

## **DECISION**

### **of Central Election Commission of the Republic of Azerbaijan**

#### **on consideration of the appeal # 03 submitted to the Central Election Commission on September 21, 2015 in the Elections to the Milli Majlis of the Republic of Azerbaijan on November 1, 2015**

In his written apply addressed to the Central Election Commission on September 21, 2015 Shahriyar Sardar Majidzada nominated to deputy on its own initiative on Tartar Con.EC # 95 challenged the decision of Con.EC on refusal to register as a candidate and asked for making a decision on restoration of the offended rights.

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.

The candidate Sh.S.Majidzada noted in his appeal that, he nominated his candidacy on his own initiative on Tartar Con.EC # 95 in the Elections to the Milli Majlis of the Republic of Azerbaijan on November 1, 2015, submitted signature sheets with collected signatures of voters in this constituency and other necessary documents to the Con.EC, but it was unreasonably refused to register his candidacy due to the relevant decision of Con.EC.

The Con.EC justified the decision on the refusal to register Sh.S.Majidzada, nominated to deputy, as a candidate that there had not been a sufficient number of valid signatures of voters for the registration of candidates.

During the investigation of the working group under CEC, it seems from the protocol compiled as a result of checking the necessary documents for the registration of candidates dated on September 22, 2015 and opinions that, submitted signature sheets by Sh.S.Majidzada with signatures of voters were collected according to the rules of Election Code. Thus, 529 of 550 voters' signatures collected by candidate were considered valid and it is enough for registration of a candidate.

Pursuant to Article # 147.1 of Election Code of the Republic of Azerbaijan, at least 450 signatures of the voters within the constituency shall be collected in support of the candidate.

Based on the foregoing, the complaint should be ensured, the decision # 6/61 on refusal to register Sh.S.Majidzada as a candidate adopted by Tartar Con.EC # 95 on September 19, 2015 should be cancelled and he should be registered as a candidate in that Con.EC.

Taking the above mentioned as a basis, pursuant to Articles 19.4, 28.2, 59, 60, 112, 112-1, 147, 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 # 03 submitted by Shahriyar Sardar Majidzada nominated to deputy on its own initiative on Tartar Con.EC # 95 to the Central Election Commission on September 21, 2015 shall be ensured and the decision #6/61 on refusal to register him as a candidate adopted on September 19, 2015 shall be cancelled.
2. Shahriyar Sardar Majidzada nominated to deputy on its own initiative on Tartar Con.EC # 95 shall be registered as a candidate.
3. The decision shall be enforced upon its publication

CEC Chairman

Mazahir Panahov

CEC Deputy Chairman

Natig Mammadov

CEC Secretary

Arifa Mukhtarova

CEC Members

Shaitdin Aliyev

Fuad Javadov

Ramiz İbrahimov

Valida Kazimova

Gabil Orujov

Tofiq Hasanov

İlham Mammadov

Nizami Nadirov

Azer Tagiyev

Tamam Jafarova

Bakhsheyish Asgerov

Almas Gahramanli

Akif Gurbanov

Etibar Guliyev