

On approval of the "Rules for submission of financial information by officials"

LAW OF THE REPUBLIC OF AZERBAIJAN

The Milli Majlis of the Republic of Azerbaijan **resolves:**

1. To approve "Rules of representation of financial information by officials" (is applied).
2. This Law shall enter into force on the day of its publication.

Ilham Aliyev,
President of the Republic of Azerbaijan

Baku, June 24, 2005
945-IIQ

Of the Republic of Azerbaijan 2005 24
by Law No. 945-IIQ of June
APPROVED

Submission of financial information by officials

RULES

Article 1 . General Provisions

These Rules determine the form of submission of financial information provided for in Article 5.1 of the Law of the Republic of Azerbaijan "On Combating Corruption", officials providing financial information, bodies receiving this information and rules for verification of such information.

Article 2 . Officials providing financial information

2.1. These Rules shall apply to the officials specified in Articles 2.1.1-2.1.4, 2.1.6 and 2.1.7 of the Law of the Republic of Azerbaijan "On Combating Corruption". 2.2. Law of the Republic of Azerbaijan "On Combating Corruption"

Submission of financial information by the persons specified in Article 2.1.5 is regulated by the Election Code of the Azerbaijan Republic.

Article 3 . Bodies receiving financial information

3.1. The following officials shall submit financial information to the Anti-Corruption Commission of the Republic of Azerbaijan (hereinafter referred to as the Commission): [u](#)

President of the Republic of Azerbaijan, Chairman of the Milli Majlis of the Republic of Azerbaijan and his deputies, Prime Minister of the Republic of Azerbaijan and his deputies, Administration of the President of the Republic of Azerbaijan, Office of the Milli Majlis of the Republic of Azerbaijan, Office of the Chamber of Accounts, Office of the Constitutional Court Office of the Cabinet of Ministers of the Republic of Azerbaijan, Office of the Supreme Assembly of the Nakhchivan Autonomous Republic, Office of the Judicial-Legal Council, Office of the Commissioner for Human Rights (Ombudsman) of the Republic of Azerbaijanheads, heads

of central executive bodies of the Azerbaijan Republic, their deputies and persons equated to them, persons holding administrative positions provided for in Article 11.1.2 of the Law of the Azerbaijan Republic "On Civil Service", Article 2 of Article 11.1.3 persons holding the positions of deputy heads of state bodies and heads of divisions, as well as persons holding positions of heads of state bodies of the 5th category provided for in Article 11.1.4 and their equivalents, Chairman of the Supreme Assembly of the Nakhchivan Autonomous Republic and his deputies, The Prime Minister of the Nakhchivan Autonomous Republic and his deputies, heads of the central executive bodies of the Nakhchivan Autonomous Republic and their deputies, heads of local executive authorities, judges of courts of the Azerbaijan Republic, the Prosecutor General of the Azerbaijan Republic and his deputies, city, district and military prosecutors, the Commissioner for Human Rights (Ombudsman), the Republic of Azerbaijan Chairmen and their deputies of the Central Bank, Chamber of Accounts, Central Election Commission, *head and deputies of the financial monitoring body, Chairman of the National Television and Radio Council, Director General and his deputies, Ambassadors Extraordinary and Plenipotentiary of the Republic of Azerbaijan, international organizations Permanent representatives, consuls general, heads of state higher education institutions, heads of economic entities in which the state has a controlling stake, as well as heads of territorial and specialized bodies of state administrations, enterprises, organizations and central executive bodies determined by the Commission.* [12](#)

3.2. Deputies of the Milli Majlis of the Azerbaijan Republic, members of the Chamber of Accounts of the Azerbaijan Republic submit financial information to the body determined by the Milli Majlis of the Azerbaijan Republic. [13](#)

3.3. Deputies of the Supreme Assembly of the Nakhchivan Autonomous Republic shall submit financial information to the body determined by the Supreme Assembly of the Nakhchivan Autonomous Republic.

3.4. Persons elected to local self-government bodies shall submit financial information to the relevant executive authority, and persons performing organizational-administrative or administrative-economic functions in local self-government bodies to the local self-government body.

3.5. Other officials shall submit financial information to the financial (accounting) institution designated by the head of the public body they serve.

Article 4 . Declaration of financial information

4.1. Financial information is presented in the form of a declaration.

The form of the declaration and the rules for its submission shall be determined by the relevant executive authority, taking into account the proposals of the Commission.

4.2. Officials shall prepare a declaration in writing and shall be personally responsible for the accuracy and completeness of the information provided in the declaration.

4.3. The declaration cannot be withdrawn after it is submitted by the officials.

4.4. The bodies receiving the financial information shall submit to the officials a document on the acceptance of the declaration.

Article 5 . The content of the declaration

5.1. The declaration contains information provided for in Article 5.1 of the Law of the Republic of Azerbaijan "On Combating Corruption".

5.2. The information specified in Article 5.1 of the Law of the Republic of Azerbaijan "On Combating Corruption" also includes information on property, financial and property obligations of family members of officials (husband or wife and their parents and children living with them).

5.3. After submitting the declaration, the officials shall add to the declaration to be submitted the information on the property to be declared, which they have acquired and subsequently alienated.

Article 6 Deadlines for submission of financial information

6.1. The declaration is submitted annually from January 1 to January 30.

6.2. Officials shall submit a declaration within 30 days from the day of taking office.

6.3. Officials do not submit a new declaration if they have submitted a declaration during the year in connection with the performance of another position.

6.4. Officials shall submit a declaration within the period specified in Article 6.1 of these Rules within one year after their dismissal or termination of their powers, as well as retirement.

6.5. Officials shall be held liable in accordance with the legislation of the Azerbaijan Republic if they fail to submit the declaration on time due to unjustified reasons or intentionally submit it in incomplete or distorted form.

6.6. Officials shall be held liable in accordance with the legislation of the Azerbaijan Republic if they fail to submit the declaration on time or submit it in an incomplete or distorted form without good reason after their dismissal or termination of their powers, as well as after retirement.

Article 7 . Control over the submission of financial information

7.1. Control over the submission of financial information shall be exercised by the bodies receiving the information.

7.2. Officials shall be notified in writing of the requirements provided for in Article 5.1 of the Law of the Republic of Azerbaijan "On Combating Corruption" and these Rules and the legal consequences of non-compliance with these requirements within 15 days from the date of taking office.

7.3. Control over the receipt of financial information by persons whose candidacy for elected positions in the state bodies of the Azerbaijan Republic has been registered in accordance with the law shall be exercised in accordance with the Election Code of the Azerbaijan Republic.

Article 8 . Verification of financial information

8.1. When receiving financial information, the receiving authorities shall determine whether the declaration has been properly prepared.

8.2. Bodies receiving financial information may conduct a preliminary investigation on the information provided in the declaration. During the preliminary investigation, the accuracy and completeness of the information provided in the declaration, the differences between the last submitted declaration and the financial information provided in the previously submitted declarations shall be determined.

8.3. During the preliminary investigation, the bodies receiving the financial information may receive oral or written explanations from the official regarding the information specified in the declaration. Explanations obtained during the preliminary investigation shall be attached to the declaration.

8.4. The official has the right to get acquainted with the results of the inspection and give written explanations.

8.5. The bodies receiving the financial information shall send the materials to the relevant state body for taking measures in case of detection of violations during the preliminary investigation.

Article 9 Protection of financial information

9.1. Financial information provided by an official is considered a secret of private life.

9.2. Bodies receiving financial information shall ensure the confidentiality of such information. Such information may be requested from these bodies by the Commission, by reasoned decisions of the Prosecutor General of the Republic of Azerbaijan or courts in connection with corruption offenses.

9.3. Illegal collection or dissemination of financial information provided by officials shall be subject to criminal liability in accordance with the procedure established by law.

Article 10 . Liability for violation of these Rules

Violation of these Rules entails criminal, administrative or disciplinary liability in accordance with the legislation of the Republic of Azerbaijan.

Article 11 Transition provisions

After approval of the form of the declaration provided for in Article 4.1 of these Rules, officials must submit the declaration within four months.

LIST OF USED SOURCE DOCUMENTS

1. According to the Law of the Republic of Azerbaijan No. 93-IIIQD of April 7, 2006 (**Collection of Legislation of the Republic of Azerbaijan, 2006, № 4, Article 316**)
2. Law of the Republic of Azerbaijan No. 420-IIIQD of October 1, 2007 (**Collection of Legislation of the Republic of Azerbaijan, 2007, № 10, Article 934**)
3. Law of the Republic of Azerbaijan IIIQD of June 13, 2008 ("Azerbaijan" newspaper, August 27, 2008, № 190, **Collection of Legislation of the Republic of Azerbaijan, 2008, № 8, Article 699**)
4. Law of the Republic of Azerbaijan No. 945 -IIIQD of February 1, 2010 ("Azerbaijan" newspaper , March 18, 2010, № 61, **Collection of Legislation of the Republic of Azerbaijan, 2010, № 3, Article 166**)
5. Law of the Republic of Azerbaijan No. 972-IIIQD of March 5, 2010 ("Azerbaijan" newspaper, April 17, 2010 , № 81, **Collection of Legislation of the Republic of Azerbaijan, 2010, № 04, Article 276**)
6. Law of the Republic of Azerbaijan No. 993-IIIQD of April 20, 2010 ("Azerbaijan" newspaper, May 26, 2010 , № 113, **Collection of Legislation of the Republic of Azerbaijan, 2010, № 5, Article 381**)
7. Law of the Republic of Azerbaijan [No. 1444 -VOD of December 28, 2018](#) ("Azerbaijan" newspaper, February 9, 2019, № 32, **Collection of Legislation of the Republic of Azerbaijan, 2019, № 01, Article 50**)

LIST OF CHANGES AND ADDITIONS TO THE LAW

^[1]Law of the Republic of Azerbaijan No. 420-IIIQD of October 1, 2007 (Collection of Legislation of the Republic of Azerbaijan, 2007, № 10, Article 934) words "to Commission under the Civil Service Management Council" were replaced by the words "to the Anti-Corruption Commission of the Republic of Azerbaijan"

^[2]In accordance with the Law of the Republic of Azerbaijan No. 93-IIIQD April 7, 2006 Collection of Legislation of the Republic of Azerbaijan, 2006, № 4, Article 316), the second paragraph of Article 3.1 then the words ", Office of the Judicial-Legal Council" were added.

Law of the Republic of Azerbaijan No. 945 - IIIQD of February 1, 2010 ("Azerbaijan" newspaper , March 18, 2010, № 61, Collection of Legislation of the Republic of Azerbaijan, 2010, № 3, Article 166) In the second paragraph of Article 3.1 of the "Rules for submission of financial information", the words " National Bank " were replaced by the words " Central Bank ", after the words " Chairmen of the Central Election Commission and their deputies " , Director of the Financial Monitoring Service under the Central Bank of Azerbaijan and his deputy . "

Approved by the Law of the Republic of Azerbaijan No. 972-IIIQD of March 5, 2010 ("Azerbaijan" newspaper, April 17, 2010 , № 81, Collection of Legislation of the Republic of Azerbaijan, 2010, № 04, Article 276) " In the second paragraph of Article 3.1 of the "Rules for submission of financial information by officials", the words " Executive Office " were replaced with the words " Administration " , the words " Board of the National Bank " were replaced with the words " Central Bank " .

Approved by the Law of the Republic of Azerbaijan No. 993-IIIQD of April 20, 2010 ("Azerbaijan" newspaper, May 26, 2010 , № 113, Collection of Legislation of the Republic of Azerbaijan, 2010, № 5, Article 381) In the second paragraph of Article 3.1 of the "Rules for submission of financial information by officials" after the words " Office of the Milli Majlis of the Republic of Azerbaijan " , the words " Office of the Chamber of Accounts of the Republic of Azerbaijan " , after the words " Office of the Supreme Court of the Republic of Azerbaijan " The words " Office of the Cabinet of Ministers of the Republic of Azerbaijan, Office of the Supreme Assembly of the Nakhchivan Autonomous Republic " , "Office of the Commissioner for Human Rights (Ombudsman) of the Republic of Azerbaijan " were added after the words " Office of the Judicial-Legal Council " .

Law of the Republic of Azerbaijan [No. 1444 -VQD of December 28, 2018](#) (" Azerbaijan" newspaper, February 9, 2019, № 32, Collection of Legislation of the Republic of Azerbaijan, 2019, № 01, Article 50) In the second paragraph of Article 3.1 of the " Rules for submission of financial information by

^[3]Law of the Republic of Azerbaijan 649IIIQD of June 13, 2008 ("Azerbaijan" newspaper, August 27, 2008, № 190, Collection of Legislation of the Republic of Azerbaijan, 2008, № 8, Article 699) In Article 3.2 after the words "deputies of the Milli Majlis of the Republic of Azerbaijan" the " , members of the Chamber of Accounts of the Republic of Azerbaijan " shall be added.