

DECISION

of Central Election Commission of the Republic of Azerbaijan on consideration of the appeal # 12 submitted to the Central Election Commission on August 7, 2024 in the early Elections to the Milli Majlis in September 1, 2024

Regarding the Elections to the Milli Majlis appointed to September 1, 2024, Ibrahimov Azimaga Fakhraddin, self-nominee to deputy on Sumgayit fifth Con.EC # 46 applied to the Central Election Commission of the Republic of Azerbaijan (CEC) on August 7, 2024 and contested the decision # 22/59 of the Con.EC, dated August 6, 2024 on the refusal of registration of his candidacy to deputy, therefore, requested the cancellation of the decision and registration of his candidacy.

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 "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.

The applicant was contacted in connection with the investigation, was told to participate in the investigation and the session, and was told that he had other rights, and that his participation in the session was ensured.

In the elections to the Milli Majlis appointed to September 1, 2024, Ibrahimov Azimaga Fakhraddin, self-nominee to deputy on Sumgayit fifth Con.EC # 46 applied to the Central Election Commission of the Republic of Azerbaijan (CEC) on August 7, 2024 and his candidacy was verified the Decision # 15/35 of the Con.EC, dated July 22, 2024.

Voter sheets with signatures gathered for registration of candidacy by candidate A.F.Ibrahimov and other election documents attached to them was submitted to the constituency election commission on July 26, 2024.

While drafting the decision on refusal to register a candidate by the Constituency Election Commission technical error has been made and even if the full decision is presented to the candidate by removing that error, it was contested by the candidate and by the Decision # 26/118 of the Central Election Commission dated August 3, 2024, his appeal was implemented and the Con.EC decision # 20/50 dated August 1, 2024 was annulled, to eliminate the technical error made in the decision it was decided to reconsider the on the issue whether the candidacy of A.F. Ibrahimov has been registered or not in the constituency election commission.

By the Decision # 22/59 of the Constitution Election Commission dated August 6, 2024 A.F. Ibrahimov's candidacy was refused to be registered.

Constituency Election Commission based its decision on refusing to register A.F.Ibrahimov, whose candidacy was put forward on his own initiative, on the fact that

65 out of 500 voters' signatures were considered incorrect and thus, registration of A.F.Ibrahimov was not possible.

In connection with investigation, election documents were demanded from constituency election commission and information on signature sheets were checked again, it is obvious from the protocol of the Working Group and the opinion of working group on checking the accuracy of signatures on the signature sheets that 195 signatures out of 500 signatures in 10 signature sheets were checked, 140 signatures out of these signatures were implemented by the same person in 54 groups, so 86 voter signatures were considered incorrect, including 500 signatures confirming identity information in the documents - 26 signatures, and one signature of a person without the right to vote (under 18) were considered incorrect. So, total of 113 signatures were considered invalid.

According to Article 59.2 of the Election Code, the opinions of the experts involved in the working group from among the specialists of the relevant bodies shall be accepted as the basis for confirming the correctness of the information contained in the signature sheets.

According to Article 147.1 of the Election Code, at least 450 signatures of voters in support of the candidate shall be collected in the territory of the electoral constituency where he was nominated.

According to the requirements of Article 60.2.4 of the Election Code, less than the required number of valid (correct) voter signatures submitted in support of the candidate shall be the basis for refusing from registration of the candidate.

It is determined from the above-mentioned that since the number of valid (correct) voter signatures was not enough for the registration of A.F. Ibrahimov's candidacy, the legal conclusion of the constituency election commission on refusing to register his candidacy was in accordance with the requirements of the Election Code. Substantive and procedural legal norms were correctly applied by the Con.EC.

Thus, the application of the candidate A.F. Ibrahimov shall not be implemented as it is groundless and the Decision # 22/59 dated August 6, 2024 of the Constituency Election Commission on refusal to register the candidacy shall be remained unchanged.

Taking the above mentioned as a basis pursuant to 19.4, 28.2, 59, 60, 112, 112-1, 147 and 148-1 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 # 12 submitted August 7, 2024 by Ibrahimov Azimaga Fakhraddin, self-nominee to deputy on Sumgayit fifth Con.EC # 46 in the early Elections to the Milli Majlis of the Republic of Azerbaijan, appointed to September 1, 2024 shall not be implemented due to groundlessness and the Con.EC decision # 22/59, dated 6 August, 2024 shall be remained in force without making amendments.

2. The decision shall be enforced upon its publication.

CEC Chairman Mazahir Panahov

CEC Secretary Arifa Mukhtarova

CEC Secretary Mikayil Rahimov