

## DECISION

### **of the Central Election Commission of the Republic of Azerbaijan on making amendments to the "Instruction on the rules for filing appeals and complaints on the violation of election rights to the Central Election Commission and Constituency Election Commissions of the Republic of Azerbaijan and their consideration"**

The Central Election Commission needed to improve many legal acts adopted in concern with the application of the Election Code of the Republic of Azerbaijan and preparation and conduct of elections (referendum) caused from the necessity of periodically improving the legislation of the Republic of Azerbaijan and more perfectly regulating the election (referendum) relations.

Therefore, the structural principles of the enforced "Instruction on the rules for filing appeals and complaints on the violation of election rights to the Central Election Commission of the Republic of Azerbaijan and Constituency Election Commissions and their consideration" approved by the CEC decision 11/53-2 dated 12 August 2008 shall be adjusted with Article 30 of the Constitutional Law "On Normative acts" of the Republic of Azerbaijan, dated 21 December 2010, it shall be improved by being made relevant amendments in accordance with Law of the Republic of Azerbaijan "On making amendments to the Code of Civil Procedural Code of the Republic of Azerbaijan" dated 20 April 2012.

So, as the second semi-part of the second part of Civil Procedural Code of the Republic of Azerbaijan has been annulled and the relations regulated by this part have been adjusted by Article 130 of Administrative Procedural Code of the Republic of Azerbaijan, "Instruction on the rules for filing appeals and complaints on the violation of election rights to the Central Election Commission of the Republic of Azerbaijan and Constituency Election Commissions and their consideration" shall be made relevant amendments, and CEC shall ensure the implementation of the activities implied by the legislation on the official publication and enforcement of these amendments.

By assuming the above-mentioned as a basis and according to Articles 75.2, 78.2 and 78.3 of the Constitutional Law "On normative acts" of the Republic of Azerbaijan, Articles 19.4, 19.14, 28.2 and 28.4 of the Election Code of the Republic of Azerbaijan, the Central Election Commission (CEC) **decides:**

1. "Instruction on the rules for filing appeals and complaints on the violation of election rights to the Central Election Commission of the Republic of Azerbaijan and Constituency Election Commissions and their consideration" approved by the CEC decision 11/53-2 dated 12 August 2008 shall be made the following amendments:

1.1. The preamble edited as follows shall be added: "This Instruction adopts as a basis Articles 112 and 112-1 of the Election Code of the Republic of Azerbaijan and defines the rules for filing and considering the appeals and complaints on the violation of election rights submitted to the Central Election Commissions and Constituency Election Commissions".

1.2. In item 1.7, the phrase "to Articles 290, 291 and 292 of Civil Procedural Code" shall be replaced by the phrase "to Article 130 of Administrative Procedural Code" and in the second sentence of item 5.8 the word "supervises" by the words "pays attention".

2. Within its competence, CEC shall ensure the implementation of the activities implied by the legislation on the official publication and enforcement of this Decision.

CEC Chairman

Mazahir Panahov

CEC Secretary

Arifa Mukhtarova

CEC Secretary

Mikayil Rahimov