

Ministers' Deputies

Notes on the Agenda

(Restricted) 12 April 2016

COMPILATION OF NOTES ON THE AGENDA

**1253 meeting
13 (10 am) April 2016**

Ministers' Deputies

Notes on the Agenda

CM/Notes/1253/1.2 11 April 2016¹

1253 Meeting, 13 April 2016

1 General questions

1.2 Preparation of forthcoming meetings

Action

To approve the draft agendas of their meetings in May 2016.

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Financing assured: YES

¹ This document has been classified restricted at the date of issue; it will be declassified in accordance with Resolution Res(2001)6 on access to Council of Europe documents.
Internet : <http://www.coe.int/cm>

DRAFT DECISIONS

1253rd meeting – 13 April 2016

Item 1.2

Preparation of forthcoming meetings

Decisions

The Deputies

1. approved the draft agenda for their 1255th meeting (4 (10 a.m.) May 2016), as it appears at Appendix ... to the present volume of Decisions; <see Appendix 1 to these Notes>
2. approved the draft agenda for their 1256th meeting (11 (10 a.m.) May 2016), as it appears at Appendix ... to the present volume of Decisions; <see Appendix 2 to these Notes>
3. approved the draft agenda for their 1257th meeting (25 (10 a.m.) May 2016), as it appears at Appendix ... to the present volume of Decisions. <see Appendix 3 to these Notes>

Appendix 1
(Item 1.2)

1255 Meeting of the Ministers' Deputies (Strasbourg, 4 (10 a.m.) May 2016)

Preliminary Draft Agenda

In application of the rules for the dispatch of reference documents and Notes on the Agenda, the deadlines are:

CM: 6 April 2016

Notes: 22 April 2016

1. General questions

- 1.1 Adoption of the agenda
CM/Del/OJ(2016)1255
- 1.2 Preparation of forthcoming meetings
- 1.3 Dialogue with the Secretary General and the Deputy Secretary General
SG/Com(2016)1255, SG/Inf(2016)...
- 1.4 Report of the Bureau
CM/Bur/Del(2016)1255
- 1.5 Conferences of specialised ministers – State of preparation
CM/Inf(2016)9
- 1.6 126th Session of the Committee of Ministers (Sofia, 18 May 2016) – Preparation
CM/Notes/1255/1.6 of ...

2. Democracy and political questions

- 2.1 The Council of Europe and the conflict in Georgia
CM(2008)150-rev, CM(2008)162, SG/Inf(2008)19, DD(2008)631, SG/Inf(2009)5, SG/Inf(2009)7, CM(2009)PV-final, SG/Inf(2009)10, SG/Inf(2009)5-add, SG/Inf(2009)9, CM/AS(2009)Quest572, DD(2009)447, SG/Inf(2009)15-final, SG/Inf(2009)5-add2, Parliamentary Assembly REC_1846(2008), CM/AS(2009)Rec1846-final, Parliamentary Assembly REC_1857(2009), CM/AS(2009)Rec1857-final, CM(2009)164, Parliamentary Assembly REC_1869(2009), CM/AS(2010)Rec1869-final, DD(2010)71, DD(2010)95, SG/Inf(2010)7, SG/Inf(2010)8, DD(2010)238, CM/Del/Dec(2010)1090/2.1, SG/Inf(2010)19, DD(2010)559, SG/Inf(2011)8, SG/Inf(2011)24, SG/Inf(2012)5, SG/Inf(2012)28-rev, SG/Inf(2013)13, SG/Inf(2013)38, DD(2014)490, SG/Inf(2014)17, SG/Inf(2014)41, SG/Inf(2015)18, SG/Inf(2015)41

- 2.1bis Current political questions

- 2.2 Situation in Cyprus

3. Parliamentary Assembly

- 3.1 2nd part of the 2016 Session (Strasbourg, 18-22 April 2016)
 - a. Exchange of views with Mr Pedro Agramunt, President of the Parliamentary Assembly
SG/AS(2016).. – Written communication by the Secretary General of the Parliamentary Assembly
 - b. Texts adopted
2016 Session (Provisional Compendium of texts adopted)
CM/Notes/1255/3.1 of ...

4. Human rights

H46-1 Supervision of execution of judgments of the European Court of Human Rights –
Adoption of final resolutions

CM/Notes/1255/H46-1 of ...

7. Education and culture

7.1 Exchange of views with Ms Irina Bokova, Director-General of UNESCO

13. Any other business

Appendix 2
(Item 1.2)

1256 Meeting of the Ministers' Deputies (Strasbourg, 11 (10 a.m.) May 2016)

Preliminary Draft Agenda

In application of the rules for the dispatch of reference documents and Notes on the Agenda, the deadlines are:

CM: 13 April 2016

Notes: 29 April 2016

1. General questions

- 1.1 Adoption of the agenda
CM/Del/OJ(2016)1256
- 1.2 Preparation of forthcoming meetings
- 1.3 Dialogue with the Secretary General and the Deputy Secretary General
SG/Com(2016)1256, SG/Inf(2016)...
- 1.4 Report of the Bureau
CM/Bur/Del(2016)1256
- 1.5 126th Session of the Committee of Ministers (Sofia, 18 May 2016) – Preparation
CM/Notes/1256/1.5 of ...

2. Democracy and political questions

- 2.1 The Council of Europe and the conflict in Georgia
CM(2008)150-rev, CM(2008)162, SG/Inf(2008)19, DD(2008)631, SG/Inf(2009)5, SG/Inf(2009)7, CM(2009)PV-final, SG/Inf(2009)10, SG/Inf(2009)5-add, SG/Inf(2009)9, CM/AS(2009)Quest572, DD(2009)447, SG/Inf(2009)15-final, SG/Inf(2009)5-add2, Parliamentary Assembly REC_1846(2008), CM/AS(2009)Rec1846-final, Parliamentary Assembly REC_1857(2009), CM/AS(2009)Rec1857-final, CM(2009)164, Parliamentary Assembly REC_1869(2009), CM/AS(2010)Rec1869-final, DD(2010)71, DD(2010)95, SG/Inf(2010)7, SG/Inf(2010)8, DD(2010)238, CM/Del/Dec(2010)1090/2.1, SG/Inf(2010)19, DD(2010)559, SG/Inf(2011)8, SG/Inf(2011)24, SG/Inf(2012)5, SG/Inf(2012)28-rev, SG/Inf(2013)13, SG/Inf(2013)38, DD(2014)490, SG/Inf(2014)17, SG/Inf(2014)41, SG/Inf(2015)18, SG/Inf(2015)41
- 2.1bis Current political questions
- 2.2 Situation in Cyprus

4. Human rights

- H46-1 Supervision of execution of judgments of the European Court of Human Rights – Adoption of final resolutions
CM/Notes/1256/H46-1 of ...
- 4.1 Council of Europe Convention on the Protection of Children against Sexual Exploitation and Sexual Abuse – 2nd activity report of the Committee of the Parties (Lanzarote Committee) (T-ES) (covering the period 12 September 2014 – 17 March 2016)
(Item to be prepared by the GR-H on 28.4.2016)
CM(2016)50
CM/Notes/1256/4.1 of ...

- 4.2 Framework Convention for the Protection of National Minorities –
Draft Resolution CM/ResCMN(2016)... on the implementation of the Framework Convention for the
Protection of National Minorities by Portugal
(Item to be prepared by the GR-H on 28.4.2016)

CM(2016)48
CM/Notes/1256/4.2 of ...

11. Programme, Budget and Administration

- 11.1 Pension schemes –
Draft amendment to Article 5 of the Third Pension Scheme (TPS) Rules
(Item to be prepared by the GR-PBA on 26.4.2016)

CM(2016)43
CM/Notes/1256/11.1 of ...

- 11.2 Co-ordinating Committee on Remuneration (CCR) –
Activity report for 2015 – CCR Chairman's report
(Item to be prepared by the GR-PBA on 26.4.2016)

CM(2016)45
CM/Notes/1256/11.2 of ...

- 11.3 Contractual policy of the Organisation –
Annual report on the implementation of the reform of contractual policy
(Item to be prepared by the GR-PBA on 26.4.2016)

CM(2016)41
CM/Notes/1256/11.3 of ...

- 11.4 System of the daily subsistence allowance (DSA) for staff members undertaking official journeys –
Cost-benefit analysis of a possible replacement of the current system of lump-sum reimbursement
(Item to be prepared by the GR-PBA on 26.4.2016)

CM(2016)44
CM/Notes/1256/11.4 of ...

- 11.5 Council of Europe Progress Review Report 2015
(Item to be prepared by the GR-PBA on 26.4.2016)

CM/Inf(2016)10, DD(2016)330
CM/Notes/1256/11.5 of ...

- 11.6 Follow-up to the Oversight Advisory Committee's recommendations
(Item to be prepared by the GR-PBA on 26.4.2016)

GR-PBA(2016)5
CM/Notes/1256/11.6 of ...

13. Any other business

Appendix 3
(Item 1.2)

1257 Meeting of the Ministers' Deputies (Strasbourg, 25 (10 a.m.) May 2016)

Preliminary Draft Agenda

In application of the rules for the dispatch of reference documents and Notes on the Agenda, the deadlines are:

CM: 27 April 2016

Notes: 13 May 2016

1. General questions

- 1.1 Adoption of the agenda
CM/Del/OJ(2016)1257
- 1.2 Preparation of forthcoming meetings
CM/Notes/1257/1.2 of ...
- 1.3 Dialogue with the Secretary General and the Deputy Secretary General
SG/Com(2016)1257, SG/Inf(2016)...
- 1.4 Report of the Bureau
CM/Bur/Del(2016)1257
- 1.5 126th Session of the Committee of Ministers (Sofia, 18 May 2016) – Follow-up
CM/Notes/1257/1.5 of ...

2. Democracy and political questions

- 2.1 The Council of Europe and the conflict in Georgia
CM(2008)150-rev, CM(2008)162, SG/Inf(2008)19, DD(2008)631, SG/Inf(2009)5, SG/Inf(2009)7, CM(2009)PV-final, SG/Inf(2009)10, SG/Inf(2009)5-add, SG/Inf(2009)9, CM/AS(2009)Quest572, DD(2009)447, SG/Inf(2009)15-final, SG/Inf(2009)5-add2, Parliamentary Assembly REC_1846(2008), CM/AS(2009)Rec1846-final, Parliamentary Assembly REC_1857(2009), CM/AS(2009)Rec1857-final, CM(2009)164, Parliamentary Assembly REC_1869(2009), CM/AS(2010)Rec1869-final, DD(2010)71, DD(2010)95, SG/Inf(2010)7, SG/Inf(2010)8, DD(2010)238, CM/Del/Dec(2010)1090/2.1, SG/Inf(2010)19, DD(2010)559, SG/Inf(2011)8, SG/Inf(2011)24, SG/Inf(2012)5, SG/Inf(2012)28-rev, SG/Inf(2013)13, SG/Inf(2013)38, DD(2014)490, SG/Inf(2014)17, SG/Inf(2014)41, SG/Inf(2015)18, SG/Inf(2015)41
- 2.1bis Current political questions
- 2.2 Situation in Cyprus

4. Human rights

- H46-1 Supervision of execution of judgments of the European Court of Human Rights – Adoption of final resolutions
CM/Notes/1257/H46-1 of ...
- 4.1 Council of Europe Commissioner for Human Rights – Presentation of the annual activity report for 2015 and of the 1st quarterly activity report 2016
CommDH(2016)7, CommDH(2016)...

4.2 European Commission against Racism and Intolerance (ECRI)

a. Exchange of views with Mr Christian Ahlund, Chair of ECRI

b. Annual report on ECRI's activities covering the period from 1 January to 31 December 2015

c. ECRI General Policy Recommendation No. 16 on safeguarding irregularly present migrants from discrimination and its Explanatory Memorandum adopted by ECRI at its the 69th meeting (16-18 March 2016)

CM(2016)...

CM/Notes/1257/4.2 of ...

4.3 Framework Convention for the Protection of National Minorities –
Appointment of nine ordinary members to fill seats on the Advisory Committee falling vacant on 1 June 2016

CM/Notes/1257/4.3 of ...

4.4 European Social Charter – European Committee of Social Rights (ECSR) –
Procedure for the election of five members

CM/Notes/1257/4.4 of ...

13. Any other business

**SCHEDULE OF MEETINGS
OF THE COMMITTEE OF MINISTERS**

2016

No.		Month	Dates	Days
1253		April	13	Wednesday (10 a.m.)
1254			27	Wednesday (10 a.m.)
1255		May	4	Wednesday (10 a.m.)
1256			11	Wednesday (10 a.m.)
126th Session (Sofia)	CM		18	Wednesday
1257			25	Wednesday (10 a.m.)
1258		June	1	Wednesday (10 a.m.)
1259	DH		7-9	Tuesday, Wednesday, Thursday (10 a.m.)
1260			14-15	Tuesday (3 p.m.), Wednesday (10 a.m.)
1261			29	Wednesday (10 a.m.)
1262		July	6	Wednesday (10 a.m.)
[1262bis			13	Wednesday (10 a.m.)]
1263		September	7	Wednesday (10 a.m.)
1264			14	Wednesday (10 a.m.)
1265	DH		20-22	Tuesday, Wednesday, Thursday (10 a.m.)
1266			27-28	Tuesday (3 p.m.), Wednesday (10 a.m.)
1267		October	5	Wednesday (10 a.m.)
1268			18	Tuesday (10 a.m.)
1269			26	Wednesday (10 a.m.)
1270		November	9	Wednesday (10 a.m.)
1271			16	Wednesday (10 a.m.)
1271bis			22	Tuesday – Transfer of Chairmanship
1272			29-30	Tuesday (3 p.m.), Wednesday (10 a.m.)
1273	DH	December	6-8	Tuesday, Wednesday, Thursday (10 a.m.)
[1273bis			14	Wednesday (10 a.m.)]

MINISTERIAL CONFERENCES IN 2016

11-12 April 25th Session of the Council of Europe Conference of Ministers of Education (Brussels, Belgium)

Ministers' Deputies

Notes on the Agenda

CM/Notes/1253/1.6 1 April 2016¹

1253 Meeting, 13 April 2016

1 General questions

1.6 Council of Europe 2016 Exchange on the religious dimension of intercultural dialogue -

Date, venue and themes

Item prepared by the GR-C on 31 March 2016

Reference documents
DD(2016)308

Action – Item proposed for adoption without debate

To adopt the draft decisions below.

The Rapporteur Group on Education, Culture, Sport, Youth and Environment (GR-C) agreed to recommend that the Deputies adopt the draft decisions below without further debate.

Financing assured: YES

¹ This document has been classified restricted at the date of issue; it will be declassified in accordance with Resolution Res(2001)6 on access to Council of Europe documents.

DRAFT DECISIONS

1253rd meeting – 13 April 2016

Item 1.6

Council of Europe 2016 Exchange on the religious dimension of intercultural dialogue –

Date, venue and themes

DD(2016)308

Decisions

The Deputies

1. decided to hold the 2016 Exchange on the religious dimension of intercultural dialogue from 9 November (afternoon) to 10 November 2016 in Strasbourg;
2. noted that the theme and sub-themes of the 2016 Exchange will be the following:

Main theme:

The role of education in the prevention of radicalisation leading to terrorism and violent extremism

Sub-theme 1:

Education for democratic citizenship in the context of cultural and religious diversity

Sub theme 2:

Empowering women and the role of the family in countering radicalisation and violent extremism.

Ministers' Deputies

Notes on the Agenda

CM/Notes/1253/H46-1-rev¹ 5 April 2016²

1253 Meeting, 13 April 2016

4 Human rights

H46-1 Supervision of execution of judgments of the European Court of Human Rights – Adoption of final resolutions

Action – Item proposed for adoption without debate

To adopt the draft decision below.

It is recalled that the Deputies approved at their 1161st meeting (5 February 2013) the Bureau's recommendation to adopt, at the regular Deputies' meetings, final Human Rights resolutions relating to the supervision of the execution of judgments which do not raise any specific issue requiring debate.

Financing assured: YES

DRAFT DECISION

1253rd meeting – 13 April 2016

Item H46-1

Supervision of execution of judgments of the European Court of Human Rights – Adoption of final resolutions

Decision

The Deputies adopted the final Resolutions CM/ResDH(2016)52 to **CM/ResDH(2016)79** in respect of the judgments and decisions listed below.

[Draft] Resolution	Application No.	Case	Judgment or decision of	Final on
AUSTRIA				
CM/ResDH(2016)52	6652/09	ARCO VON KAMMERSBRÜNDL HANDELS GMBH	21/10/2014	Decision
BULGARIA				
CM/ResDH(2016)53	15452/07	DIMITROVA	10/02/2015	10/05/2015
CM/ResDH(2016)54	20116/08	RAHMANI AND DINEVA	10/05/2012	10/08/2012
CM/ResDH(2016)55	38780/02	PUTTER	02/12/2010	02/03/2011
CM/ResDH(2016)56	10759/11	Dzhevrie Hamdi DANASH	02/07/2015	Decision
	34633/08	Andrey Viktorov DIMITROV	02/07/2015	Decision
	6062/11	Petar Nedelchev STOYANOV	02/07/2015	Decision
	55136/08	Kameliya Hristova TODOROVA	02/07/2015	Decision

¹ **It is proposed to withdraw the draft resolution concerning the Horych group of cases against Poland.**

² This document has been classified restricted at the date of issue; it will be declassified in accordance with Resolution Res(2001)6 on access to Council of Europe documents.

[Draft] Resolution	Application No.	Case	Judgment or decision of	Final on
CROATIA				
CM/ResDH(2016)57	22980/09	OMEROVIĆ (No. 2)	05/12/2013	14/04/2014
CM/ResDH(2016)58	5569/12	Neda TOMIĆ AND OTHERS	23/06/2015	Decision
	34319/14	Gordana VUČIĆ AND 2 OTHER APPLICATIONS	19/05/2015	Decision
ESTONIA				
CM/ResDH(2016)59	63362/09	RUMMI	15/01/2015	15/04/2015
FRANCE				
CM/ResDH(2016)60	23487/12	PEDUZZI	21/05/2015	21/05/2015
	10485/13	HADDAD	21/05/2015	21/05/2015
HUNGARY				
CM/ResDH(2016)61	29436/05	ZOLTÁN NÉMETH	14/06/2011	14/09/2011
CM/ResDH(2016)62	74201/11	Ivánne ADONYI	20/10/2015	Decision
	388/12	Suleiman AL-SAIRAFI	08/09/2015	Decision
	51004/13	Sándorné DÚCS AND OTHERS	20/10/2015	Decision
	20108/11	Sabine Geraldine FEHÉR	08/09/2015	Decision
	22286/11	Istvánné HORVÁTH	07/07/2015	Decision
	4340/12	László KÁROLY	08/09/2015	Decision
	45543/11	Gyuláné KECSKÉS AND OTHERS	07/07/2015	Decision
	58893/13	Zoltán SIPŐCZ	07/07/2015	Decision
	63676/11	Bélné TAKÁCS	07/07/2015	Decision
	15815/12	László VARGA	08/09/2015	Decision
	65612/11	Stella ZUHATAGI-FÉSŰ	20/10/2015	Decision
ITALY				
CM/ResDH(2016)63	38624/07	PANETTA	15/07/2014	15/10/2014
LATVIA				
CM/ResDH(2016)64	32214/03	SHANNON	24/11/2009	24/02/2010
LITHUANIA				
CM/ResDH(2016)65	3330/12	JGK STATYBA LTD AND GUSELNIKOVAS	05/11/2013 27/01/2015	05/02/2014 27/04/2015
CM/ResDH(2016)66	45092/07	PYRANTIENĖ	12/11/2013 27/01/2015	12/02/2014 27/01/2015
	17978/05	ALBERGAS AND ARLAUSKAS	27/05/2014	27/08/2014
	31102/06	PAPLAUSKIENĖ	14/10/2014	14/01/2015
	34911/06	DIGRYTĖ KLİBAVIČIENĖ	21/10/2014	21/01/2015
THE NETHERLANDS				
CM/ResDH(2016)67	15911/08	GEISTERFER	09/12/2014	09/03/2015
NORWAY				
CM/ResDH(2016)68	32504/11	KAPLAN AND OTHERS	24/07/2014	24/10/2014

[Draft] Resolution	Application No.	Case	Judgment or decision of	Final on	
POLAND					
CM/ResDH(2016)69	28653/13	Mariusz BOGURSKI	02/07/2015	Decision	
	2173/13	Bartłomiej BOJAR	09/06/2015	Decision	
	62572/14	Krzysztof Adam CIEŚLAK	09/06/2015	Decision	
	8286/13	Sławomir DĄBROWSKI	02/06/2015	Decision	
	72690/12	Ryszard DATA	14/09/2015	Decision	
	9937/13	Miroslaw DAWIDOWSKI	09/06/2015	Decision	
	38211/13	Andrzej DYKBAN	02/06/2015	Decision	
	25609/14	Robert DZIURKOWSKI	23/06/2015	Decision	
	30699/13	Kamil GÓRECKI	02/07/2015	Decision	
	72600/11	Robert GRONKIEWICZ	02/07/2015	Decision	
	16008/13	Marek HAMRYSZAK	09/06/2015	Decision	
	73891/13	Marcin JANKOWSKI	30/06/2015	Decision	
	17460/13	Dariusz KAMIŃSKI	09/06/2015	Decision	
	63294/12	Jacek KAZIMIERCZUK	16/06/2015	Decision	
	42432/13	Robert NIEZGODA	23/06/2015	Decision	
	29522/13	Krzysztof NOWAK	02/06/2015	Decision	
	1259/13	Łukasz PERTKIEWICZ	02/06/2015	Decision	
	8951/14	Robert Cezary PRZYBYLSKI	02/06/2015	Decision	
	33779/14	Dariusz RATKOWSKI	23/06/2015	Decision	
	68730/12	Dariusz ROGUSKI	09/06/2015	Decision	
	72872/12	Robert RUDNIK	16/06/2015	Decision	
	21868/12	Artur SIERAŃSKI	16/06/2015	Decision	
	37560/13	Piotr STACHOWICZ	09/06/2015	Decision	
	63797/12	Sławomir Franciszek STEINKE	02/06/2015	Decision	
	49676/13	Tomasz STOŻEK	02/07/2015	Decision	
	11378/12	Robert WERNER	02/06/2015	Decision	
	2037/14	Kazimierz WOŁKOWSKI AND Krystian JACYNO	14/09/2015	Decision	
	8988/13	Michał WOŹNIAK	02/06/2015	Decision	
	76137/13	Mariusz ZELEK	02/07/2015	Decision	
	CM/ResDH(2016)70	13621/08	HORYCH	17/04/2012	17/07/2012
		20071/07	PIECHOWICZ	17/04/2012	17/07/2012
		1608/08	GŁOWACKI	30/10/2012	30/01/2013
13421/03		PAWEŁ PAWLAK	30/10/2012	30/01/2013	
23463/04		ŚLUSARCZYK	28/10/2014	28/01/2015	
ROMANIA					
CM/ResDH(2016)70	31675/04	CODARCEA	02/06/2009	02/09/2009	
CM/ResDH(2016)71	8759/05	CSOMA	15/01/2013	15/04/2013	
RUSSIAN FEDERATION					
CM/ResDH(2016)72	37873/04	KONOVALOVA	09/10/2014	16/02/2015	
SERBIA					
CM/ResDH(2016)73	34619/08	HENJEL	20/03/2012	Decision	
CM/ResDH(2016)74	45608/08+	Dojčin JORGIĆ AND 8 OTHER APPLICATIONS	17/02/2015	Decision	
	835/08+	Dragana MIĆIĆ AND Dragomir ĐURIĆ	16/12/2014	Decision	
SLOVAK REPUBLIC					
CM/ResDH(2016)75	5515/09	HORVÁTH	27/11/2012	27/02/2013	
	64528/09	SCHVARC	14/01/2014	14/04/2014	
	43009/10	AKHADOV	28/01/2014	28/04/2014	
	78129/11	ŠABLIJ	28/04/2015	28/07/2015	
SWITZERLAND					
CM/ResDH(2016)76	21830/09	HALDIMANN AND OTHERS	24/02/2015	24/05/2015	
“THE FORMER YUGOSLAV REPUBLIC OF MACEDONIA”					
CM/ResDH(2016)77	45150/05	SPASOVSKI	10/06/2010	10/09/2010	
CM/ResDH(2016)78	67481/14	Petar ILIK	06/10/2015	Decision	
	2375/14	Milčo JOSIMOVSKI AND OTHERS	06/10/2015	Decision	
	25300/11	Kosta MARKOVSKI	22/09/2015	Decision	
	6526/14	Vesna MITEVSKA AND Lazarinka RISTOVA	06/10/2015	Decision	
UKRAINE					
CM/ResDH(2016)79	35227/06	CHORNIY	16/05/2013	16/08/2013	

Please note that the above draft Resolutions can be consulted on-line (through the link on each reference number).

1253 Meeting, 13 April 2016

4. Human rights

4.1 European Committee for the Prevention of Torture and Inhuman or Degrading Treatment or Punishment (CPT)

b. 25th General Report (1 January – 31 December 2015)

Document de référence
CM(2016)35

Action.

To hold an exchange of views with the President of the CPT and to take note of the 25th general report on the CPT's activities, covering the period 1 January to 31 December 2015.

1. In accordance with Article 12 of the European Convention for the Prevention of Torture and Inhuman or Degrading Treatment or Punishment, the 25th General Report on the activities of the European Committee for the Prevention of Torture and Inhuman or Degrading Treatment or Punishment (CPT) was submitted to the Committee of Ministers by a letter dated 9 March 2016 addressed to the Chair of the Ministers' Deputies by the President of the CPT.
2. The 25th General Report on the CPT's activities, covering the period 1 January to 31 December 2015, appears in document CM(2016)35 of 11 March 2016.
3. In accordance with Article 12 of the Convention, the 25th General Report on the CPT's activities was transmitted to the Parliamentary Assembly, by a letter dated 17 March 2016 from the Secretary General to the President of the Assembly, and will be made public on 14 April 2016.

Financing assured: YES

¹ This document has been classified restricted at the date of issue; it will be declassified in accordance with Resolution Res(2001)6 on access to Council of Europe documents.

DRAFT DECISION

1253rd meeting – 13 April 2016

Item 4.1b

European Committee for the Prevention of Torture and Inhuman or Degrading Treatment or Punishment (CPT)

b. 25th general report (1 January 2015 – 31 December 2015)

CM(2016)35

Decision

The Deputies took note of the 25th general report on the activities of the European Committee for the Prevention of Torture and Inhuman or Degrading Treatment or Punishment (CPT), for the period 1 January to 31 December 2015, as it appears in document CM(2016)35.

Ministers' Deputies

Notes on the Agenda

CM/Notes/1253/4.4 1 April 2016¹

1253 Meeting, 13 April 2016

4 Human Rights

4.4 “Abuse of pretrial detention in States Parties to the European Convention on Human Rights” –
Parliamentary Assembly Recommendation 2081 (2015) –
Draft reply

Item prepared by the GR-H on 23 March 2016

Reference documents
Parliamentary Assembly REC_2081(2015), CM/AS(2016)Rec2081-prov2

Action – Item proposed for adoption without debate

To adopt the draft decision below.

The Rapporteur Group on Human Rights (GR-H) agreed to recommend that the Deputies adopt the draft decision below without further debate.

Financing assured: YES

DRAFT DECISION

1253rd meeting – 13 April 2016

Item 4.4

**“Abuse of pre-trial detention in States Parties to the European Convention on Human Rights” –
Parliamentary Assembly Recommendation 2081 (2015)**

Parliamentary Assembly REC_2081(2015), CM/AS(2016)Rec2081-prov2

Decision

The Deputies adopted the reply to Parliamentary Assembly Recommendation 2081 (2015) on “Abuse of pre-trial detention in States Parties to the European Convention on Human Rights”, as it appears at Appendix ... to the present volume of Decisions.²

“see document CM/AS(2016)Rec2081-prov2”

¹ This document has been classified restricted at the date of issue; it will be declassified in accordance with Resolution Res(2001)6 on access to Council of Europe documents.

² See also document CM/AS(2016)Rec2081-final.

Ministers' Deputies

Notes on the Agenda

CM/Notes/1253/4.5 31 March 2016¹

1253 Meeting, 13 April 2016

4 Human Rights

4.5 “Fighting the increasing poverty of women: the responsibility of local and regional authorities” –
Congress of Local and Regional Authorities of the Council of Europe Recommendation 381 (2015) –
Draft reply

Item prepared by the GR-H on 23.3.2016

Reference documents
Congress REC_381(2015), CM/Cong(2016)Rec381-prov

Action – Item proposed for adoption without debate

To adopt the draft decision below.

The Rapporteur Group on Human Rights (GR-H) agreed to recommend that the Deputies adopt the draft decision below without further debate.

Financing assured: YES

DRAFT DECISION

1253rd meeting – 13 April 2016

Item 4.5

**“Fighting the increasing poverty of women: the responsibility of local and regional authorities”
Congress of Local and Regional Authorities of the Council of Europe Recommendation 381 (2015) –
Draft reply**

Congress REC_381(2015), CM/Cong(2016)Rec381-prov

Decision

The Deputies adopted the reply to Congress of Local and Regional Authorities of the Council of Europe Recommendation 381 (2015) “Fighting the increasing poverty of women: the responsibility of local and regional authorities”, as it appears in Appendix ... to this volume of Decisions. < cf. CM/Cong(2016)Rec381-prov >²

¹ This document has been classified restricted at the date of issue; it will be declassified in accordance with Resolution Res(2001)6 on access to Council of Europe documents.

² See also document CM/Cong(2016)Rec381-final.

Notes on the Agenda

CM/Notes/1253/4.6 1 April 2016¹

1253 Meeting, 13 April 2016

4 Human rights

4.6 Framework Convention for the Protection of National Minorities

Draft resolution on the implementation of the Convention by the Slovak Republic

Item prepared by the GR-H at its meeting on 23 and 29 March 2016

Reference documents
CM(2016)11, DD(2016)173

Action – Item proposed for adoption without debate

To adopt the draft decision below.

The GR-H agreed to recommend that the Deputies adopt the draft decision below without further debate.

Financing assured: YES

DRAFT DECISION

1253th meeting – 13 April 2016

Item 4.6

Framework Convention for the Protection of National Minorities – Draft resolution on the implementation of the Convention by the Slovak Republic

CM(2016)11, DD(2016)173

Decision

The Deputies adopted Resolution CM/ResCMN(2016)... on the implementation of the Framework Convention for the Protection of National Minorities by the Slovak Republic, as it appears at Appendix ... to the present volume of Decisions. < see Appendix to these Notes >.

¹ This document has been classified restricted at the date of issue; it will be declassified in accordance with Resolution Res(2001)6 on access to Council of Europe documents.

Appendix

Draft Resolution CM/ResCMN(2016)... on the implementation of the Framework Convention for the Protection of National Minorities by the Slovak Republic

*(Adopted by the Committee of Ministers on ...
at the ...th meeting of the Ministers' Deputies)*

The Committee of Ministers, under the terms of Articles 24 to 26 of the Framework Convention for the Protection of National Minorities (hereinafter referred to as "the Framework Convention");

Having regard to Resolution Res(97)10 of 17 September 1997 setting out rules adopted by the Committee of Ministers on the monitoring arrangements under Articles 24 to 26 of the Framework Convention;

Having regard to the voting rule adopted in the context of adopting Resolution Res(97)10;²

Having regard to the instrument of ratification submitted by the Slovak Republic on 14 September 1995;

Recalling that the Government of the Slovak Republic transmitted its state report in respect of the fourth monitoring cycle under the Framework Convention on 28 January 2014;

Having examined the Advisory Committee's fourth opinion on the Slovak Republic adopted on 3 December 2014;

Having also taken note of comments by the Government of the Slovak Republic and other governments,

Adopts the following conclusions in respect of the Slovak Republic:

The authorities are invited to take account of the observations and recommendations contained in Sections I and II of the Advisory Committee's Fourth Opinion. In particular, they should take the following measures to improve further the implementation of the Framework Convention:

Recommendations for immediate action:

- **increase attention to minority rights as an integral part of human rights in the government agenda and ensure effective inter-institutional coordination on all issues pertaining to human and minority rights protection, in close consultation with national minority and civil society representatives;**
- **comprehensively address anti-Gypsyism in the education system and put in place the necessary measures to ensure that Roma children are systematically placed in integrated regular classes. Placement in special schools must be reserved for specific and exceptional cases only;**
- **intensify efforts to effectively protect Roma from discrimination in all spheres of life by raising rights awareness and ensuring that law enforcement officers are adequately trained to properly investigate and follow-up all cases of racial discrimination, including through the initiation of independent investigations of alleged cases of police abuse.**

Further recommendations:

- continue to collect regular data on the situation and access to rights of persons belonging to national minorities, in close consultation with minority representatives, to base all related policy development on reliable equality data;
- provide adequate political and financial support to the Office of the Ombudsperson and speed up the reform of the Slovak National Centre for Human Rights;

² In the context of adopting Resolution Res(97)10 on 17 September 1997, the Committee of Ministers also adopted the following rule: "Decisions pursuant to Articles 24.1 and 25.2 of the Framework Convention shall be considered to be adopted if two-thirds of the representatives of the Contracting Parties casting a vote, including a majority of the representatives of the Contracting Parties entitled to sit on the Committee of Ministers, vote in favour".

- maintain regular support to national minority cultural activities and ensure that representatives of all national minorities are effectively consulted in all relevant decision-making on allocations;
- systematically and promptly condemn all instances of anti-minority rhetoric in the public discourse and design a comprehensive strategy to promote respect and intercultural understanding among different groups in society, including through the dissemination of positive images of national minorities and their contribution to Slovakian society, among others, in the spheres of education, media and culture;
- establish an independent and specialised body to investigate all alleged cases of police abuse and misconduct, and proactively inform the public about the available legal remedies in such cases;
- increase support to minority language media, particularly in the languages of numerically smaller minorities and Romani;
- ensure that the rights contained in Article 4 of the Minority Language Act are effectively implemented in all designated municipalities and with regard to all relevant languages, including Romani;
- develop a flexible approach towards the implementation of the legislative framework on the use of minority languages, and promote pragmatic solutions to accommodate the demands of the population in line with the principles contained in the Framework Convention;
- ensure that teachers of minority language schools have adequate access to relevant training programmes for teaching in all subjects and ensure that textbooks contain adequate portrayals of all national minority communities and their history in Slovakia;
- increase efforts to maintain high quality minority language education and to pursue a close dialogue with national minority representatives, parents and school administrations to ensure that the eventual closure of small schools does not hinder effective opportunities for persons belonging to national minorities to learn in their minority languages;
- take all necessary measures to implement the Roma Integration Strategy and Decade Action Plan at central, regional and local level in close consultation with Roma representatives and intensify efforts to counter anti-Gypsyism in society to effectively promote access of Roma to socio-economic rights.

Notes on the Agenda

CM/Notes/1253/5.1 8 April 2016¹

1253 Meeting, 13 April 2016

5 Media

5.1 Steering Committee on Media and Information Society (CDMSI)

- a. Abridged report of the 9th meeting (Strasbourg, 8-11 December 2015)
- b. Draft Recommendation CM/Rec(2016)... of the Committee of Ministers to member States on the protection of journalism and safety of journalists and other media actors
- c. Draft Recommendation CM/Rec(2016)... of the Committee of Ministers to member States on Internet freedom and its Explanatory Memorandum

Item prepared by the GR-H on 23 and 29 March 2016

Reference document
CM(2016)26, CM(2016)26 add, DD(206)393

Action – Item proposed for adoption without debate

To adopt the draft decision below.

The Rapporteur Group on Human Rights (GR-H) agreed to recommend that the Deputies adopt the draft decisions below without further debate.

Financing assured: YES

¹ This document has been classified restricted at the date of issue; it will be declassified in accordance with Resolution Res(2001)6 on access to Council of Europe documents.

DRAFT DECISIONS

1253th meeting – 13 April 2016

Item 5.1a, b, c

Steering Committee on Media and Information Society (CDMSI)

- a. **Abridged report of the 9th meeting (Strasbourg, 8-11 December 2015)**
 - b. **Draft Recommendation CM/Rec(2016)... of the Committee of Ministers to member States on the protection of journalism and safety of journalists and other media actors**
 - c. **Draft Recommendation CM/Rec(2016)... of the Committee of Ministers to member States on Internet freedom and its Explanatory Memorandum**
- CM(2016)26, CM(2016)26 add, DD(2016)393

Decisions

The Deputies

1. adopted Recommendation CM/Rec(2016)... of the Committee of Ministers to member States on the protection of journalism and safety of journalists and other media actors, as it appears at Appendix ... to the present volume of Decisions << Appendix 2 to document CM(2016)26 as amended by DD(2016)393>>;
2. adopted Recommendation CM/Rec(2016)... of the Committee of Ministers to member States on Internet freedom, as it appears at Appendix ... to the present volume of Decisions << Appendix 3 to document CM(2016)26 as amended by DD(2016)393>>, and took note of the Explanatory Memorandum thereto (document CM(2016)26 add);
3. invited the Secretary General to reflect Internet freedom issues in his annual report on the state of democracy, human rights and the rule of law in Europe, with a special emphasis on the sharing of best practices. Such reflection should also build on national evaluations of member States;
4. in the light of decisions 1 to 3 above, took note of the abridged report of the 9th meeting of the CDMSI, as contained in document CM(2016)26, as a whole.

Ministers' Deputies

Notes on the Agenda

CM/Notes/1253/7.1 1 April 2016¹

1253 Meeting, 13 April 2016

7 Education and Culture

7.1 “Freedom of religion and living together in a democratic society”
Parliamentary Assembly Recommendation 2080 (2015) –
Draft reply

Item prepared by the GR-C on 31 March 2016

Reference documents
PA REC_2080(2015), CM/AS(2016)Rec2080-prov

Action – Item proposed for adoption without debate

To adopt the draft decision below.

The Rapporteur Group on Education, Culture, Sport, Youth and Environment (GR-C) agreed to recommend that the Deputies adopt the draft decision below without further debate.

Financing assured: YES

DRAFT DECISION

1253rd meeting – 13 April 2016

Item 7.1

**“Freedom of religion and living together in a democratic society” –
Parliamentary Assembly Recommendation 2080 (2015) – Draft reply**
Parliamentary Assembly REC_2080(2015), CM/AS(2016)Rec2080-prov

Decision

The Deputies adopted the reply to Parliamentary Assembly Recommendation 2080 (2015) on “Freedom of religion and living together in a democratic society”, as it appears at Appendix ... to the present volume of Decisions. < document CM/AS(2016)Rec2080-prov >²

¹ This document has been classified restricted at the date of issue; it will be declassified in accordance with Resolution Res(2001)6 on access to Council of Europe documents.

² See also document CM/AS(2016)Rec2080-final.

Ministers' Deputies

Notes on the Agenda

CM/Notes/1253/10.1 6 April 2016¹

1253 Meeting, 13 April 2016

10 Legal questions

10.1 High-Level Conference of Ministers of Justice and representatives of the Judiciary (Sofia, Bulgaria, 21 - 22 April 2016)
– Draft Plan of Action on “Strengthening Judicial Independence and Impartiality”

Item prepared by the GR-J at its meetings on 31 March and 5 April 2016

Reference documents
CM(2016)36-prov4

Action – Item proposed for adoption without debate

To adopt the draft decision below.

The Rapporteur Group on Legal Co-operation (GR-J) recommends that the Deputies adopt the draft decision below.

Financing assured: YES

DRAFT DECISION

1253rd meeting – 13 April 2016

Item 10.1

High-Level Conference of Ministers of Justice and representatives of the Judiciary (Sofia, Bulgaria, 21-22 April 2016) – Draft Plan of Action on “Strengthening Judicial Independence and Impartiality”
CM(2016)36-prov4

Decision

The Deputies adopted the Plan of Action on “Strengthening Judicial Independence and Impartiality”, as it appears in document CM(2016)36-final <document CM(2016)36-prov4>.

¹ This document has been classified restricted at the date of issue; it will be declassified in accordance with Resolution Res(2001)6 on access to Council of Europe documents.

Ministers' Deputies

Notes on the Agenda

CM/Notes/1253/12.1 1 April 2016.¹

1253 Meeting, 13 April 2016

12 Congress of Local and Regional Authorities of the Council of Europe

12.1 Congress of Local and Regional Authorities of the Council of Europe –

30th Plenary Session of the Congress (Strasbourg, 22-24 March 2016) – Adopted texts

Reference document
Compendium of adopted texts

Action – Item proposed for adoption without debate

To adopt the decisions appearing below in respect of Congress Recommendations 384 to 387 (2016) and Resolutions 396 to 398 (2016), adopted during the 30th Plenary Session.

Financing assured: YES

DRAFT DECISIONS

1253rd meeting – 13 April 2016

Item 12.1

**Congress of Local and Regional Authorities of the Council of Europe –
30th Plenary Session of the Congress (Strasbourg, 22-24 March 2016) – Adopted texts**
Compendium of adopted texts

Decisions

The Deputies

1. concerning Recommendation 384 (2016) – “Local and regional democracy in France”
 - a. took note of Recommendation 384 (2016);
 - b. agreed to bring it to the attention of the authorities of France;

¹ This document has been classified restricted at the date of issue; it will be declassified in accordance with Resolution Res(2001)6 on access to Council of Europe documents.
Internet : <http://www.coe.int/cm>

2. concerning Recommendation 385 (2016) – “Autonomy and borders in an evolving Europe”
 - a. took note of Recommendation 385 (2016);
 - b. agreed to transmit it to the European Committee on Democracy and Governance (CDDG) for information and possible comments before 13 June 2016;
 - c. invited their Rapporteur Group on Democracy (GR-DEM) to prepare a draft reply for adoption at one of their forthcoming meetings;

3. concerning Recommendation 386 (2016) – “Observation of local elections in Ukraine (25 October 2015)”

- a. took note of Recommendation 386 (2016);
- b. agreed to bring it to the attention of the authorities of Ukraine;

4. concerning Recommendation 387 (2016) – “Local and regional democracy in the Slovak Republic”

- a. took note of Recommendation 387 (2016);
- b. agreed to bring it to the attention of the authorities of the Slovak Republic;

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* *

5. took note of the following resolutions:

Resolution 396 (2016): “Verification of new members’ credentials and new appointment procedures”

Resolution 397 (2016): “Organising intercultural and interreligious activities: a pedagogical toolkit for local authorities”

Resolution 398 (2016) “Autonomy and borders in an evolving Europe”

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* *

6. adopted the following reply to the texts adopted by the Congress of Local and Regional Authorities of the Council of Europe at its 30th Plenary Session (Strasbourg, 22-24 March 2016):

“The Committee of Ministers has taken note of Recommendations 384 to 387 (2016) and Resolutions 396 to 398 (2016) adopted by the Congress of Local and Regional Authorities of the Council of Europe at its 30th Plenary Session (Strasbourg, 22-24 March 2016).

The Committee of Ministers has forwarded Recommendation 385 (2016) to the competent intergovernmental committee for information and comments, as appropriate. It has also instructed its relevant Rapporteur Group to prepare a draft reply to this recommendation for adoption at one of its forthcoming meetings.”