodicals and free air-time for pre-election campaign in Presidential Elections of the Republic of Azerbaijan.

#### **1. Rules on return of money remained in election funds of candidates**

1.1. Rules on return of money remained in election funds and payment of publication places in periodicals and free air-time for pre-election campaign shall be regulated by Articles # 90.5, 90.7, 195, 196 and 197 of Election Code and this Instruction.

1.2. Until the submission of the financial report Candidates not registered to the presidency in the Central Election Commission of the Republic of Azerbaijan (thereupon – the Central Election Commission) may return not spent money of election fund corresponding to the proportional correlation of transferred donation amounts to donor citizens and legal entities. If a registered candidate does not use this right, not spent money shall be transferred to the state budget in appropriate manner.

1.3. Money remained in special accounts of election funds of candidates in compliance with the written instructions of the Central Election Commission should be transferred to its account by appropriate bank after 60 days from voting day.

1.4. If a candidate loses his/her status, obligations of the candidate shall be undertaken by a citizen who considered to be a registered candidate.

## **2. Rules for payment of space of publication in periodicals and free air-time allocated for pre-election campaign**

2.1. Registered candidates to presidency (thereupon candidates), shall pay in whole amount for respectively free airtime and space of publication in periodicals to the public TV and radio broadcasting organizations the founders of which are state bodies, organizations, offices or which are financed by state budget, or the programs of which are broadcasted in half or more (less) than the half of the territory of the Republic of Azerbaijan, as well as, their relevant branches and periodical editorial offices. Within 3 days after the official publication of Presidential election results, Central Election Commission shall send these candidates' names, addresses, and verified copies of notifications on the payment for used free airtime and space of publication in periodicals to the relevant TV and radio broadcasting organizations and periodical editorial offices.

2.2. Within 10 days since the day of official publication of results of Presidential elections, organizations of TV and radio broadcasting organizations and editorial offices of periodicals indicated in item # 2.1 of this Instruction shall send relevant information about the amount of used free air-time and the amount and volume of space allocated in periodicals for the candidates to the presidency, their legal address and bank details.

2.3. Amount of free airtime and space in periodicals is determined by multiplying total volume of the airtime and space in periodicals allocated for candidates to the price of the airtime and space in periodicals defined by TV and radio broadcasting organizations and periodicals editorial offices.

2.4. If candidates use free air-time through joint implementation of campaign events (discussions, round tables and so on), the amount of money returned by each candidate shall be determined through equal proportional to the general number of each participants taking part in campaign events by TV and radio broadcasting organizations.

2.5. When lots are casted, the value of allocated free air-time shall not be compensated if there is refusal from free air-time and relevant TV and radio organizations are informed on this 2 days prior to broadcasting on that.

2.6. Within 12 months since the voting day, public TV and radio organizations and editorial offices of periodicals shall give information on

candidates who do not fully compensate the value of places allocated in periodicals and free air-time to the Central Election Commission.

2.7. It is prohibited to return not spent money of election funds to citizens and legal entities who have transferred donations in election funds until compensation of free air-time and value of places allocated in periodicals to public TV and radio organization and editorial offices of periodicals.

2.8. If there is no money in election fund or lack of money, payment of amount of space allocated in periodicals and free air-time shall be realized on the account of a citizen whose candidacy has been nominated (or registered).

### **3. Final provisions**

3.1. Since the enforcement of this Instruction, the Instruction about “Rules for returning money received by candidates, registered candidates to the presidency in Presidential Elections of the Republic of Azerbaijan” approved by Decision # 6/23-10 dated July 4, 2008 of the Central Election Commission shall be considered invalid.

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