

DECISION

of Central Election Commission of the Republic of Azerbaijan
on consideration of the appeal # 90 submitted to the Central Election Commission on
September 15, 2024 in the Elections to the Milli Majlis on September 1, 2024

Regarding the Elections to the Milli Majlis on September 1, 2024, Mehdiyev Fakhraddin Mahaddin, registered candidate from Binagadi-Garadag Con.EC # 11 applied to the Central Election Commission of the Republic of Azerbaijan (CEC) on September 15, 2024 and challenged the Con.EC decision # 29/86 dated September 13, therefore requested to undertake relevant measures and to cancel the voting of the results of some polling stations on that Con.EC.

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 relevant opinion was provided on filing the appeal upon violating the rules for destination by a member of the Expert Group under CEC and considered at the Commission session.

F.M.Mehdiyev, candidate who submitted the application indicated in his application that on the voting day law violations were committed in the course of drawing up protocols on the results of voting in polling stations # 1, # 5, # 7, # 24, # 25, # 26, # 32, # 33, # 34 and 37of Binagadi – Garadagh Con.EC # 11, meanwhile, incidents on allowing the voters to vote whose names had not been included in the voters' lists, a person voting multiple times, the ballot boxing, not hanging the 3rd copy of the protocol on the results of the voting that election, therefore the applicant claimed to cancel the voting results on those polling stations. The applicant attached 22 acts on the disputed polling stations to the appeal.

The appeal of F.M.Mehdiyev was investigated by Binagadi – Garadagh Con.EC # 11 and by the Con.EC decision # 29/86 dated September 13, 2024, the appeal shall not be implemented upon being regarded invalid.

The applicant was explained on the right to participate at the CEC session, but he refused to participate.

The relevant documents were received by the relevant Con.EC and attached to the research materials and a re-investigation was conducted. During a thorough, comprehensive, and objective investigation conducted by the Central Election Commission, the alleged violations claimed by the candidate regarding the relevant polling stations were examined. Explanations provided by the relevant election entities, including observers who monitored the voting process at these polling stations on election day, as well as the heads, secretaries, and members of the precinct election commissions, and other statements submitted by the candidate registered by another candidate, did not confirm the claimed legal violations.

It has been determined during the proceedings that the complaint filed by the candidate F.M. Mehdiyev regarding the alleged legal violations that occurred on the day of voting was reviewed by the district election commission in accordance with the procedures and within the time limits established by law. The commission made a reasoned decision, applying both substantive and procedural legal norms correctly.

Based on the afore-mentioned, the applicant's complaint is groundlessness and the Con.EC decision No. 29/86 dated September 13, 2024 shall be remained unchanged.

According to Articles 19.4, 19.14, 112, 112-1 of the Election Code the Central Election Commission **decides:**

1. The appeal # 90 dated September 15, 2024 submitted to the Central Election Commission by Mehdiyev Fakhraddin Mahaddin, registered candidate for the Binagadi-Garadag Con.EC # 11 in the early elections to the Milli Majlis of the Republic of Azerbaijan held on September 1, 2024 shall not be implemented due to groundlessness and the Con.EC decision # 29/86 dated September 2024 shall be remained unchanged.

2. The decision shall be enforced upon its publication.

CEC Chairman Mazahir Panahov

CEC Secretary Arifa Mukhtarova

CEC Secretary Mikayil Rahimov