

## DECISION

### **of the Central Election Commission of the Republic of Azerbaijan on the consideration of the appeal # 67, dated December 27, 2014, received by the Central Election Commission regarding the Municipal Elections held on December 23, 2014**

Akif Panah Guliyev, registered candidate on Garajamirli municipality of Samukh-Shamkir Con.EC # 102 appealed to CEC regarding the Municipal elections on December 23, 2014, informed on the blood relationship of some members of the PECs # 44, 45, 46 and 47 with registered candidates, claimed that some people had voted in the place of some voters, thereby requesting to consider the voting results invalid.

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 applicant was informed on the investigation and his right to participate in that investigation.

Basing on the explanations by the members of the PECs # 44, 45, 46 and 47 and Samukh-Shamkir Con.EC # 102, other registered candidates on Garajamirli municipality and observers who have observed in those polling stations, the claims included in the appeal have not been justified.

The decision # 20/60 of Samukh-Shamkir Con.EC # 102, dated November 22, 2014 which has been attached to the investigation materials reveals that chairman of the PEC # 44 A.A.Mammadov and the chairman of the PEC # 47 F.B.Mehrliyev had been dismissed from their position of PEC members having decisive rights until the declaration of election results due to their blood relationship with the registered candidates.

During the investigation voters Kh.M.Isayev, B.K.Ismayilov, A.A.Gojayev and others expressed in their explanations that they had voted in the voting personally, they had not voted in the place of others and also had not witnessed such cases.

Furthermore, members of the PECs # 44, 45, 46 and 47 on Samukh-Shamkir Con.EC # 102 M.A.Bayramova, S.Z.Huseynova, F.N.Jafarova, T.N.Hashimov, registered candidates on Garajamirli municipality M.B.Abdullayev, L.T.Huseynova, Sh.M.Mammadov, observers S.H.Isayeva, D.M.Bayramova, S.S.Osmanov, A.M.Jafarova, K.I.Babayeva expressed in their explanations that they had not observed any law violation and every voter had voted personally.

Through full, detailed, fair and impartial investigation and written evidences, the cases claimed in the appeal have not been justified and due to that reason, the complaint shall not be implemented.

By assuming the above-mentioned as a basis and pursuant to Articles 19.4, 28.2, 112, 112-1 of the Election Code of the Republic of Azerbaijan and items # 1, 2, 4, 6, 7 of “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”, CEC **decides**:

1. The appeal # 67 dated December 27, 2014 by Akif Panah Guliyev, registered candidate on Garajamirli municipality of Samukh-Shamkir Con.EC # 102 shall not be implemented due to the groundless factors.
2. The decision shall be enforced upon its publication.

CEC Chairman

Mazahir Panahov

CEC Secretary

Arifa Mukhtarova

CEC Secretary

Mikayil Rahimov