

## SECRETARIAT GENERAL

SECRETARIAT OF THE COMMITTEE OF MINISTERS  
SECRETARIAT DU COMITE DES MINISTRES



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Date: 09/04/2018

**DH-DD(2018)375**

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: 1318<sup>th</sup> meeting (June 2018) (DH)

Communication from the authorities (general measures) (06/04/2018) concerning the case of CENTRE FOR LEGAL RESOURCES ON BEHALF OF VALENTIN CAMPEANU v. Romania (Application No. 47848/08).

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 : 1318<sup>e</sup> réunion (juin 2018) (DH)

Communication des autorités (mesures générales) (06/04/2018) concernant l'affaire « CENTRE FOR LEGAL RESOURCES ON BEHALF OF VALENTIN CAMPEANU » c. Roumanie (requête n° 47848/08)  
**(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.

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06 AVR. 2018

SERVICE DE L'EXECUTION  
DES ARRETS DE LA CEDH

### Information Note

***Centre for Legal Resources on behalf of Valentin Câmpeanu (no. 47848/08)***

**Judgment of 17/07/2014 [GC]**

Given the decision adopted by the Committee of Ministers in its *Human Rights* format at its 1302<sup>nd</sup> meeting (5-7 December 2017), inviting the Romanian authorities to provide the Committee with information on the progress achieved in the design and adoption of a mechanism for independent and effective legal representation, by March 2018, the Government have the honor to present the following information:

In the laps of time from the adoption of the Committee's decision, the working group tasked by the Government, through the Memorandum adopted on 11 May 2017, to elaborate a new legal framework that will amend the existing special law on the rights of persons with disabilities, had regular meeting in order to draft the piece of legislation for the creation of the abovementioned mechanism. Its work dwelled on the guiding lines already presented in the Revised Action Plan submitted in 2017.

The discussions included the need for a proper description of the procedure for the nomination of a personal representative, in order for considerations as hearing all the parties involved, compatibility with the beneficiary, execution of obligations by the representative and rapidity in her nomination be accommodated.

Moreover, a proper design of the personal representative's contract framework for assuming her obligations needs to be established, so that the beneficiary does not lack representation in case of temporary absence of the nominated representative, benefits from adequate representation and an effective and independent monitoring of the personal representative's activity.

The working group is presently in its final stages of drafting; the proposal will then be submitted to the regular normative process, including public consultation before its adoption by the Government and transmission to the Parliament.