

## DECISION

### **of Central Election Commission of the Republic of Azerbaijan on consideration of the appeal # 25 submitted to the Central Election Commission on January 14, 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 14, 2020, Saleh Jalal Soltanov, self-nominee to deputy on Zagatala Con.EC # 110 in the Elections to the MilliMajlis of the Republic of Azerbaijan on February 9, 2020 challenged the inaction of the constituency and requested to undertake relevant measures for legal remedy of his rights claimed to have been violated.

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 S.C.Soltanov stated in his appeal that on January 6, 2020 he nominated his candidacy on own initiative for the Elections to the Milli Majlis scheduled for February 9, 2020, but no information was available on whether the constituency election commission had approved his candidacy.

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

The investigation revealed that S.C.Soltanov's candidacy was put forward on his own initiative on January 6, 2020, and by Decision No. 30/71 dated January 10, 2020, the Constituency Election Commission confirmed his nomination, the candidate was informed on that. Although the decision and signature sheets were presented to him, the candidate refused to accept them. A copy of the said decision was then sent by post to the candidate's residence.

The above-mentioned circumstances were justified by the Act of January 10, 2020, information of the Chairman of the Commission dated January 18, 2020, a notice confirming delivery of the copy of the decision, and the reference 10/27 of "Azerpost" Ltd. Zagatala branch, dated January 18, 2020.

According to the above-mentioned, the legal grounds had not been established to implement the appeal of the candidate S.C.Soltanov because the inaction of the Constituency Election Commission was not verified and therefore the appeal shall not implemented by being considered groundless.

Taking the above mentioned as a basis, pursuant to Articles 19.4, 28.2, 53, 112, 112-1, 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 # 25 submitted to the Central Election Commission on January 14, 2020 by Saleh Jalal Soltanov, self-nominee to deputy on Zagatala Con.EC # 110 in the Elections to the MilliMajlis of the Republic of Azerbaijan on February 9, 2020 shall not be implemented due to groundlessness.
2. The decision shall be enforced upon its publication

CEC Chairman

MazahirPanahov

CEC Secretary

ArifaMukhtarova

CEC Secretary

MikayilRahimov