

DECISION

of Central Election Commission of the Republic of Azerbaijan on consideration of the appeal # 10 submitted to the Central Election Commission on August 2, 2024 in the Elections to the Milli Majlis of the Republic of Azerbaijan on September 1, 2024

By applying to the Central Election Commission (CEC) on August 2, 2024, Ibrahimov Azimaga Fakhraddin, self-nominee to deputy on Sumgayit fifth Con.EC # 46 in the early Elections to the Milli Majlis of the Republic of Azerbaijan, appointed to September 1, 2024 argued the decision # 20/50, dated August 1, 2024 by Con.EC on the refusal from the approval of his candidacy to deputy and therefore, requested to annul that decision and to take appropriate measures.

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.

The complainant was contacted regarding the investigation, participated in the investigation and meeting, as well as having other rights explained, his participation was ensured at the meeting of Commission.

Candidate A.F.Ibrahimov nominated his candidacy on his own initiative on Sumgait fifth Con.EC # 46 in the Elections to the Milli Majlis of the Republic of Azerbaijan on September 1, 2024, his candidacy was approved by Decision No. 15/35 dated July 22, 2024 of constituency election commission.

Signature sheets with voters' signatures collected in support of candidate A.F.Ibrahimov for registration of candidacy and other election documents attached to them were submitted to the constituency election commission on July 26, 2024.

According to Article 60.1 of the Election Code, the relevant election commission shall make a reasonable decision on whether the candidate is registered or not after receiving the signature sheets and other documents necessary for the registration of the candidate within 7 days.

The chairman of the constituency election commission was contacted about the application and he stated that by examining the information in the signature sheets and other election documents submitted by the candidate A.F.Ibrahimov to the election commission for registration of candidacy within the period determined by Article 60.1 of the Election Code, it was made a decision to refuse to register his candidacy after discussing all the issues and Decision No. 20/50 of the Constituency Election Commission dated August 1, 2024, was presented to candidate A.F. Ibrahimov at the meeting of the commission attended by the candidate himself.

After the decision of the constituency election commission is presented to the candidate it was made certain that the issue discussed at the meeting was made a technical error,

i.e., registered in the state register of real estate on the basis of general ownership the apartment located in the Baku city with the area of 59.85 sq.m. presented by the candidate in the information about property was not included in the decision. The omitted technical error was immediately corrected and the candidate was invited and presented with the complete decision.

Although a technical error made by the Constituency Election Commission during the drafting of the decision about refusal candidacy was corrected and the full decision was submitted to the candidate by immediate elimination, the candidate's appeal shall be implemented, the Con.EC decision No. 20/50 dated August 1, 2024 shall be annulled, the issue of whether or not to register A.F.Ibrahimov's candidacy shall be examined again by the constituency election commission.

According to Article 112-1.11.5 of the Election Code, the Central Election Commission can make a decision about reconsideration of the issue raised by the complainant in the relevant election commission.

Based on the above, pursuant to Articles 19.4, 28.2, 60.1, 112, 112-1 of the Election Code 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 No. 10 dated August 2, 2024 self-nominee Ibrahimov Azimaga Fakhraddin in the early elections to the Milli Majlis of the Republic of Azerbaijan appointed to September 1, 2024 shall be implemented, decision No. 20/50 dated August 1, 2024 of Sumgayit fifth Con.EC # 46 shall be annulled, the issue whether to register A.F.Ibrahimov's candidacy or not shall be reconsidered in the constituency election commission.

2. The decision shall be enforced upon its publication.

CEC Chairman Mazahir Panahov

CEC Secretary Arifa Mukhtarova

CEC Secretary Mikayil Rahimov

