

## DECISION

### **of Central Election Commission of the Republic of Azerbaijan on consideration of the appeal # 11 submitted to the Central Election Commission on January 6, 2020 in the Elections to the MilliMajlis of the Republic of Azerbaijan on February 9, 2020**

In her written apply addressed to the Central Election Commission on January 6, 2020, Ilaha Artur Sadigova, nominated by Azerbaijan Hope Party on Surakhani first Con.EC # 30 in the Elections to the MilliMajlis of the Republic of Azerbaijan on February 9, 2020 challenged the decision # 5/26, dated 2 January, 2020 of Surakhani first Con.EC # 30 on refusal to register her candidacy and requested to annul that decision and restore her violated rights and to register her 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 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.

The applicant was contacted in connection with the investigation and her participation in the investigation and CEC session was facilitated.

Candidate informed in her appeal that her candidacy had been nominated by Azerbaijan Hope Party in the Elections to the MilliMajlis of the Republic of Azerbaijan on February 9, 2020, 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 by the relevant decision.

The relevant documents required from the Con.EC regarding the appeal of I.A.Sadigova were investigated. It was determined that since by the decision # 5/26, dated 2 January, 2020 of Surakhani first Con.EC # 30 on refusal to register her candidacy, 88 out of 500 signatures in 10 signature sheets submitted by I.A.Sadigova had been considered invalid basing on the opinion of a member of the Working Group and after excluding those signatures considered invalid, the remaining signatures were not sufficient to register the candidacy by Article 147.1 of the Election Code, her candidacy was refused to be registered as in compliance with Article 60.2.4 of the Election Code.

During the investigation according to the protocol and opinions of the Working Group compiled as a result of checking the necessary documents for the registration of candidates dated on January 8, 2020, the voters' signatures in signature sheets submitted for registration of I.A.Sadigova as a candidate had been collected in compliance with the rules established by the Election Code. Thus, 467 signatures out of 500 signatures collected by the candidate were considered valid, which is sufficient to register the candidate.

Pursuant to Article 147.1 of the Election Code, at least 450 signatures shall be collected in support of the candidate within the election constituency where they have been nominated.

Thus, legal grounds have been established to implement the appeal and to annul the decision of the constituency election commission.

Therefore, the basing on the results of the investigation, the complaint shall be implemented as it is grounded and the decision # 5/26, of the Con.EC dated 2 January, 2019 on the refusal from registering I.A.Sadigova as a candidate shall be annulled and her nomination to deputy shall be registered.

Basing on all these, pursuant to Articles 19.4, 28.2, 59, 60, 147.1 112, 112-1, 147 and 148.1 of Election Code of the Republic of Azerbaijan and items 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 # 11 submitted by January 6, 2020 by Ilaha Artur Sadigova, nominated by Azerbaijan Hope Party on Surakhani first Con.EC # 30 in the Elections to the MilliMajlis of the Republic of Azerbaijan, appointed to February 9, 2020 shall be implemented and the Con.EC decision # 5/26, dated 2 January on the refusal from registering her candidacy shall be annulled.
2. The candidacy of Ilaha Artur Sadigova, nominated by Azerbaijan Hope Party on Surakhani first Con.EC # 30 shall be registered on that election constituency.
3. The decision shall be enforced upon its publication

CEC Chairman

Mazahir Panahov

CEC Secretary

Arifa Mukhtarova

CEC Secretary

Mikayil Rahimov