

DECISION

of Central Election Commission of the Republic of Azerbaijan on consideration of the appeal # 17 submitted to the Central Election Commission on January 14, 2020 in the Elections to the MilliMajlis of the Republic of Azerbaijan on February 9, 2020

In his written apply addressed to the Central Election Commission on January 14, 2020, Abbasov Rauf Cherkez, self-nominee to deputy on Khatai third Con.EC # 35 in the Elections to the MilliMajlis of the Republic of Azerbaijan on February 9, 2020 challenged the decision # 32/132 of Khatai third Con.EC # 35, dated January 10, 2020 on the refusal to register him as a candidate and therefore, requested to annul that decision and restore his offended rights, also to register his candidacy.

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.

During the investigation process the plaintiff was contacted with, informed on his rights to take part at the investigation and session.

Candidate R.Ch.Abbasov stated in his appeal that his candidacy was not registered without any legal grounds by the relevant Con.EC in the Elections to the MilliMajlis of the Republic of Azerbaijan on February 9, 2020.

Candidate R.Ch.Abbasov noted in his appeal that the relevant documents required from the Con.EC regarding the investigation were examined. It was determined that although the legal ground for refusal had not been indicated in the Con.EC decision # 32/132, dated 10 January 2020 on the refusal from registering the candidacy, the Opinion of the Working Group, dated 9 January 2020 which was the basis to adopt that decision points out that 64 out of the 500 signatures in the 10 signature sheets submitted by the candidate were considered invalid and consequently, his candidacy was refused to be registered.

During the investigation, it seems from the protocol and opinions dated on January 15, 2020 of the working group under CEC compiled as a result of checking the necessary documents for the registration of candidate that the signatures of voters in signature sheets submitted by R.Ch.Abbasov for registration of the candidacy were collected according to the rules of the Election Code.

Thus, 459 of 500 voters' signatures collected by the candidate were considered valid and it was sufficient for registration of the candidate. Pursuant to Article # 147.1 of Election Code of the Republic of Azerbaijan, at least 450 signatures of the voters within

the constituency where the candidate has been nominated shall be collected in support of the candidate.

Based on the afore-mentioned, legal grounds have been established to implement the appeal and to annul the contested decision of the Con.EC.

Thus, based on the results of the investigation, the complaint shall be implemented, the decision# 32/132 dated January 10, 2020 of the Constituency Election Commission on refusal of registration of R.Ch.Abbasov as a candidate shall be annulled and he shall be registered as a candidate on that election constituency.

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 # 17 submitted by to the Central Election Commission on January 14, 2020 AbbasovRaufCherkez, self-nominee on Khatai third Con.EC # 35in the Elections to the MilliMajlis of the Republic of Azerbaijan on February 9, 2020 shall be implemented and the Con.EC decision # 32/132 on refusal to register him as a candidate adopted on January 10, 2020 shall be annulled.
2. AbbasovRaufCherkez,self-nominee on Khatai third Con.EC # 35shall be registered as a candidate on that election constituency.
3. The decision shall be enforced upon its publication

CEC Chairman

MazahirPanahov

CEC Secretary

ArifaMukhtarova

CEC Secretary

MikayilRahimov