

## 1275<sup>th</sup> meeting, 18 January 2017

### 4.1 Securing the long-term effectiveness of the system of the European Convention on Human Rights – Implementation of the Brussels Declaration –

Amendments to Rule 9 of the Ministers' Deputies' Rules for the supervision of the execution of judgments and of the terms of friendly settlements

Reference documents

GR-H(2016)CB11-rev, DD(2016)944-rev2, DD(2016)1395

#### Decisions

##### The Deputies

1. agreed to introduce two new paragraphs 3 and 4 to the existing Rule 9, worded as follows:

*“3. The Committee of Ministers shall also be entitled to consider any communication from an international intergovernmental organisation or its bodies or agencies whose aims and activities include the protection or the promotion of human rights, as defined in the Universal Declaration of Human Rights, with regard to the issues relating to the execution of judgments under Article 46, paragraph 2, of the Convention which fall within their competence.*

*4. The Committee of Ministers shall likewise be entitled to consider any communication from an institution or body allowed, whether as a matter of right or upon special invitation from the Court, to intervene in the procedure before the Court, with regard to the execution under Article 46, paragraph 2, of the Convention of the judgment either in all cases (in respect of the Council of Europe Commissioner for Human Rights) or in all those concerned by the Court's authorisation (in respect of any other institution or body);”*

2. agreed to renumber existing paragraph 3 as number 5 with the following wording:

*“5. The Secretariat shall bring, in an appropriate way, any communication received under paragraph 1 of this Rule, to the attention of the Committee of Ministers.”*

3. agreed to introduce a new paragraph 6 to the existing Rule 9, worded as follows:

*“6. The Secretariat shall bring any communication received under paragraphs 2, 3 or 4 of this Rule to the attention of the State concerned. When the State responds within five working days, both the communication and the response shall be brought to the attention of the Committee of Ministers and made public. If there has been no response within this time limit, the communication shall be transmitted to the Committee of Ministers but shall not be made public. It shall be published ten working days after notification, together with any response received within this time limit. A State response received after these ten working days shall be circulated and published separately upon receipt.”*