



Committee on Legal Affairs and Human Rights  
*Commission des questions juridiques et des droits de l'homme*

SECRETARIAT

16 March 2012  
Synopsis AS/Jur No 2012/02

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

### Synopsis of the meeting held in Paris from 12 March 2012

**The Committee on Legal Affairs and Human Rights**, meeting in Paris on 12 March 2012 with Mr Christopher Chope (*United Kingdom, EDG*) in the Chair, as regards:

- ***The inadmissibility of restrictions on freedom of movement as punishment for political positions*** (*Rapporteur: Mr Haluk Koç, Turkey, SOC*): considered and approved a draft report and adopted a draft resolution.
- ***The situation of IDPs and returnees in the North Caucasus region*** (*Rapporteur for opinion: Ms Marieluise Beck, Germany, ALDE*): considered a report tabled by the Committee on Migration, Refugees and Displaced Persons and approved the Committee's opinion including three amendments to the draft resolution ;
- ***Threats to the Rule of Law in Council of Europe member states: asserting the Parliamentary Assembly's authority*** (*Rapporteur: Ms Marieluise Beck, Germany, ALDE*) : heard a statement by the Rapporteur following her recent visit to Ukraine;
- ***Ratification of the composition of the Sub-Committees***: ratified the composition of the Sub-Committee on Human Rights, the Sub-Committee on Crime Problems and the Fight against Terrorism and the Sub-Committee on the Rule of Law (see appendix);
- ***Establishment of an ad hoc Sub-Committee to attend the Joint Committee on Human Rights Conference on "Redressing the Democratic Deficit in Human Rights", Wednesday 18 April 2012, Portcullis House, Westminster, London, United Kingdom***: agreed to establish an Ad Hoc Sub-Committee to attend this conference with the following composition : Chair: Mr Christopher Chope (United Kingdom, EDG); Mr Kimmo Sasi (Finland, EPP/CD); Mr Serhiy Holovaty (Ukraine, ALDE); Mr Tudor Panțiru (Romania, SOC). Ms Þuríður Backman (Iceland, UEL) and noted that the Bureau, at its meeting on 8 March 2012, had authorised such participation subject to the Committee's own decision to set up the ad hoc Sub-Committee;
- **Appointment of rapporteurs**
  - Evaluation of the partnership for democracy with the Parliament of Morocco (for opinion): appointed Mr Jordi Xuclà (Spain, ALDE);
  - Evaluation of the partnership for democracy with the Palestinian National Council (for opinion): appointed Ms Marina Schuster (Germany, ALDE);

- Request for partner for democracy status with the Parliamentary Assembly submitted by the Parliament of the Kyrgyz Republic (for opinion): appointed Mr Egidijus Vareikis (Lithuania, EPP/CD);
- **General Rapporteurs:** agreed on the appointment of a General Rapporteur on the Death Penalty and appointed Ms Renate Wohlwend (Liechtenstein, EPP/CD) subject to the approval by the Bureau of the draft terms of reference the Chair was invited to submit in agreement with Ms Wohlwend and subsequent ratification by the Assembly;
- **Motion transmitted for information:** took note of the motion on Vuckovar 1991-2011;
- **Promoting alternatives to imprisonment** (*Rapporteur: Ms Nataša Vučković, Serbia, SOC*): considered an introductory memorandum and authorised the rapporteur to organise a hearing with experts at a subsequent meeting (subject to the availability of funds);
- **Draft fourth additional protocol to the European Convention on Extradition (ETS No. 24)** (*Rapporteur: Mr Tudor Panțiru, Romania, SOC*): as requested by the Committee of Ministers, considered the Draft fourth additional protocol to the European Convention on Extradition (ETS No. 24) and adopted a draft opinion;
- **Intended suspension of the constitutional amendment procedure in Belgium** (*matter referred for consultation by the Bureau on 8 March 2012*) – held a discussion and decided to recommend that the Bureau ask the Venice Commission for an opinion on this subject ;
- **Exchange of views with the President of the Venice Commission, Mr Gianni Buquicchio:** held an exchange of views with the President;
- **Exchange of views with the President of GRECO, Mr Marin Mrčela:** held an exchange of views with the President;
- **Other business**
  - decided that the meeting foreseen for May would be held on 21 May 2012 in the Council of Europe Office in Paris ;
  - Revisiting the issue of political prisoners (*Rapporteur: Mr Christoph Strässer, Germany, SOC*): the Chair announced that the date for the fact-finding visit of the rapporteur to Azerbaijan had now been set in agreement between the Rapporteur and the chair of the Azerbaijani delegation for the first week of May 2012;
  - Human Rights and Family Courts (*Rapporteur: Mr Christopher Chope, United Kingdom, EDG*): authorised a hearing on the subject at the Committee's meeting in May;
  - Follow-up to the exchange of views held during the January part-session with Ms Lyubou Kavalyova, mother of the alleged terrorist Mr Vladislav Kavalyov, sentenced to death in 2011: heard a statement by Ms Marieluise Beck (Germany, ALDE).
- **Next meetings**

*Plenary Committee:*

- Strasbourg, during the Assembly's 2<sup>nd</sup> part session of 2012 (23-27 April 2012)
- Paris, 21 May 2012, 9am - 5.30pm (Council of Europe Office)
- Strasbourg, during the Assembly's 3<sup>rd</sup> part session of 2012 (25-29 June 2012)
- Paris, 6 September 2012, 9am - 5.30pm (Council of Europe Office)(to be confirmed)
- Strasbourg, during the Assembly's 4<sup>th</sup> part session of 2012 (1-5 October 2012)
- Paris, 12 November 2012, 9am - 5.30pm (Council of Europe Office)(to be confirmed)
- Paris, 11 December 2012, 9am - 5.30pm (Council of Europe Office)(to be confirmed)

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

- Paris, 14 and 15 June 2012 (Council of Europe Office) (tbc)

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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 Paris on 12 March 2012 at 4pm, with Ms Renate Wohlwend (Liechtenstein, EPP/CD), Vice-Chairperson, in the Chair, as regards:

- **Candidates to the European Court of Human Rights in respect of Belgium:** held hearings with the candidates to the European Court of Human Rights in respect of Belgium and adopted its recommendations for the attention of the Bureau.
- **Next meeting:** Paris, 14 and 15 June 2012 (Council of Europe Office) (tbc)

Andrew Drzemczewski, Günter Schirmer, Roland Klages

cc.

Secretary General of the Assembly

Director General, Directors and all staff of the Secretariat of the Assembly

Secretaries of National Delegations and of Political Groups of the Assembly

Secretaries of observer and partner for democracy delegations

Secretary General of the Congress

Secretary to the Committee of Ministers

Directors General

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

## Appendix

### Composition of Sub-Committees as ratified on 12.03.12 in Paris

#### **Sub-Committee on Human Rights (28 seats)** ***Sous-commission des Droits de l'Homme (28 sièges)***

#### **List of members** ***Liste des membres***

<u>Titular member /</u> <u>Membre titulaire</u>		<u>Alternate member /</u> <u>Membre remplaçant</u>
ZZ	Chair	
ZZ	Vice Chair	
M.	BRAZ Félix	Luxembourg
Mr	CORREIA Telmo	Portugal / Portugal
Mr	DÍAZ TEJERA Arcadio	Spain / Espagne
Mr	DİŞLİ Şaban	Turkey / Turquie
Mr	FARINA Renato	Italy / Italie
Mr	FEDOROV Valeriy	Russian Federation / Fédération de Russie
M.	GARDETTO Jean-Charles	Monaco
Mr	GUNNARSON Jonas	Sweden / Suède
Mr	HEALD Oliver	United Kingdom / Royaume-Uni
Mr	HOLOVATY Serhiy	Ukraine
Ms	HÜBINGER Anette	Germany / Allemagne
Mr	HUSEYNOV Rafael	Azerbaijan / Azerbaïdjan
Ms	KAPTENOVIĆ Nermina	Bosnia Herzegovina / Bosnie-Herzégovine
Ms	LĪBIŅA-EGNERE Inese	Latvia / Lettonie
Ms	LOKLINDT Lone	Denmark / Danemark
Mr	McNAMARA Michael	Ireland / Irlande
Mr	MINASHVILI Akaki	Georgia / Géorgie
M.	NACHBAR Philippe	France
M.	NĂSTASE Adrian	Romania / Roumanie
Mr	NICOLAIDES Nicos	Cyprus / Chypre
Ms	PAPADIMITRIOU Elsa	Greece / Grèce
Ms	POSTANJYAN Zaruhi	Armenia / Arménie
M.	RECORDON Luc	Switzerland / Suisse
Mr	SASI Kimmo	Finland / Finlande
M <sup>me</sup>	van VAERENBERGH Kristien	Belgium / Belgique
Mr	VAREIKIS Egidijus	Lithuania / Lituanie
Ms	WOHLWEND Renate	Liechtenstein
Ms	REPS Mailis	Estonia / Estonie
Mr	CHOPE Christopher, <i>ex officio</i>	United Kingdom / <i>Royaume-Uni</i>



**Sub-Committee on Rule of Law (28 seats)**  
**Sous-commission sur la prééminence du droit (28 sièges)**

**List of members**  
**Liste des membres**

<u>Titular member /</u> <u>Membre titulaire</u>		<u>Alternate member /</u> <u>Membre remplaçant</u>		
ZZ	Chair			
ZZ	Vice Chair			
Mr	ANGHEL Florin Serghei	Romania / Roumanie		
M.	BRAZ Félix	Luxembourg		
Mr	ÇAVUŞOĞLU Mevlüt	Turkey / Turquie		
Mr	CHARALAMBOPOULOS Georges	Greece / Grèce	Mr	VARVITSIOTIS Miltiadis
Mr	FARINA Gianni	Italy / Italie	M.	NESSA Pasquale
Mr	FRUNDA György	Romania / Roumanie		
M.	GARDETTO Jean-Charles	Monaco		
Mr	HOLOVATY Serhiy	Ukraine		
Mr	HÜBNER Johannes	Austria / Autriche	Mr	GRAF Martin
Ms	JONICA Snežana	Montenegro / Monténégro		
Mme	KARAMANLI Marietta	France	M.	MICHEL Jean-Pierre
Mr	KENNEDY Charles	United Kingdom / Royaume-Uni	Lord	AHMAD Tariq
Ms	LĪBIŅA-EGNERE Inese	Latvia / Lettonie	Mr	CILEVIČS Boriss
M.	MAHOUX Philippe	Belgium / Belgique	Ms	DUMERY Daphné
Mr	McNAMARA Michael	Ireland / Irlande		
Mr	MONTAG Jerzy	Germany / Allemagne		
Mr	OMTZIGT Pieter	Netherlands / Pays-Bas	Mr	DIJKHOFF Klaas
Ms	de POURBAIX-LUNDIN Marietta	Sweden / Suède		
Ms	REPS Mailis	Estonia / Estonie		
Mr	ROGACKI Adam	Poland / Pologne		
Mme	ROSEIRA Maria de Belém	Portugal		
Mr	SASI Kimmo	Finland / Finlande		
Mr	STOILOV Yanaki	Bulgaria / Bulgarie		
M.	STOLFI Fiorenzo	San Marino / Saint-Marin		
Mr	VAREIKIS Egidijus	Lithuania / Lituanie		
Ms	VUČKOVIĆ Nataša	Serbia / Serbie		
ZZ				
ZZ				
	Mr CHOPE Christopher, <i>ex officio</i>	United Kingdom / Royaume-Uni		