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SECRETARIAT OF THE COMMITTEE OF MINISTERS
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Documents distributed at the request of a Representative shall be under the sole responsibility of the said Representative, without prejudice to the legal or political position of the Committee of Ministers.

Meeting: 1514th meeting (December 2024) (DH)

Communication from the authorities (04/10/2024) concerning the Muradyan, Mushegh Saghatelyan, Zalyan and Others and Virabyan groups of cases v. Armenia (Applications No. 11275/07, 23086/08, 36894/04, 40094/05).

Information made available under Rule 8.2a of the Rules of the Committee of Ministers for the supervision of the execution of judgments and of the terms of friendly settlements.

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Les documents distribués à la demande d'un/e Représentant/e le sont sous la seule responsabilité dudit/de ladite Représentant/e, sans préjuger de la position juridique ou politique du Comité des Ministres.

Réunion : 1514^e réunion (décembre 2024) (DH)

Communication des autorités (04/10/2024) relative aux groupes d'affaires Muradyan, Mushegh Saghatelyan, Zalyan et autres et Virabyan c. Arménie (requêtes n° 11275/07, 23086/08, 36894/04, 40094/05) **[anglais uniquement]**.

Informations mises à disposition en vertu de la Règle 8.2a des Règles du Comité des Ministres pour la surveillance de l'exécution des arrêts et des termes des règlements amiables.



**REPRESENTATIVE OF THE REPUBLIC OF ARMENIA
ON INTERNATIONAL LEGAL MATTERS**

RA, Yerevan, 0010, Republic square, Government house 1

DGI

04 OCT. 2024

SERVICE DE L'EXECUTION
DES ARRETS DE LA CEDH

Ms. Clare OVEY
Director of Human Rights of DG Human Rights and Rule of Law
of the Council of Europe

Letter of the Prosecutor General of the Republic of Armenia on the list of cases under “passive investigation”

Yerevan, 4 October 2024

Dear Ms. Ovey,

Availing myself of this opportunity let me express my deepest gratitude for the fruitful discussions we have had earlier in September in Armenia with regard to the status of execution of the European Court of Human Rights judgments.

As a follow up to those discussions, please find attached the letter of the Prosecutor General of the Republic of Armenia on the list of cases that are under prolonged investigation following their reopening, however the investigative authorities have reached a point where all available avenues of getting new evidences have been explored or exhausted leading them to so called a “passive preliminary investigation phase”.

Please accept, Ms. Ovey, the assurances of my highest consideration and my warm regards.

Yeghishe KIRAKOSYAN

***Representative of the Republic of Armenia
on International Legal Matters***

Cc: Permanent Representation of Armenia to the Council of Europe

Non official translation of the Prosecutor General's letter N/20.1/18033-2024 from 26 September 2024

On September 4, 2024, during a meeting held at the Ministry of Foreign Affairs of the Republic of Armenia, with the participation of representatives from the Department for the Execution of Judgments of the European Court of Human Rights of the Council of Europe, the representatives of General Directorate of Human Rights and Rule of Law requested the Government of the Republic of Armenia to provide updated information on several judgments of the European Court of Human Rights which are under prolonged investigation following their reopening, yet no active investigative measures have been undertaken in practice.

In light of this, please be informed that in the domestic criminal proceedings related to the cases listed in the attached document, all the necessary procedural and evidentiary actions, as outlined in the judgments of the European Court of Human Rights and emerging from the investigation process, have been completed. As a result, no individuals to be charged have been identified. Furthermore, the Prosecutor General's Office of the Republic of Armenia will provide, as needed, additional information regarding the administrative and evidentiary actions taken in specific cases, as well as updates on the current status of the investigations.

Given these developments, I propose to present this information to the General Directorate of Human Rights and Rule of Law of the Council of Europe to facilitate a discussion in the Committee of Ministers of the Council of Europe on closing the individual measures related to the cases listed, within the framework of execution of ECHR judgements.

It should be noted that, should relevant grounds arise, the investigation into the domestic criminal proceedings will continue, regardless of the closure of the execution process for individual judgments by the Committee of Ministers of the Council of Europe.

Additionally, I would like to inform you that the Prosecutor General's Office of the Republic of Armenia is collaborating with the Council of Europe's "Support to the Effective Execution of the Judgments of the European Court of Human Rights in Armenia" program. This cooperation focuses on the development of amendments and additions to the Criminal Procedure Code of the Republic of Armenia, aimed at enhancing the substantive and procedural grounds for terminating criminal proceedings.

Attached 1 file.

List of cases

1. Nalbandyan v. Armenia (application no 9935/06),
2. Gulyan v. Armenia (application no 11244/12),
3. Zalyan and others v. Armenia (application nos 36894/04 & 3521/07),
4. Muradyan v. Armenia (application no 11275/07),
5. Mushegh Saghatelyan v. Armenia (application no 23086/08):