

DECISION

of the Central Election Commission on consideration of an appeal # 406 of January 05, 2010 submitted by the citizen Tofiq Verga oghlu Zeynalov, appeal # 407 of January 05, 2010 submitted by candidate to municipality membership Khasay Sefer oghlu Farzullayev, appeal # 410 of January 05, 2010 submitted by candidate to municipality membership Oruj Elman oghlu Veliyev and others, appeal # 411 of January 05, 2010 submitted by candidate to municipality membership Ali Binnat oghlu Bayramov and others, appeal # 415 of January 05, 2010 submitted by citizen Mammad Aliagha oghlu Gurbanov, appeal # 419 of January 05, 2010 submitted by candidates to municipality membership Rovshan Demirov and others, appeal # 423 of January 05, 2010 submitted by candidate to municipality membership Imran Shahbaz oghlu Azizov and others, appeal # 427 of January 05, 2010 submitted by citizen Ilyas Aghasef oghlu Amiraslanov, appeal # 431 of January 05, 2010 submitted by candidate to municipality membership Khalid Saday oghlu Farajov, appeal # 432 of January 05, 2010 submitted by candidate to municipality membership Elman Abish oghlu Niyazov, appeal # 439 of January 05, 2010 submitted by citizen Kamal Ibish oghlu Baghirov, appeal # 443 of January 05, 2010 submitted by citizen Alikram Yaver oghlu Heshimov and others, appeal # 447 of January 05, 2010 submitted by citizen Edalet Aghahuseyn oghlu Ehmedov and others, appeal # 448 of January 05, 2010 submitted by candidate to municipality membership Absalam Salam oghlu Taghiyev and others, appeal # 451 of January 05, 2010 submitted by candidate to municipality membership Tariel Adishirin oghlu Shirinli, appeal # 455 of January 05, 2010 submitted by candidate to municipality membership Efgan Eybulla oghlu Yusifov and others, appeal # 456 of January 05, 2010 submitted by citizen Mehemed Esger oghlu Hesenov and others, appeal # 459 of January 05, 2010 submitted by citizen Erestun Israyil oghlu Huseynov, appeal # 463 of January 05, 2010 submitted by candidate to municipality membership Sekhavet Amir oghlu Abbasov, appeal # 466 of January 05, 2010 submitted by candidate to municipality membership Nadir Musa oghlu Zeynalov and others, appeal # 471 of January 05, 2010 submitted by candidate to municipality membership Kamran Erestun oghlu Tapdigov and others, appeal # 475 of January, 2010 submitted by candidate to municipality membership Mefkure Abdulla gizi Mustafayeva, appeal # 479 of January 05, 2010 submitted by citizen Natig Gara oghlu Huseynov and others, appeal # 483 of January 05, 2010 submitted by citizen Dilen Movsum oghlu Ismayilov, appeal # 486 of January 05, 2010 submitted by citizen Vidadi Eyyub oghlu Hesenov, appeal # 487 of January 05, 2010 submitted by candidate to municipality membership Akif Penah oghlu Guliyev, appeal # 490 of January 05, 2010 submitted by citizen Khalig Ismayilov and others, appeal # 491 of January 05, 2010 submitted by candidate to municipality membership Zabit Seyid oghlu Seyidov and others, appeal # 495 of January 05, 2010 submitted by citizen Elman Bahatur oghlu Huseynov and others, appeal # 499 of January 05, 2010 submitted by citizen Saleh Ahmad oghlu Zeynalov, appeal # 503 of January 05, 2010 submitted by candidate to municipality membership Vusal Nizami oghlu Salimov, appeal # 510 of January 05, 2010 submitted by candidate to municipality membership Khanbala Jumshud oghlu Talibov and others, appeal # 511 of January 05, 2010 submitted by citizen Ruhyye Ramiz gizi Azizova and others, appeal # 531 of January 06, 2010 submitted by citizen Mahal Bakhtiyar oghlu Gurbanov, appeal # 532 of January 06, 2010 submitted by citizen Asif Abbasov and others, appeal # 533 of January 06, 2010 submitted by citizen Namig Sadyar oghlu Hasanov, appeal # 534 of January 06, 2010 submitted by citizen Ildirim Kamil oghlu Nazarov, appeal # 536 of January 06, 2010 submitted by candidate to municipality membership Idar

Ziyaddin oghlu Subhanverdiyev, appeal # 540 of January 06, 2010 submitted by citizen Shikhzada Ibrahim oghlu Idrisov, appeal # 541 of January 06, 2010 submitted by citizen Rollan Jafar oghlu Mammadguliyev and others, appeal # 542 of January 06, 2010 submitted by candidate to municipality membership Mirjafar Sabir oghlu Aliyev, appeal # 543 of January 06, 2010 submitted by citizen Mehman Ismayilov and others, appeal # 545 of January 06, 2010 submitted by citizen Aliyeylag Piri oghlu Isifov, appeal # 547 of January 06, 2010 submitted by citizen Yaver Khalil oghlu Tahmazov and others, appeal # 549 of January 06, 2010 submitted by candidate to municipality membership Asef Mammadov and others, appeal # 551 of January 06, 2010 submitted by candidate to municipality membership Ilgar Alyar oghlu Mustafayev, appeal # 553 of January 06, 2010 submitted by candidate to municipality membership Vagif Serxosh oghlu Khaligov and others, appeal # 555 of January 06, 2010 submitted by citizen Anvar Khalil oghlu Tahmazov and others, appeal # 589 of January 06, 2010 submitted by citizen Rovshan Akif oghlu Naghiyev and others in Municipal Elections conducted on December 23, 2009

With regard to Municipal Elections conducted on 23 December 2009, on January 05, 2010 submitted by the citizen Tofiq Verga oghlu Zeynalov, on January 05, 2010 submitted by candidate to municipality membership Khasay Sefer oghlu Farzullayev, on January 05, 2010 submitted by candidate to municipality membership Oruj Elman oghlu Veliyev and others, on January 05, 2010 submitted by candidate to municipality membership Ali Binnat oghlu Bayramov and others, on January 05, 2010 submitted by citizen Mammad Aliagha oghlu Gurbanov, on January 05, 2010 submitted by candidates to municipality membership Rovshan Demirov and others, on January 05, 2010 submitted by candidate to municipality membership Imran Shahbaz oghlu Azizov and others, on January 05, 2010 submitted by citizen Ilyas Aghasef oghlu Amiraslanov, on January 05, 2010 submitted by candidate to municipality membership Khalid Saday oghlu Farajov, on January 05, 2010 submitted by candidate to municipality membership Elman Abish oghlu Niyazov, on January 05, 2010 submitted by citizen Kamal Ibish oghlu Baghirov, on January 05, 2010 submitted by citizen Alikram Yaver oghlu Heshimov and others, on January 05, 2010 submitted by citizen Edalet Aghahuseyn oghlu Ehmedov and others, on January 05, 2010 submitted by candidate to municipality membership Absalam Salam oghlu Taghiyev and others, on January 05, 2010 submitted by candidate to municipality membership Tariel Adishirin oghlu Shirinli, on January 05, 2010 submitted by candidate to municipality membership Efgan Eybulla oghlu Yusifov and others, on January 05, 2010 submitted by citizen Mehmed Esger oghlu Hesenov and others, on January 05, 2010 submitted by citizen Erestun Israyil oghlu Huseynov, on January 05, 2010 submitted by candidate to municipality membership Sekhavet Amir oghlu Abbasov, on January 05, 2010 submitted by candidate to municipality membership Nadir Musa oghlu Zeynalov and others, on January 05, 2010 submitted by candidate to municipality membership Kamran Erestun oghlu Tapdigov and others, on January, 2010 submitted by candidate to municipality membership Mefkure Abdulla gizi Mustafayeva, on January 05, 2010 submitted by citizen Natig Gara oghlu Huseynov and others, on January 05, 2010 submitted by citizen Dilen Movsum oghlu Ismayilov, on January 05, 2010 submitted by citizen Vidadi Eyyub oghlu Hesenov, on January 05, 2010 submitted by candidate to municipality membership Akif Penah oghlu Guliyev, on January 05, 2010 submitted by citizen Khalig Ismayilov and others, on January 05, 2010 submitted by candidate to municipality membership Zabit Seyid oghlu Seyidov and others, on January 05, 2010 submitted by citizen Elman Bahatur oghlu Huseynov and others, on January 05, 2010 submitted by citizen Saleh Ahmad oghlu Zeynalov, on January 05, 2010 submitted by candidate to municipality membership Vusal Nizami oghlu Salimov, on January 05, 2010 submitted by candidate to municipality membership Khanbala Jumshud oghlu Talibov and

others, on January 05, 2010 submitted by citizen Ruhiyye Ramiz gizi Azizova and others, on January 06, 2010 submitted by citizen Mahal Bakhtiyar oghlu Gurbanov, on January 06, 2010 submitted by citizen Asif Abbasov and others, on January 06, 2010 submitted by citizen Namig Sadyar oghlu Hasanov, on January 06, 2010 submitted by citizen Ildirim Kamil oghlu Nazarov, on January 06, 2010 submitted by candidate to municipality membership Idar Ziyaddin oghlu Subhanverdiyev, on January 06, 2010 submitted by citizen Shikhzada Ibrahim oghlu Idrisov, on January 06, 2010 submitted by citizen Rollan Jafar oghlu Mammadgulyev and others, on January 06, 2010 submitted by candidate to municipality membership Mirjafar Sabir oghlu Aliyev, on January 06, 2010 submitted by citizen Mehman Ismayilov and others, on January 06, 2010 submitted by citizen Aliyeylag Piri oghlu Isifov, on January 06, 2010 submitted by citizen Yaver Khalil oghlu Tahmazov and others, on January 06, 2010 submitted by candidate to municipality membership Asef Mammadov and others, on January 06, 2010 submitted by candidate to municipality membership Ilgar Alyar oghlu Mustafayev, on January 06, 2010 submitted by candidate to municipality membership Vagif Serxosh oghlu Khaligov and others, on January 06, 2010 submitted by citizen Anvar Khalil oghlu Tahmazov and others, on January 06, 2010 submitted by citizen Rovshan Akif oghlu Naghiyev and others in Municipal Elections conducted on December 23, 2009 applied to Central Election Commission of the Republic of Azerbaijan with written apply and informed on some law violations committed in several constituencies during the election process and asked for taking relevant activities implied by law.

As the appeals correspond to the requirements of Articles 112 and 112-1 of Election Code of the Republic of Azerbaijan and Instruction “on rules for filing and processing of complaints and appeals on the violation of election rights by the Central Election Commission of the Republic of Azerbaijan and constituency election commissions”, members of the Expert Group, established within the Central Election Commission, investigated the appeals and made appropriate opinions which were considered at the session of the Central Election Commission.

The received appeals were considered and it was determined from the date of their submission that the complaints were provided by missing the deadline implied by election legislation and therefore the members of Expert Group came to the opinion on returning back the complaints.

Thus, pursuant to item 7.1 of the above-mentioned Instruction, after registering the complaint by election commissions and submitting to an expert for the consideration, this complaint shall be primarily considered by the expert. Then if the expert finds out that if the complaint has been entered by violating Election Code and the rules defined by this Instruction, he/she shall provide opinion on sending the complaint back to the person who had submitted it by informing the group on this.

Pursuant to Article 112.1 of Election Code of the Republic of Azerbaijan and item # 4.1.2 of Instruction “on rules for filing and processing of complaints and appeals on the violation of election rights by the Central Election Commission of the Republic of Azerbaijan and constituency election commissions”, election subjects may complain of the actions (inactions) violating election rights of citizens within 3 days after the day of publication or receive of this decision, commitment of the action (inaction) or informing the interested person on this.

Therefore, as not any complaint on the asserted law violations was submitted in the manner and period defined by legislation, the appeals shall be sent back on determination without having been investigated.

Based on the statements mentioned above and in accordance with Articles 19.4, 28.2, 112 and 112-1 of Election Code of the Republic of Azerbaijan and provisions 1.1, 4.1.2 and 7.1 of the Instruction “on rules for filing and processing of complaints and appeals on the violation of election rights by the Central Election Commission of the

Republic of Azerbaijan and constituency election commissions”, the Central Election Commission of the Republic of Azerbaijan **decides:**

1. As the deadline defined by legislation for submitting complaints has been missed, an appeal # 406 of January 05, 2010 submitted by the citizen Tofiq Verga oghlu Zeynalov, appeal # 407 of January 05, 2010 submitted by candidate to municipality membership Khasay Sefer oghlu Farzullayev, appeal # 410 of January 05, 2010 submitted by candidate to municipality membership Oruj Elman oghlu Veliyev and others, appeal # 411 of January 05, 2010 submitted by candidate to municipality membership Ali Binnat oghlu Bayramov and others, appeal # 415 of January 05, 2010 submitted by citizen Mammad Aliagha oghlu Gurbanov, appeal # 419 of January 05, 2010 submitted by candidates to municipality membership Rovshan Demirov and others, appeal # 423 of January 05, 2010 submitted by candidate to municipality membership Imran Shahbaz oghlu Azizov and others, appeal # 427 of January 05, 2010 submitted by citizen Ilyas Aghasef oghlu Amiraslanov, appeal # 431 of January 05, 2010 submitted by candidate to municipality membership Khalid Saday oghlu Farajov, appeal # 432 of January 05, 2010 submitted by candidate to municipality membership Elman Abish oghlu Niyazov, appeal # 439 of January 05, 2010 submitted by citizen Kamal Ibish oghlu Baghirov, appeal # 443 of January 05, 2010 submitted by citizen Alikram Yaver oghlu Heshimov and others, appeal # 447 of January 05, 2010 submitted by citizen Edalet Aghahuseyn oghlu Ehmedov and others, appeal # 448 of January 05, 2010 submitted by candidate to municipality membership Absalam Salam oghlu Taghiyev and others, appeal # 451 of January 05, 2010 submitted by candidate to municipality membership Tariel Adishirin oghlu Shirinli, appeal # 455 of January 05, 2010 submitted by candidate to municipality membership Efgan Eybulla oghlu Yusifov and others, appeal # 456 of January 05, 2010 submitted by citizen Mehemmed Esger oghlu Hesenov and others, appeal # 459 of January 05, 2010 submitted by citizen Erestun Israyil oghlu Huseynov, appeal # 463 of January 05, 2010 submitted by candidate to municipality membership Sekhavet Amir oghlu Abbasov, appeal # 466 of January 05, 2010 submitted by candidate to municipality membership Nadir Musa oghlu Zeynalov and others, appeal # 471 of January 05, 2010 submitted by candidate to municipality membership Kamran Erestun oghlu Tapdigov and others, appeal # 475 of January, 2010 submitted by candidate to municipality membership Mefkure Abdulla gizi Mustafayeva, appeal # 479 of January 05, 2010 submitted by citizen Natig Gara oghlu Huseynov and others, appeal # 483 of January 05, 2010 submitted by citizen Dilen Movsum oghlu Ismayilov, appeal # 486 of January 05, 2010 submitted by citizen Vidadi Eyyub oghlu Hesenov, appeal # 487 of January 05, 2010 submitted by candidate to municipality membership Akif Penah oghlu Guliyev, appeal # 490 of January 05, 2010 submitted by citizen Khalig Ismayilov and others, appeal # 491 of January 05, 2010 submitted by candidate to municipality membership Zabit Seyid oghlu Seyidov and others, appeal # 495 of January 05, 2010 submitted by citizen Elman Bahatur oghlu Huseynov and others, appeal # 499 of January 05, 2010 submitted by citizen Saleh Ahmad oghlu Zeynalov, appeal # 503 of January 05, 2010 submitted by candidate to municipality membership Vusal Nizami oghlu Salimov, appeal # 510 of January 05, 2010 submitted by candidate to municipality membership Khanbala Jumshud oghlu Talibov and others, appeal # 511 of January 05, 2010 submitted by citizen Ruhiyye Ramiz gizi Azizova and others, appeal # 531 of January 06, 2010 submitted by citizen Mahal Bakhtiyar oghlu Gurbanov, appeal # 532 of January 06, 2010 submitted by citizen Asif Abbasov and others, appeal # 533 of January 06, 2010 submitted by citizen Namig Sadyar oghlu Hasanov, appeal # 534 of January 06, 2010 submitted by citizen Ildirim Kamil oghlu Nazarov, appeal # 536 of January 06, 2010 submitted by candidate to municipality membership Idar Ziyaddin oghlu Subhanverdiyev, appeal # 540 of January 06, 2010 submitted by citizen Shikhzada Ibrahim oghlu Idrisov, appeal # 541 of January 06, 2010 submitted by citizen Rollan Jafar oghlu Mammadguliyev and others, appeal # 542 of January 06, 2010 submitted by candidate to municipality membership

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2. The decision comes into force from the day of its publication.

Chairman	Mazahir Panahov
Secretary	Natiq Mammadov
Members	Fuad Javadov
	Ramiz Ibrahimov
	Valida Kazimova
	Qabil Orujov
	Tofiq Qasanov
	Ilham Mammadov
	Nizami Nadirov
	Azer Tagiyev
	Rovshan Ismayilov
	Almas Gahramanli
	Oktay Humbatli