



SECRETARIAT

31 January 2011
Synopsis AS/Jur No 2011/01

To the Members of the Committee on Legal Affairs and Human Rights

Synopsis of the meetings held in Strasbourg from 24 to 27 January 2011

The Committee on Legal Affairs and Human Rights, meeting in Strasbourg

- on **Monday 24 January 2011 at 2pm**, with Mr Franz Eduard Kühnel (Austria, EPP/CD), oldest member present, then Mr Christos Pourgourides (Cyprus, EPP/CD), in the Chair, as regards:
 - **Election of the Bureau of the Committee:** elected Mr Christos Pourgourides (Cyprus, EPP/CD) Chairperson, Mr Christoph Strässer (Germany, SOC) 1st Vice-Chairperson, Mr Serhiy Holovaty (Ukraine, ALDE) 2nd Vice-Chairperson and Mr Dmitry Vytakin (Russia, EDG) 3rd Vice-Chairperson, by acclamation;
 - with Mr Christophe Strässer in the chair, **The implementation of judgments to the European Court of Human Rights** (*Rapporteur, Mr Christos Pourgourides, Cyprus, EPP/CD*): considered and approved unanimously an addendum to the report following the Rapporteur's fact-finding visit to Turkey on 10-11 January 2011;
 - **Sub-Committee on the Election of Judges to the European Court of Human Rights:** heard a statement by the Chair, Mrs Renate Wohlwend, (Liechtenstein, EPP/DC) on the meeting held in Strasbourg on 23 January 2011;
 - **The world financial crisis: the economic collapse of Iceland** (*Rapporteur: Mr Kimmo Sasi, Finland, EPP/CD*): heard a statement by the Rapporteur who informed the Committee that the Reference for this report had now expired;
 - **The definition of political prisoners / The follow-up to the issue of political prisoners in Azerbaijan** (*Rapporteur: Mr Christoph Strässer, Germany, SOC*): heard a statement by the Rapporteur informing the Committee that until now he had not received a formal invitation to visit Azerbaijan in relation to his report; expressed the expectation of the Committee that such an invitation would be forthcoming in the near future and invited the Rapporteur to submit an information document recalling the Assembly's position with respect to the definition of political prisoners;
 - **Establishment of an independent European Commission of Inquiry into serious allegations of massive human rights violations** (*Rapporteur: Ms Marina Schuster, Germany, ALDE*): heard a statement by the Rapporteur informing the Committee of the progress of the report and authorised her to submit her conclusions in the form of a proposal to be included in the Committee's contribution in the framework of the consultation on the reform of the Assembly;

- on **Tuesday 25 January 2011 at 8.30am**, with Mr Christos Pourgourides in the Chair, as regards:
 - ***Urgent debate: The situation in Belarus in the aftermath of the presidential election:*** appointed Mr Christos Pourgourides (Cyprus, EPP/CD) Rapporteur for opinion;
 - ***Inhuman treatment of people and illicit trafficking in human organs in Kosovo¹*** (*Rapporteur: Mr Dick Marty, Switzerland, ALDE*): took position on the amendments to the draft resolution;
 - ***Appointment of representatives of the Committee:*** proposed the following nominations to the Bureau for 2011:
 - **European Commission for Democracy through Law ("Venice Commission"):**
Mr Serhiy Holovaty (Ukraine, ALDE)
Mr Christos Pourgourides (Cyprus, EPP/CD), alternate
 - **Council for Democratic Elections (of the Venice Commission):**
Mr Andreas Gross (Switzerland, SOC)
Ms Marietta de Pourbaix-Lundin (Sweden, EPP/CD), alternate
 - **European Commission against Racism and Intolerance (ECRI):**
...
Mr György Frunda (Romania, EPP/CD), alternate
 - **Group of States against Corruption (GRECO):**
Mr Kimmo Sasi (Finland, EPP/CD)
Mrs Lolita CIGANE, (Latvia, NR), alternate
 - **European Commission for the Efficiency of Justice (CEPEJ):**
Mr Arcadio Diaz Tejera (Spain, SOC)
Mrs Marina Schuster (Germany, ALDE), alternate
 - ***Appointment of rapporteurs:***

Reaffirming the universal nature of human rights (for opinion): appointed Mr Egidijus Vareikis, (Lithuania, EPP/CD) Rapporteur;
 - ***Participation of members in conferences, meetings and seminars:***
 - The European Commission for Democracy through Law ("Venice Commission") (Venice 15-16 October 2010 and Venice 17-18 December 2010) : heard an account of the proceedings from Mr Serhiy Holovaty (Ukraine, EPP/CD)
 - Committee of Ministers – GT Suivi Interlaken (Strasbourg, 15 December 2010): heard an account of the proceedings from Mrs Bemelmans-Videc (Netherlands, EPP/CD);
 - ***Work programme of the Committee: Priorities for 2011:*** approved the Committee's priorities for 2011;
- on **Wednesday 26 January 2011 at 2pm**, with Mr Christos Pourgourides in the Chair, as regards:
 - ***The protection of witnesses as a cornerstone for justice and reconciliation in the Balkans*** (*Rapporteur: Mr Jean-Charles Gardetto, Monaco EPP/CD*): took position on the amendments to the draft resolution and the draft recommendation;
 - ***The obligation of member states of the Council of Europe to co-operate in the prosecution of war crimes*** (*Rapporteur: Mr Miljenko Dorić, Croatia, ALDE*): took position on the amendments to the draft resolution and the draft recommendation;

¹ All reference to Kosovo, whether to the territory, institutions or people, in this text shall be understood in full compliance with the United Nations Security Council Resolution 1244 and without prejudice to the status of Kosovo.

- with Mr Serhiy Holovaty in the chair, ***The implementation of judgments of the European Court of Human Rights*** (*Rapporteur: Mr Christos Pourgourides, Cyprus, EPP/CD*): took position on the amendments to the draft resolution and the draft recommendation;
- with Mr Serhiy Holovaty in the chair, ***The situation in Belarus in the aftermath of the presidential election*** (*Rapporteur for opinion: Mr Christos Pourgourides, Cyprus, EPP/CD*): unanimously approved the opinion and the amendments to be tabled on behalf of the Committee;

- ***Appointment of rapporteurs:***

- *Access to Nationality*: appointed Mr Boriss Cilevičs, (Latvia, SOC), Rapporteur
- **on Thursday 27 January 2011 at 8.30am**, with Mr Holovaty in the Chair, as regards:

- ***The Sub-Committee on Human Rights***: heard a report by the Chair, Mrs Bemelmans-Videc, regarding the Sub-Committee's meeting held in Strasbourg on 25 January 2011, endorsed the proposals of the Sub-Committee concerning the lists of candidates to the European Committee for the Prevention of Torture (CPT) submitted by the parliamentary delegation of Moldova and decided to seize the Bureau concerning the current member CPT member of Luxembourg;

- ***Other business:***

- *National sovereignty and statehood in contemporary international law: the need for clarification*: agreed to declassify part of the minutes from the meeting on 16 December 2010 in Paris pertaining to the hearing and appointed Ms Marina Schuster, (Germany, ALDE) as the new rapporteur;
- *Privacy and the management of private information on the Internet and other online media*: decided to request the Bureau to be seized for opinion on the report by the Committee on Culture, Science and Education;
- *Request for an investigation to clarify the allegedly suspicious death of former President Boris Trajovski of "the former Yugoslav Republic of Macedonia"* (*Rapporteur: Andreas Gross, Switzerland, SOC*): authorised the Rapporteur to carry out a fact-finding visit to Skopje related to his report, subject to availability of funds;
- ***Hearing: Strengthening torture prevention mechanisms in Europe*** (*Rapporteur: Mr Jean-Charles Gardetto, EPP/CD*) : held a hearing with the participation of :

Ms Silvia Casale, former Chairperson of the CPT and former Chairperson of the UN Sub-Committee on Prevention of Torture (SPT), United Kingdom

Ms Renate Kicker, former Vice-President of the CPT, Professor at Graz University, Austria

Mr Andres Lehtmets, former Vice-President of the CPT, Psychiatrist, Estonia.

- ***Next meetings:***

Plenary Committee:

- Paris, Tuesday 8 March 2011 at 9 h (Council of Europe Office)
- Strasbourg, during the Assembly's 2nd part-session of 2011 (11-14 April 2011)

Sub-Committee on the Election of Judges to the European Court of Human Rights:

- Paris, Monday 7 March 2011 (Council of Europe Office, Paris)

The **Sub-Committee on the Election of Judges to the European Court of Human Rights** (of the Committee on Legal Affairs and Human Rights), meeting in Strasbourg on 23 January 2011 at 16h, with Mrs Bemelmans-Videc (Netherlands, EPP/CD), in the Chair, as regards:

Hearings: held hearings with the candidates to the European Court of Human Rights in respect of Portugal and adopted its recommendations for the attention of the Bureau of the Assembly with respect to the candidates from Portugal.

The **Sub-Committee on the Election of Judges to the European Court of Human Rights** (of the Committee on Legal Affairs and Human Rights), meeting in Strasbourg on 25 January 2011 at 14h, with Mrs Bemelmans-Videc (Netherlands, EPP/CD), oldest member present, as regards:

- **Election of the Sub-Committee's Bureau:** elected Mrs Renate Wohlwend (Liechtenstein, EPP/CD) Chairperson and Mr Klaas De Vries (Netherlands, SOC) Vice-Chairperson, both by acclamation;
- **Next meeting:**
 - Paris, Monday 7 March 2011 (Council of Europe Office)

The **Sub-Committee on Rights of Minorities** (of the Committee on Legal Affairs and Human Rights), meeting in Strasbourg on 25 January 2011 at 14.10h with Mrs Bemelmans-Videc (Netherlands, EPP/CD) oldest member present, in the Chair, as regards:

- **Election of the Sub-Committee's Bureau:** ...

The **Sub-Committee on Crime Problems and the Fight against Terrorism** (of the Committee on Legal Affairs and Human Rights), meeting in Strasbourg on 25 January 2010 at 14.20h, with Mrs Bemelmans-Videc (Netherlands, EPP/CD), oldest member present, in the Chair, as regards:

- **Election of the Sub-Committee's Bureau:** elected Mr Jean-Charles Gardetto (Monaco, EPP/CD) Chairperson and Mr Tuğrul Türkeş (Turkey, EDG) Vice-Chairperson;
- **Next meeting:** left it to the Chairperson to convene the next meeting.

The **Sub-Committee on Human Rights** (of the Committee on Legal Affairs and Human Rights), meeting in Strasbourg on 25 January 2010 at 14.30h, with Mr Franz Eduard Kühnel (Austria, EPP/CD), oldest member present, and then Mrs Bemelmans-Videc as elected Chairperson, in the Chair, as regards:

- **Election of the Sub-Committee's Bureau:** elected Mrs Marie-Louise Bemelmans-Videc (Netherlands, EPP/CD) Chairperson, and Mr Arcadio Díaz Tejera (Spain, SOC) Vice-Chairperson;
- **European Committee for the Prevention of Torture (CPT):** considered and approved its recommendation for the list of candidates to the CPT in respect of Moldova and decided to ask the Committee on Legal Affairs and Human Rights to seize the Bureau concerning the current CPT member of Luxembourg;
- **Next meeting:** left it to the Chairperson to convene the next meeting.

Andrew Drzemczewski, Günter Schirmer, Agnieszka Szklanna, Roland Klages

Secretaries of National Delegations to the Assembly
Secretaries of Political Groups of the Assembly
Observers to the Assembly

Secretary General of the Congress
Secretary to the Committee of Ministers
Directors General
Special Representative of the Secretary General of the Council of Europe for Organisational Development and Reform
Director of the Private Office of the Secretary General of the Council of Europe
Director of the Office of the Commissioner for Human Rights
Director of Communication

Permanent Representations to the Council of Europe

Composition of the Sub-Committees
Composition des sous-commissions

Sub-Committee on the Election of Judges to the European Court of Human Rights
Sous-commission sur l'élection des juges à la Cour européenne des droits de l'homme

Group of the European People's Party (EPP/CD) / Groupe du Parti populaire européen (PPE/DC)

Titular members / Titulaires

Mrs Marie-Louise BEMELMANS-VIDEC	Netherlands / Pays-Bas
Mr Agustín CONDE BAJÉN	Spain / Espagne
M. Jean-Charles GARDETTO	Monaco
Mr Holger HAIBACH	Germany / Allemagne
Mr Kimmo SASI	Finland / Finlande
Mrs Renate WOHLWEND, <i>Chairperson</i>	Liechtenstein

Alternates / Remplaçants

M. Roland BLUM	France
Mr Erol Aslan CEBECI	Turkey / Turquie
Mr György FRUNDA	Romania / Roumanie
M. Marco GATTI	San Marino / Saint-Marin
M. Franz Eduard KÛHNEL	Austria / Autriche
Mr Luigi VITALI	Italy / Italie

Socialist Group (SOC) / Groupe Socialiste

Titular members / Titulaires

Mr Boriss CILEVIČS	Latvia / Lettonie
Mme Lydie ERR	Luxembourg
Mrs Carina HÄGG	Sweden / Suède
M. Pietro MARCENARO	Italy / Italie
Mr Klaas De VRIES, <i>Vice-Chairperson</i>	Netherlands / Pays-Bas

Alternates / Remplaçants

Mr Arcadio DÍAZ TEJERA	Spain / Espagne
Mrs Mirjana FERIC-VAC	Croatia / Croatie
Mr Tudor PANTIRU	Romania / Roumanie
Mr Christoph STRÄSSER	Germany / Allemagne
Lord John TOMLINSON	United Kingdom / Royaume-Uni

Alliance of Liberals and Democrats for Europe (ALDE) / Alliance des Démocrates et des Libéraux pour l'Europe (ADLE)

Titular members / Titulaires

M. Dick MARTY	Switzerland / Suisse
M. Serhiy HOLOVATY	Ukraine

Alternates / Remplaçants

Mrs Marieluise BECK	Germany / Allemagne
Mrs Mailis REPS	Estonia / Estonie

European Democrat Group (EDG) / Groupe des Démocrates européens (GDE)

Titular members / Titulaires

Mr Christopher CHOPE	United Kingdom / Royaume-Uni
Mr Paata DAVITAIA	Georgia / Géorgie

Alternates / Remplaçants

Mr Alexey ALEXSANDROV	Russian Federation, Fédération de Russie
Mr Tuğrul TÛRKES	Turkey, Turquie

Group of the Unified European Left (UEL) / Groupe pour la Gauche unitaire européenne (GUE)
Titular member / Titulaire

Mr Aristophanes GEORGIU

Cyprus / Chypre

Alternate / Remplaçant

Mr Jaakko LAAKSO

Finland / Finlande

ex officio : Mr Christos POURGOURIDES

Cyprus / Chypre

Sub-Committee on Human Rights
Sous-commission des droits de l'homme

		<u>Titular member / Membre titulaire</u>		<u>Alternate member / Membre remplaçant</u>
1.	Mrs	BEMELMANS-VIDEC Marie-Louise, Chair	Netherlands/ Pays-Bas	
2.	Mr	DÍAZ TEJERA Arcadio, Vice-chair	Spain / Espagen	Mme SANÍN NARANJO Luz Elena
3.	Mr	CILEVIČS Boriss	Latvia / Lettonie	
4.	Mr	DAVIES Geraint	United Kingdom / Royaume-Uni	Mr HEALD Oliver
5.	Mme	ERR Lydie	Luxembourg	
6.	Mr	FARINA Renato	Italy / Italie	Mr FARINA Gianni
7.	Mr	FEDOROV Valeriy	Russia / Russie	
8.	Mr	FENECH ADAMI Joseph	Malta/ Malte	Mrs COLEIRO-PRECA Marie-Louise
9.	M.	GARDETTO Jean-Charles	Monaco	
10.	Mr	HAKL Karin	Austria/ Autriche	
11.	Mr	HOLOVATY Serhiy	Ukraine	
12.	Ms	HÜBINGER Anette	Germany / Allemagne	Mr HAIBACH Holger
13.	Mr	HUSEYNOV Rafael	Azerbaijan/ Azerbaïdjan	
14.	Mr	JENSEN Mogens	Denmark/ Danemark	Mr DALGAARD Per
15.	Mr	LEYDEN Terry	Ireland / Irlande	Mr O'SHEA, Brian
16.	M.	MARTY Dick	Switzerland / Suisse	Mme MAURY PASQUIER Liliane
17.	Mr	MINASHVILI Akaki	Georgia/ Géorgie	
18.	M.	NACHBAR Philippe	France	M. BLUM Roland
19.	M.	NASTASE Adrian	Romania/ Roumanie	Mr PANITRU Tudor
20.	Mrs	OHLSSON Carina	Sweden / Suède	
21.	Mrs	PAPADIMITRIOU Elsa	Greece / Grèce	Mr DENDIAS Nikolaos
22.	Mrs	POSTANJYAN Zaruhi	Armenia / Arménie	
23.	Mr	RACHOŃ Janusz	Poland / Pologne	
24.	Mr	SASI Kimmo	Finland / Finlande	
25.	Mrs	TÜRKÖNE Özlem	Turkey / Turquie	
26.	Ms	VAN VARENBERGH, Kristian	Belgium/ Belgique	M. DE GROOTE Patrick
27.	Mr	VAREIKIS Egidijus	Lithuania / Lituanie	
28.	Mrs	WOHLWEND Renate	Liechtenstein	
	Mr	POURGOURIDES Christos, <i>ex officio</i>	Cyprus / Chypre	

Sub-Committee on Crime Problems and the Fight against Terrorism
Sous-commission sur les problèmes criminels et la lutte contre le terrorisme

Titular member /
Membre titulaire

Alternate member /
Membre remplaçant

1.	M.	GARDETTO Jean-Charles, <i>Chair</i>	Monaco	M.	NOUVIAN Laurent
2.	Mr	TÜRKEŞ Tuğrul, <i>Vice-Chair</i>	Turkey / <i>Turquie</i>		
3.	Mr	ANGHEL Floin	Romania / <i>Roumanie</i>	Mr	CALIAN Petru
4.	M.	CONDE BAJÉN Agustín, <i>Vice-Chair</i>	Spain / <i>Espagne</i>	M.	DÍAZ TEJERA Arcadio
5.	Mr	CORREIA Telmo	Portugal		
6.	Mr	DALGAARD Per	Denmark		
7.	M.	DE DECKER Armand	Belgium / <i>Belgique</i>	M.	MALHOUX Philippe
8.	Mr	HAIBACH Holger	Germany / <i>Allemagne</i>		
9.	Mr	KALEMBA Stanisław	Poland / <i>Pologne</i>		
10.	Mr	KENNEDY Charles	United Kingdom / <i>Royaume-Uni</i>	Mr	GYIMAH Sam
11.	Mr	KÜHNEL Franz Eduard	Austria / <i>Autriche</i>	Mr	GRAF Martin
12.	Mr	LAAKSO Jaakko	Finland / <i>Finlande</i>		
13.	Mr	MARKOV Sergey	Russia / <i>Russie</i>		
14.	M.	MARTY Dick	Switzerland / <i>Suisse</i>	M.	MÜRI Felix
15.	Mr	MINASHVILI Akaki	Georgia / <i>Géorgie</i>		
16.	Mr	MINCHEV Krasimir	Bulgaria / <i>Bulgarie</i>		
17.	Mr	O'SHEA Brian	Ireland / <i>Irlande</i>	Mr	LEYDEN Terry
18.	Ms	PASHAYEVA Ganira	Azerbaijan / <i>Azerbaïdjan</i>		
19.	Mrs	POSTANJYAN Zaruhi	Armenia / <i>Arménie</i>		
20.	Ms	de POURBAIX-LUNDIN Marietta	Sweden / <i>Suède</i>	Mrs	ACKETOFT Tina
21.	M.	POZZO di BORGO Yves	France		
22.	Mrs	VÁHALOVÁ Dana	Czech Republic		
23.	Mr	VAKSDAL Øyvind	Norway / <i>Norvège</i>		
24.	Mr	VARVITSIOTIS Miltiadis	Greece / <i>Grèce</i>	Mr	DENDIAS Nikolaos
25.	Mr	VITALI Luigi	Italy / <i>Italie</i>	M.	VALENTINO Giuseppe
26.	Mr	De VRIES Klaas	Netherlands / <i>Pays-Bas</i>	Mr	OMTZIGT Pieter
27.	ZZ.				
28.	ZZ				

Mr POURGOURIDES Christos, *ex officio*

Cyprus/Chypre

Sub-Committee on Rights of Minorities
Sous-commission sur les droits des minorités

Titular member /
Membre titulaire

Alternate member /
Membre remplaçant

1.	Mr	CILEVIČS Boriss	Latvia / Lettonie	
2.	Mr	DE GROOTE Patrick	Belgium / Belgique	Mme VANVAERENBERGH Kristien
3.	Mr	FRUNDA György, <i>Chair</i>	Romania / Roumanie	M. IORDACHE
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5.	Mr	HÜBNER Johannes	Austria / Autriche	
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7.	Mr	JENSEN Mogens	Denmark / Danemark	
8.	Mr	KARKSKI Karol	Poland / Pologne	Mr KALEMBA Stanislaw
9.	Mrs	KONEČNÁ Katařina	Czech Republic / République tchèque	
10.	Mr	LOTMAN Aleksei	Estonia	
11.	Mr	LOUTFI Younal	Bulgaria	
12.	Mr	MALHOUX Philippe	Belgium / Belgique	M. DE DECKER Armand
13.	Mr	MARKOV Sergey	Russia / Russie	
14.	Mrs	CHARALAMBOPOULOUS George	Greece / Grèce	Mrs PAPADIMITRIOU Elsa
15.	Mr	OMTZIGT Pieter	Netherlands / Pays-Bas	Mr De VRIES Klaas
16.	Mr	ÖZDEN Yüksel	Turkey / Turquie	Mr CEBECİ Erol Aslan
17.	Mr	PFLUG Johannes	Germany / Allemagne	
18.	M.	POPESCU Ivan	Ukraine	
19.	Mrs	de POURBAIX-LUNDIN Marietta	Sweden / Suède	
20.	M.	ROUQUET René	France	
21.	M.	RUSTAMYAN Armen	Armenia / Arménie	
22.	Mr	SANTINI Giacomo	Italy / Italie	M. MARCENARO Pietro
23.	Mr	SASI Kimmo	Finland / Finlande	Mr LAAKSO Jaakko
24.	Mr	SULEYMANOV Elkhan	Azerbaijan / Azerbaïdjan	
25.	Mr	VAREIKIS Egidijus	Lithuania / Lituanie	
26.	Ms	VUČKOVIĆ Nataša	Serbia / Serbie	
27.	Mr	XUCLA i COSTA Jordi, <i>Vice-Chair</i>	Spain / Espagne	Mme BLANCO TERÁN Rosa Delia
28.	ZZ			
	Mr	POURGOURIDES Christos, <i>ex officio</i>	Cyprus / Chypre	