

DECISION

of the Central Election Commission of the Republic of Azerbaijan on investigation of the appeal # 04 submitted to the Central Election Commission on January 12, 2025 in the Municipal Elections of the Republic of Azerbaijan, appointed to January 29, 2025

In his appeal addressed to the Central Election Commission (hereinafter – Central Election Commission) on January 12, 2025, İbrahimov Elnur Fakhraddin, nominee from Modern Musavat Party to the membership of Sumgayit municipality from Sumgayit forth Con.EC #45 in the Municipal Elections of the Republic of Azerbaijan, appointed to January 29, 2025 challenged the Con.EC decision # 03/10 dated 6 January 2025 on refusal to register his candidacy and therefore, requested to annul that decision.

The complaint was adopted for the implementation in comply with Articles 112 and 112-1 of the Election Code (hereinafter – 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”, was examined by a member of the Expert Group under CEC, provided an opinion and considered at the Commission session.

The applicant was contacted in connection with the investigation, he was explained to participate in the investigation and meeting, as well as his other rights, but he refused to participate in the investigation and session.

E.F. İbrahimov stated in his application that in the municipal elections scheduled for January 29, 2025, he was nominated by the Modern Musavat Party for the Sumgayit municipality, he submitted the signature sheets and other election documents to the constituency election commission, but the information he provided about his property was not considered correct. His registration as a candidate was refused by the contested decision of the constituency election commission. E.F. İbrahimov claimed in his application that he was not invited to the constituency election commission when the documents related to the registration of the candidacy were checked, he was not given the conditions to eliminate the deficiencies found in the election documents, and the protocol of the district election commission meeting was not drawn up. In his complaint, he also claimed that a passenger car, which was the reason for refusing to register his candidacy, was alienated by a power of attorney.

The constituency election commission based its decision # 03/10 dated January 6, 2025 on refusing to register E.F. İbrahimov as a candidate, with the fact that the candidate did not show the passenger car he owned on the basis of property rights in the property information he submitted to the commission.

During the investigation process, E.F.İbrahimov's election documents were requested from the district election commission and submitted to the working group operating under the Central Election Commission for repeated verification of the contested part. It can be seen from the opinion dated January 13, 2025 issued by the Working group and other supporting documents attached to the opinion that candidate E.F. İbrahimov has a

passenger car. This case was also added to the application by the applicant himself it is also confirmed by another confirming document. For this reason, the district election commission came to the correct conclusion and made a decision to reject the registration of E.F. Ibrahimov's candidacy on the basis mentioned.

When investigating the claims of the applicant that he was not invited to the constituency election commission during the verification of the election documents related to the registration of the candidacy, it was determined from the explanations received from the chairman and secretaries of the constituency election commission and the head of the working group established under the constituency election commission that when checking the signature sheets and other necessary election documents, the interested party, E.F.Ibrahimov was informed and invited to the meeting of the district election commission. He took part in the investigation and refused to participate in the meeting of the constituency election commission to which he was invited, stating that he had work in Baku.

Thus, since a passenger car, which was not specified in the property information submitted by the candidate E.F.Ibrahimov to the constituency election commission, is currently in his possession, the registration of E.F.Ibrahimov as a candidate should be refused and there are no legal grounds for canceling the Decision # 03/10 dated January 6, 2025 of the Sumgayit fourth Con.EC # 45.

It was determined by the investigation that all meetings of the constituency election commission of Sumgayit fourth Con.EC # 45 are recorded in accordance with Article 19.13 of the Election Code.

Based on the above, candidate E.F. Ibrahimov's complaint # 4 dated January 12, 2025 should not be upheld as it is groundless, and the disputed decision of the Sumgayit Fourth Con.EC # 45 should be kept unchanged.

Basing on the above-mentioned and pursuant to Articles 19.4, 28.2, 58, 59, 60, 112, 112-1 and 216-1 of Election Code of the Republic of Azerbaijan, the Central Election Commission **d e c i d e s**:

1. The appeal # 04, dated 12 January 2025 by Ibrahimov Elnur Fakhraddin, nominee from Modern Musavat Party to Sumgayit municipality from Sumgayit fourth Con.EC #45 in the Municipal Elections of the Republic of Azerbaijan, appointed to January 29, 2025 shall not be implemented due to groundlessness and the decision # 03/10 dated 6 January 2025 shall be remained enforced without making amendments.

2. The decision shall be enforced upon its publication.

CEC Chairman Mazahir Panahov

CEC Secretary Arifa Mukhtarova

CEC Secretary Mikayil Rahimov