

DECISION

of the Central Election Commission of the Republic of Azerbaijan on consideration of the appeal # 20 submitted to the Central Election Commission on August 9, 2024 in the early Elections to the Milli Majlis of the Republic of Azerbaijan on September 1, 2024

In his written apply addressed to the Central Election Commission (hereinafter – Central Election Commission) on August 9, 2024, Osman Alishirin Kazimov, nominated by Musavat Party on Fuzuli Con.EC # 84 in the early Elections to the Milli Majlis of the Republic of Azerbaijan appointed to September 1, 2024 challenged the decision # 23/56, dated August 7, 2024 of Con.EC on refusal to register his candidacy and was requested to cancel that decision and make a decision to register the candidacy.

The appeal 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 reviewed by a member of the Expert Group under CEC.

The applicant was contacted in connection with the investigation, was told to participate in the investigation and the session, and was told that he had other rights, and that his participation in the session was ensured.

O.A.Kazimov was nominated by Musavat Party on Fuzuli Con.EC # 84 in the early Elections to the Milli Majlis of the Republic of Azerbaijan appointed to September 1, 2024 and verified by the Con.EC decision # 13/31 dated 22 July 2024.

The candidate O.A.Kazimov submitted the signature sheets and other election documents attached to the election commission on July 31, 2024.

The constituency election commission refused from registering O.A.Kazimov as a candidate by the decision # 23/56 dated 7 August 2024 and justified its decision to refuse the registration of the candidate with the fact that the information about the property of land with 0,07 ha located in Masazir district of Absheron region which belonged to him based on the right to special property had not been correctly indicated in the relevant election document.

The documents for registration of candidacy by candidate O.A.Kazimov related to research by requesting submitted from the constituency election commission to the Working Group operating under the Central Election Commission for verification. It was determined upon the investigation that O.A.Kazimov had not provided correct information to the Con.EC in regard with the above-mentioned property which belonged to him based on the right to special property.

In accordance with Article 58.3 of the Election Code, the information on the property which belongs to the candidate based on the right to special property (on the right to common property, as well) shall be submitted as implied in the Appendix # 5 made to the Code.

Pursuant to Article 60.2.3 of the Election Code, if the candidate fails to submit the information correctly, then his candidacy shall be refused to be registered.

Therewith, the claims that O.A.Kazimov had not been informed in time to correct the shortcomings and the document had not been considered which contained the correct information were not justified.

Thus, the application shall not be implemented as to groundlessness; decision # 23/56 dated August 7, 2024 of Fuzuli Con.EC # 84 on refusal to register the candidate shall be remained in force without making amendments.

Taking the above mentioned as a basis pursuant to 19.4, 28.2, 58, 59, 60, 112, 112-1 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 # 20 submitted August 9, 2024 by Osman Alishirin Kazimov, nominated by Musavat Party on Fuzuli Con.EC # 84 in the early Elections to the Milli Majlis of the Republic of Azerbaijan, appointed to September 1, 2024 shall not be implemented as to groundlessness and the decision # 23/56 dated August 7, 2024 of Fuzuli Con.EC # 84 on refusal to register the candidate shall be remained in force without making amendments.
2. The decision shall be enforced upon its publication.

CEC Chairman Mazahir Panahov

CEC Secretary Arifa Mukhtarova

CEC Secretary Mikayil Rahimov