

Last update: 17/12/2019

## Finland

Membership to the Council of Europe	5 May 1989
Entry into force of the European Convention on Human Rights	10 May 1990
First case under supervision of execution	<b>Hokkanen</b> (19823/92) Judgment final on 23 September 1994
Total number of cases transmitted for supervision since the entry into force of the Convention	173
Total number of cases closed by final resolution	144

### MAIN ISSUES BEFORE THE COMMITTEE OF MINISTERS - ONGOING SUPERVISION\*

#### > Lawfulness of detention – Mentally ill persons

**Involuntary confinement in mental hospitals** without sufficient safeguards against arbitrariness in the proceedings determining the confinement or its extension; forcible administration of medication.

**X.** (34806/04)  
Judgment final on 19/11/2012

**Status of execution**  
Standard supervision

#### > Fairness of judicial proceedings – Criminal charges

**Violation of the right no to be convicted twice**; the applicants were convicted twice, concerning partly or entirely the same facts, both in criminal proceedings and administrative taxation proceedings.

**Nykänen** (11828/11)  
Judgment final on 20/08/2014

**Status of execution**  
Standard supervision

#### > Freedom of expression

**Insufficiently grounded or disproportionately severe convictions** in criminal and civil proceedings between 2000 and 2011 for invasion of privacy of others or defamation.

**Eerikäinen and Others** (3514/02)  
Judgment final on 13/03/2009

**Status of execution**  
Standard supervision

\* Detailed information concerning the Committee of Ministers' supervision of the execution of judgments and decisions of the European Court of Human Rights, notably the distinction between enhanced and standard supervision, are available on [the website of the Department for the Execution of Judgments](#).



## SUPERVISION CLOSED - MAIN REFORMS ADOPTED\*\*

## &gt; Length of judicial proceedings

**The Administrative Judicial Procedure Act of 1996 was amended in 2013 to oblige an authority processing an appeal to give a respective time estimate.** The Act on Compensation for Excessive Duration of Judicial Proceedings of 2010, amended in 2013, provides for reasonable compensation from the State budget, including for lengthy proceedings before administrative courts, courts of special jurisdiction and administrative appeal boards.

*Vilho Eskelinen and Others* (63235/00)  
Judgment final on 19/04/2007

Final Resolution  
CM/ResDH(2018)325

**Introduction of effective compensatory and preventive remedies for excessive length of proceedings attributable to the authorities** in 2010 as well as of organisational measures aimed at expediting criminal and civil proceedings.

*Kangasluoma* group (48339/99+)  
Judgment final on 14/06/2004

Final Resolution  
CM/ResDH(2012)75

## &gt; Fairness of judicial proceedings – Criminal charges

**Access to all intercepted communications granted to the defense party** to allow assessment of the relevance of arguments presented by the prosecution, through the reform of the Coercive Measures Act 2003; superfluous information obtained through interception of telecommunications and not related to the offence is to be destroyed after the case has been definitely decided.

*Natunen* (21022/04)  
Judgment final on 30/06/2009

Final Resolution  
CM/ResDH(2011)206

**Better protection of the right not to incriminate oneself and the right to refuse to give information** if it may be incriminating in a parallel pending criminal case was introduced in enforcement proceedings in 2004.

*Martinen* (19235/03)  
Judgment final on 21/07/2009

Final Resolution  
CM/ResDH(2012)22

**Obligation to give the accused an opportunity to put questions to a person under 15, or a mentally disturbed person**, whose testimony was recorded on audio or videotape during pre-trial investigations, in order to allow it to be used as evidence, by amendment of the Code of Judicial Procedure 2003.

*W.* group (14151/02+)  
Judgment final on 24/07/2007

Final Resolution  
CM/ResDH(2011)205

## &gt; Protection of home and correspondence

**Bankruptcy Act 2004 defining the right of the bankruptcy trustee to receive and open, without the debtor's consent, mail and other messages addressed to the debtor**, only if pertaining to his or her economic activities.

*Narinen* (45027/98)  
Judgment final on 01/09/2004

Final Resolution  
CM/ResDH(2009)78

## &gt; Protection of private and family life

**Precise procedures for placing and maintaining children in public care;** detailed regulations regarding contacts between parents and children combined with improved possibilities of appealing restrictions imposed, introduced in the Child Welfare Act 2006.

*K.A.* (27751/95)  
Judgment final on 14/04/2003

Final Resolution  
CM/ResDH(2007)34

\*\* This section may also include certain major reforms already implemented in the context of cases still pending.

For a thorough overview of reforms adopted since the entry into force of Protocol No. 11 in 1998 see the [Annual Report 2015](#), Part IV "Main achievements". As regards the period 1959-1998, see the overview provided by the European Court in its special publication "Survey : 40 years of activity", section IV "Effects of judgments and decisions" – both documents, together with a number of additional ones, are available also on the website of the Department for the Execution of Judgments of the European Court of Human Rights.



## SUPERVISION CLOSED - MAIN REFORMS ADOPTED\*\*

## &gt; Freedom of expression

Prevention of arbitrary seizures of printed materials in the **Act on the Exercise of Freedom of Expression in Mass Media 2004**, which clarified the relation between the legislative provisions on publications and the Coercive Measures Act.

*Goussev, Marenk, Soini and Others*  
(35083/97+)  
Judgment final on 17/04/2006

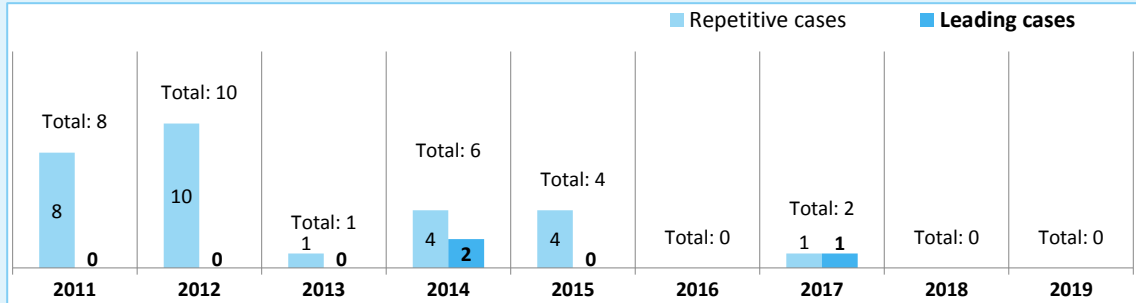
Final Resolution  
CM/ResDH(2007)36



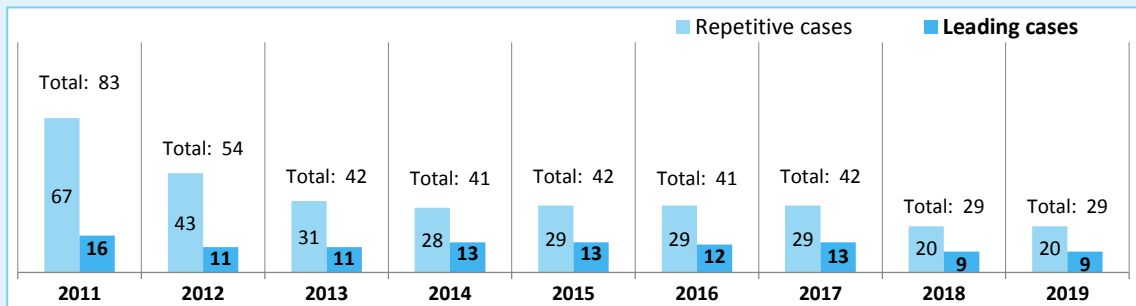
STATISTICS\*\*\*

New cases

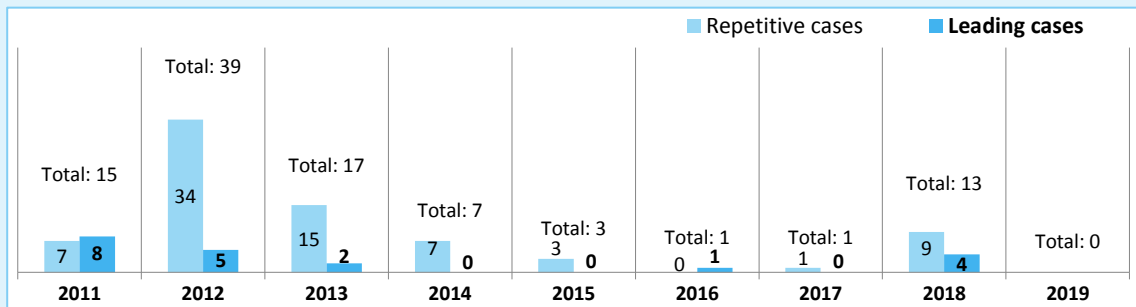
(judgments transmitted for supervision of their execution during the year)



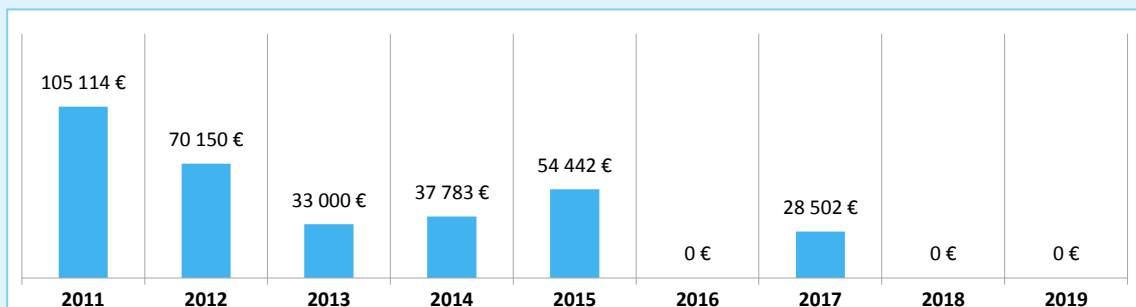
Pending cases



Cases closed by final resolution



Just satisfaction awarded by the European Court



\*\*\* Detailed statistics are available in the annual reports of the Committee of Ministers. Figures are reported as they appear in the annual report for each year.