

DECISION

of Central Election Commission of the Republic of Azerbaijan

on consideration of the appeal # 31 submitted to the Central Election Commission on October 5, 2015 in the Elections to the Milli Majlis of the Republic of Azerbaijan on November 1, 2015

In the appeal addressed to the Central Election Commission on October 5, 2015, Aliyeva Punhana Sadi, nominee on own initiative on Tartar Con.EC # 95 in the Elections to the Milli Majlis of the Republic of Azerbaijan on November 1, 2015 challenged the decision of Con.EC on refusal to register her candidacy and requested for the redress of her violated rights upon making a relevant decision.

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 submission and investigation of the appeals and complaints filed to the Central Election Commission of the Republic of Azerbaijan and Constituency Election Commissions", 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.

In the appeal nominee P.S.Aliyeva informed that her candidacy had been nominated on own initiative on Tartar Con.EC # 95 in the Elections to the Milli Majlis of the Republic of Azerbaijan on November 1, 2015, signature sheets and other necessary documents attached to them were submitted to the Con.EC upon collecting voters' signatures within that constituency, but the Con.EC refused from registering her candidacy without any grounds.

The Con.EC substantiated its argued decision on the refusal from registering the candidacy of P.S.Aliyeva on the grounds that the voters' signatures in the support of the candidate collected had been collected under the violation of the rules enshrined in the Election Code of the Republic of Azerbaijan.

During the investigation process candidate P.S.Aliyeva was contacted, informed on the rights to submit additional documents and materials, also to participate in the investigation and session.

It was determined through the investigation that 114 of the voters included in signature sheets did not live within the territory of Tartar Con.EC # 95 and their names had not been entered the voters' list on that election constituency.

Pursuant to Articles 56.2 and 147.1 of the Election Code of the Republic of Azerbaijan, at least 450 voters' signatures shall be collected in support of the candidate within the constituency the candidate has been nominated on.

Since 114 of signatures out of those collected in support of candidate P.S.Aliyeva are considered invalid the number of the remaining signatures is not sufficient for the

candidate's registration, she shall not be registered as a candidate pursuant to Article 59.12 of the Election Code of the Republic of Azerbaijan.

Basing on the above-mentioned, the complaint shall not be implemented due to groundlessness and the decision # 11/84 of Tartar Con.EC # 95, dated October 3, 2015 on the refusal from registering the candidacy of P.S.Aliyeva shall be remained in force without making amendments.

Taking the above mentioned as a basis, pursuant to Articles 19.4, 28.2, 56, 57, 59.12, 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 submission and investigation of the appeals and complaints filed to the Central Election Commission of the Republic of Azerbaijan and Constituency Election Commissions", the Central Election Commission **decides:**

1. The appeal # 31 submitted by Aliyeva Punhana Sadi, nominee on own initiative on Tartar Con.EC # 95 on October 5, 2015 in the Elections to the Milli Majlis of the Republic of Azerbaijan on November 1, 2015 shall not be implemented due to groundlessness and the decision # 11/84 of that Con.EC dated October 3, 2015 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