

COUNCIL OF EUROPE



CONSEIL DE L'EUROPE

Strasbourg, 17 July 2015

CDDH (2015)R83

**STEERING COMMITTEE FOR HUMAN RIGHTS
(CDDH)**

REPORT

83rd meeting

Strasbourg, 17–19 June 2015

INTRODUCTION

1. The Steering Committee for Human Rights (CDDH) held its 83rd meeting from 17 to 19 June 2015 in Strasbourg with Mr Vít A. SCHORM (Czech Republic) in the Chair. The list of participants appears in Appendix I. The agenda, as adopted, appears in Appendix II.

In particular, at this meeting the CDDH:

1. adopted its comments on Parliamentary Assembly Recommendations 2065(2015) on “European Institutions and Human Rights in Europe” and 2070(2015) on “The effectiveness of the European Convention on Human Rights: the Brighton Declaration and beyond” (see Appendix III), and took note of Recommendations 2067(2015) on “Mass Surveillance” and 2069(2015) on “Drones and targeted killings: the need to uphold human rights and international law”;

2. concerning the reform of the Court:

i. took note of the results of the High-Level Brussels Conference on “the Implementation of the European Convention on Human Rights, our shared responsibility” (26–27 March 2015) and of the decisions taken by the Committee of Ministers at its 125th session (19 May 2015);

ii. exchanged views and gave guidance on the ongoing work on the longer-term future of the Convention system and endorsed the guidance given by the Committee of Experts on the reform of the Court (DH-GDR) to Drafting Group “F” (GT-GDR-F);

iii. welcomed the exchange of views on re-examining and reopening cases following Court judgments, held by the DH-GDR at its 8th meeting (27–29 May 2015);

iv. adopted the DH-GDR draft terms of reference for the 2016–2017 biennium, for transmission to the Committee of Ministers in view of its possible adoption (see Appendix IV);

3. concerning the development and promotion of human rights:

i. exchanged views and gave guidance to its drafting Group on human rights and business (CDDH-CORP); decided that the CDDH-CORP will hold an additional meeting on 2–4 November 2015 so that its work can be finalised in view to its adoption at the 84th meeting of the CDDH in December 2015; decided to give delegations the opportunity to submit comments on the draft recommendation and its explanatory memorandum in writing until 6 September 2015; exchanged views with the Chair of the CDDH-CORP on the outcome of the Committee of Ministers’ thematic debate on the United Nations on 12 February 2015 on “Human Rights and Business” and instructed him to represent the CDDH at the next UN Forum on Business and Human Rights (Geneva, 16–18 November 2015);

- ii. adopted the Compilation of Council of Europe standards relating to the principles of freedom of thought, conscience and religion and links with other human rights, to which is appended a selection of national good practices; exchanged views and gave guidance to its Drafting Group on human rights in culturally diverse societies (CDDH-DC) for its elaboration of draft Guidelines on the protection and promotion of human rights in culturally diverse societies with a view to their adoption at the 84th meeting of the CDDH in December 2015; agreed to the holding of an additional meeting of the CDDH-DC, as well as the participation of one more member and representatives from Jordan, Morocco and Tunisia under the Council of Europe's Neighbourhood Partnership;
 - iii. exchanged views on the feasibility study on the impact of the economic crisis and austerity measures on human rights in Europe and decided to ask the Committee of Ministers for an extension of the mandate for another six months, in view of substantial comments submitted to the Secretariat at the meeting by one delegation which, due to technical problems, did not reach the Secretariat within the deadline (31 March 2015); decided to set the new deadline of 31 August 2015 for any further comments to be sent to the Secretariat and asked the Rapporteur to take those comments into account in the study in view of its adoption at the 84th meeting in December 2015;
4. concerning bioethics:
 - i. took note of the work conducted by the Committee on Bioethics (DH-BIO) regarding notably the revised draft Recommendation on the processing for insurance purposes, in particular data resulting from genetic tests, as well as the outcome of the Conference on "Emerging Technologies and Human Rights" (Strasbourg, 4–5 May 2015);
 - ii. took note of the state of preparation of the revised draft Additional Protocol to the Oviedo Convention relating to the protection of human rights and dignity of persons with mental disorders with regard to involuntary placement and involuntary treatment and of the decision of the DH-BIO to make the draft Protocol public for consultation, as a working document;
 - iii. adopted the DH-BIO draft terms of reference for the 2016–2017 biennium, for transmission to the Committee of Ministers in view of its possible adoption (see Appendix IV);
5. exchanged views and information on prospects for further signatures and ratifications of a number of instruments (European Agreement relating to persons participating in proceedings of the European Court of Human Rights (CETS No. 161); Protocols Nos. 15 and 16 to the European Convention on Human Rights; Council of Europe Convention on Access to Official Documents (CETS No. 205)) and set final deadlines for the reception of national information on the prospects for signature and ratification, in particular of Protocol No. 15 to the ECHR and Convention No. 205;

6. exchanged views on the work underway within the Joint Council on Youth (CMJ) for the preparation of a draft recommendation of the Committee of Ministers to the member States on young people's access to rights;
7. exchanged views on the information provided by experts representing the CDDH in other bodies;
8. exchanged views on possible invitees for its upcoming meetings, as well as on the structure and objectives for these meetings;
9. adopted its draft terms of reference for the 2016–2017 biennium, for transmission to the Committee of Ministers in view of their possible adoption (see [Appendix IV](#));
10. adopted the calendar of meetings of the CDDH and its subordinate bodies as it appears at [Appendix VII](#);
11. appointed its new Rapporteur on gender equality;
12. agreed on the following deadlines for submission of comments with respect to the following matters:

- | | |
|--------------------------|---|
| <u>26 June 2015:</u> | Contributions regarding the work of the GT-GDR-F:
DGI-CDDH-Reform@coe.int |
| <u>10 July 2015:</u> | Suggestions for substantial corrections to the draft meeting report (CDDH(2015)R83) that the Secretariat will send to all participants by 30 June 2015:
VSchorm@msp.justice.cz; alfonso.desalas@coe.int

Suggestions on the Committee of Ministers' draft Recommendation to member States on young people's access to rights:
n.shakuro@mfa.gov.ua; vlad.ermakov@hotmail.com
cc: alfonso.desalas@coe.int; corinne.gavrilovic@coe.int |
| <u>17 July 2015:</u> | Contributions regarding the work of DH-GDR on the re-examination or reopening of cases following judgments of the Court:
DGI-CDDH-Reform@coe.int |
| <u>31 August 2015:</u> | Any further comments on the feasibility study on the impact of the economic crisis and austerity measures on human rights in Europe:
matthias.kloth@coe.int; corinne.gavrilovic@coe.int |
| <u>1 September 2015:</u> | National information on prospects for signature and ratification, in particular of Protocol No. 15 to the ECHR and Convention No. 205:
alfonso.desalas@coe.int; corinne.gavrilovic@coe.int |

6 September 2015: Comments on the draft recommendation on human rights and business and its explanatory memorandum:
matthias.kloth@coe.int; corinne.gavrilovic@coe.int

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ITEM 1: OPENING OF THE MEETING, ADOPTION OF THE AGENDA AND ORDER OF BUSINESS

2. Mr Philippe BOILLAT, Director General, Directorate General of Human Rights and Rule of Law, evoked the context in which the work to be undertaken by the CDDH during the next biennium takes place, referring in particular to the Secretary General's priorities (further enhancement of the Convention system and of the various Council of Europe supervisory bodies; protection of democratic principles in a context of rapid development of media and information society as well as culturally diverse societies; cooperation with other countries (Neighbourhood Partnership); enhancement of the European social Charter)¹. He also presented briefly the state of play on the European Union accession to the ECHR. Mr Ambassador Jari VILEN, Head of the Delegation of the European Union to the Council of Europe, delivered a short address in which he recalled that the EU institutions continue their period of reflection, analysis and consultation on the consequences to be drawn from the opinion of the Court of Justice and that the EU remains committed to reach the goal of accession.

ITEM 2: RECOMMENDATIONS OF THE PARLIAMENTARY ASSEMBLY

3. The CDDH adopted its comments on Parliamentary Assembly Recommendations 2065(2015) on “European Institutions and Human Rights in Europe” and 2070(2015) on “The effectiveness of the European Convention on Human Rights: the Brighton Declaration and beyond” (see Appendix II), and took note of Recommendations 2067(2015) on “Mass Surveillance” and 2069(2015) on “Drones and targeted killings: the need to uphold human rights and international law”.

4. Taking into account the important number of Recommendations transmitted to it for information and possible comments, the CDDH confirmed its decision to send comments to the Committee of Ministers only where there is a real added value.

ITEM 3: REFORM OF THE COURT (DH-GDR)

5. The Chair of the Committee of Experts on the reform of the Court (DH-GDR), Mr Morten RUUD (Norway), presented the work completed by the Committee at its 8th meeting (27–29 May 2015).

¹ See Secretary General Report “State of Democracy, Human Rights and the Rule of Law in Europe” presented at the 125th Session of the Committee of Ministers (Brussels, 19 May 2015). This report contains an analysis on Democracy, Human Rights and Rule of Law in Europe based on the findings of the Council of Europe monitoring mechanisms and bodies.

3.1 *Follow-up to the Brussels High-Level Conference on the Implementation of the European Convention on Human Rights, our shared responsibility (Brussels, 26–27 March 2015) and to the decisions taken by the Committee of Ministers at its 125th session (19 May 2015)*

6. Mr Philippe WERY (Belgium) presented the results of the Brussels High-Level Conference on “the Implementation of the European Convention on Human Rights, our shared responsibility” (26–27 March 2015) and its Proceedings, made available in the meeting room and online.² The CDDH took note of the Brussels Declaration and of the decisions taken by the Committee of Ministers at its 125th Session (19 May 2015). It thanked the Belgian Chairmanship of the Committee of Ministers for having meticulously organised this event. The CDDH noted that drafting Group “F” on the Reform of the Court (GT-GDR-F) was instructed by the Committee of experts on the Reform of the Court (DH-GDR) to reflect on the implementation and further follow-up to the Brussels Declaration.

3.2 *Work conducted by Drafting Group “F” on the Reform of the Court (GT-GDR-F)*

7. The Chair of drafting Group “F” on the Reform of the Court (GT-GDR-F), Mr Martin KUIJER (the Netherlands), presented the state of preparation of the CDDH draft final report on the longer-term future of the Convention system (see document GT-GDR-F(2015)010), as well as the guidance given by the Committee of experts on the Reform of the Court (DH-GDR) at its 8th meeting (see DH-GDR(2015)R8, paras 3–9).

8. The CDDH endorsed the guidance given by the DH-GDR to the GT-GDR-F and further indicated that the issue of the verification of compatibility of laws with the Convention should be further examined and not exclusively in the remit of national parliaments.

9. The CDDH took note that the Chair of Group “F” and the Secretariat will present draft conclusions, drafted under their sole responsibility, at the next meeting of the Group (8–10 September 2015) in view of the adoption by the Group of the final text at its 8th meeting (14–16 October 2015). With a view to the revision of the draft report and the drafting of conclusions, the CDDH underlined the importance of sending all substantive contributions to the Secretariat (DGI-CDDH-Reform@coe.int) by Friday 26 June 2015 in order to secure their inclusion into the revised draft.

10. The CDDH concluded by congratulating Group “F” and the DH-GDR, via their respective Chairs, on the significant progress made. It noted that the CDDH will adopt the draft final report at its 84th meeting (8–11 December 2015) for transmission to the Committee of Ministers by the given deadline (31 December 2015).

² <http://www.coe.int/t/DGHL/STANDARDSETTING/CDDH/REFORMECHR/Publications/Proceedings-Brussels-Conference-2015.pdf>

3.3 *Information on the implementation of the Convention and the execution of judgments of the Court*

11. The Chair of the DH-GDR presented the fruitful results of the exchange of information held by the DH-GDR on re-examining and reopening cases following Court judgments. This exchange of views was aimed at a peer-to-peer open discussion and the sharing of experiences and not at imposing obligations on member States. All contributions regarding this exchange are now online.³ It is recalled that experts are invited to send any additional information, including legislative provisions and case law, to the Secretariat (DGI-CDDH-Reform@coe.int) by Friday 17 July 2015. This will allow the Secretariat to draft an overview, on the basis of the issues and challenges identified during the exchange of views as well as of the written contributions and the synthesis prepared by the Secretariat. The overview will then be submitted to experts by written procedure for possible comments with a view to its online publication.

3.4 *Future activities during the 2016–2017 biennium aimed at ensuring the effectiveness and viability of the European Convention on Human Rights system at national and European level*

12. The Chair of the DH-GDR presented the draft terms of reference for 2016–2017, as adopted by the Committee at its 8th meeting (see DH-GDR(2015)R8, Appendix III). The draft terms of reference are based on the current terms of reference of the Committee, as well as on the Brussels Declaration and subsequent decisions adopted by the Committee of Ministers concerning the follow-up to the Declaration.⁴ A new title is proposed (Committee of Experts on the system of the European Convention on Human Rights (DH-SYSC)) to illustrate the fact that the work of the Committee covers the system of the Convention as a whole and no longer focuses exclusively on the reform of the Court. The CDDH proceeded to the adoption of the draft terms of reference, as they appear in Appendix IV of the present report, for transmission to the Committee of Ministers in view of their possible adoption.

ITEM 4: DEVELOPMENT AND PROMOTION OF HUMAN RIGHTS

4.1 *Corporate social responsibility in the field of human rights (CDDH-CORP)*

13. The Chair of the drafting Group on Human Rights and Business (CDDH-CORP), Mr René LEFEBER (The Netherlands), reported on the results of the 4th meeting of the Group (25–27 February 2015), notably the revision of the draft recommendation on human rights and business which appears in Appendix III of its meeting report (CDDH-CORP(2015)R4). He also gave feedback on how the drafting Group had implemented the guidance given by the CDDH at its last meeting, notably to clear the text of brackets, shorten its length and remove certain parts to the draft

³ <http://www.coe.int/t/dghl/standardsetting/cddh/reformechr/reopening-EN.asp?>

⁴ Decisions taken by the Committee of Ministers at its 125th Session (19 May 2015) and by the Ministers' Deputies at their 1228th meeting (27 May 2015).

explanatory memorandum (CDDH-CORP(2015)01rev.). Several delegations made comments on particular provisions which were taken note of by the Secretariat which will bring these to the attention of the drafting Group on the occasion of the next revision of the draft recommendation. Delegations also wished to be given the opportunity to submit comments in writing, which may be submitted to the Secretariat (Matthias.Kloth@coe.int; Corinne.Gavrilovic@coe.int) until 6 September 2015.

14. The CDDH discussed the issues on which the CDDH-CORP had asked them for guidance (see CDDH-CORP(2015)R4, para. 9) and encouraged the Group, in order to add further value to the text, to include both remedies under administrative law as well as special provisions on workers, children and indigenous people, while at the same time taking into account that the document was still considered rather lengthy compared to previous recommendations elaborated by the CDDH.

15. Given the above-mentioned length of the document and its draft explanatory memorandum, and the fact that the Group was being given guidance to include new provisions in the text which were previously undiscussed, several delegations strongly preferred the drafting Group to schedule an additional meeting to finalise its work, as opposed to prolonging the duration of the final meeting (23–25 September 2015). This way, experts could properly consult their competent authorities on newly-introduced paragraphs in between meetings. After having consulted with members and observers of the drafting Group, the CDDH decided that this additional CDDH-CORP meeting should be held on 2–4 November 2015.

16. Given the workload of the CDDH at its 84th meeting in December, some delegations feared that time constraints at that meeting could prevent the CDDH from an in-depth discussion of the recommendation and its explanatory memorandum, so that the option to ask the Committee of Ministers for an extension of the mandate should be taken into consideration in December.

17. Finally, the Chair and the Secretariat informed delegates about the annual exchange of views the Committee of Ministers held on 12 February 2015 with experts from capitals on the United Nations and frequent human rights related questions, in particular the thematic debate which had been devoted to “human rights and business”. The CDDH is thankful for this information and instructed the Chair of the CDDH-CORP to represent it at the next UN Forum on Business and Human Rights (Geneva, 16–18 November 2015).

4.2 Human rights in culturally diverse societies (CDDH-DC)

18. The Chair of the Drafting Group on Human Rights in Culturally Diverse Societies (CDDH-DC), Ms Krista OINONEN (Finland), reported on the progress of the work of the Group.

19. Following an examination of the final draft text in the light of the comments received, the CDDH adopted the Compilation of Council of Europe standards relating to the principles of freedom of thought, conscience and religion and the links with other human rights, which includes an appendix with a selection of national good practices. It

noted that the Compendium of good practices containing the contributions submitted by States would be updated regularly via the website in the light of further contributions.

20. Subsequently, the CDDH had an exchange of views on the state of preparation of the draft Guidelines on the protection and promotion of human rights in culturally diverse societies. It advised the Group to make the Guidelines as practical and concrete as possible so as to be of use in daily life. It further proposed to:

- (i) mention the “principle of freedom of expression” at the outset of the section on “relevant fundamental freedoms”;
- (ii) reconsider the guideline on “equality and action against all forms of discrimination” which contained several issues, perhaps dividing it into two or more guidelines and combining it with the guideline on “prohibition of advocacy and religious hatred”;
- (iii) use a wording recommending member States rather than obliging them;
- (iv) reconsider the guideline on “responsibility of opinion leaders” suggesting instead to focus on the impunity of statements which are prohibited in accordance with criminal laws.

21. The CDDH agreed to the proposal of holding an additional meeting of the Group so that it could finalise its drafting work with the view to submitting the draft Guidelines to the CDDH for possible adoption at its 84th meeting in December 2015. The 4th meeting of the Group would therefore take place from 8 to 10 September 2015 and the 5th and last meeting from 27 to 29 October 2015.

22. The CDDH agreed exceptionally to enlarge the number of members so that a representative of the Slovak Republic could join the Group. It also approved the request that representatives from Jordan, Morocco and Tunisia could take part in the two meetings scheduled in the autumn noting that their participation expenses would be covered by the Council of Europe’s Neighbourhood Partnership.

4.3 The impact of the economic crisis and austerity measures on human rights in Europe

23. The CDDH Rapporteur, Ms Zinovia STAVRIDIS (Greece), presented the revised draft feasibility study on the impact of the economic crisis on human rights in Europe (CDDH(2015)007), with particular emphasis on the changes made in view of the written comments received by delegations in March, but also the discussions at previous meetings. Delegations warmly welcomed the work of the Rapporteur to find compromises on the numerous politically sensitive issues which had arisen during those discussions. As some delegations remained sceptical of the suitability of the topic as future work of the CDDH, delegates agreed that it would be preferable to adopt the study if possible in a consensual manner. Given that one delegation had on 17 June 2015 submitted a considerable amount of comments which had, for technical reasons, not reached the Secretariat within the deadline for comments (31 March 2015), delegates considered that those comments could, exceptionally, still be accommodated within the

study also in view of the fact that the Rapporteur had previously found the right balance of integrating the written comments received.

24. Consequently, the CDDH agreed to ask the Committee of Ministers for an extension of the mandate by six months, it being understood that the CDDH would have to adopt the study at its 84th meeting in December without further extension of the deadline. In view of the possible prolongation of the mandate, and the fact that some delegations may still wish to comment on the study, delegates were invited to send further comments to the Secretariat (Matthias.Kloth@coe.int; Corinne.Gavrilovic@coe.int) by 31 August 2015.

25. In light of these comments and in order to facilitate the work, it was suggested that those delegations which had been most active in the discussion, or any delegation taking a particular interest in the topic, would engage in informal consultations with the Rapporteur and the Secretariat in the process of revising the study in light of those comments.

26. Furthermore, the Secretariat reminded delegations of the importance to verify, on account of both acknowledgment of receipt and the compilation of comments regularly sent by the Secretariat to all delegations immediately after the deadline, that their submissions had actually been received.

ITEM 5: BIOETHICS (DH-BIO)

5.1 Work conducted under CDDH authority

27. The CDDH was informed by Ms Laurence LWOFF, Head of the Bioethics Unit and Secretary of the DH-BIO, of the decisions taken by the latter at its 7th plenary meeting (4–7 May 2015). Ms Lwoff referred to the progress achieved in the preparation of a draft Recommendation on the processing, for insurance purposes, of health-related data, in particular data resulting from genetic testing, with a view to its finalisation at the 8th plenary meeting (1–4 December 2015) and its subsequent submission to the CDDH.

5.2 Other ongoing work within the DH-BIO

28. It was noted that the DH-BIO examined the draft Protocol revised in the light of the comments made by delegations, including delegations to CDDH, and decided to launch an open public consultation on the draft Protocol as a working document. A request for comments will be specifically sent to the Council of Europe Commissioner for Human Rights, the Committee of Experts on the Rights of Persons with Disabilities (DECS-RPD) and the Conference of INGOs, as well as to the Office of the UN High Commissioner for Human Rights and the EU Fundamental Rights Agency. Delegations of the Member States may also wish to send specific requests to relevant bodies, organisations and experts at national level. The consultation will be launched at the end of June and will close on 15 November 2015.

29. The CDDH was informed of the progress made in the other works carried out by the DH-BIO, in particular the support to the development of a course on bioethics for legal professionals as well as non-legal professionals concerned in the biomedical field,

in the framework of the HELP programme. The DH-BIO also agreed to organise at the end of 2016 – beginning of 2017 a workshop on the case law of the European Court of Human Rights relevant to bioethical issues. This workshop will take place in the context of the preparation of a Conference foreseen at the end of 2017 to be held on the occasion of the 20th anniversary of the Oviedo Convention.

30. Finally, the CDDH took note of the preparation by the Secretariat, before each plenary meeting of the DH-BIO of a document reflecting the pending cases and decisions of the Court relevant to bioethics, which is published on the Bioethics website.

31. Ms Brigitte KONZ, Vice-Chair of the CDDH and CDDH representative in the DH-BIO, summarised the main concluding remarks of the Conference on emerging technologies and human rights organised by the DH-BIO on 4–5 May 2015. The conclusions of this conference will be used as a basis for the preparation of a white paper on this subject during the 2016–2017 biennium.

5.3 Activities proposed in bioethics for the 2016–2017 biennium

32. The CDDH examined and adopted the draft terms of reference of the DH-BIO for the 2016–2017 Biennium for transmission to the Committee of Ministers in view of its adoption. In this context, it noted the possibility to invite the Chair of the DH-BIO at its June 2016 meeting.

ITEM 6: YOUNG PEOPLE’S ACCESS TO FUNDAMENTAL RIGHTS

33. Mr Vladislav ERMAKOV (Russian Federation) and Ms Nataliia SHAKURO (Ukraine), informed about their participation in the work of the 2nd meeting of the drafting Group on the preparation of the draft Recommendation, from now on entitled “Young people’s access to rights” (29–30 June 2015). The text of the most recent version of the draft recommendation from 4 March 2015 can be found in document CDDH(2015)009. The CDDH welcomed the progress made and invited the delegations, which so wish, to send their possible comments and drafting suggestions to the Rapporteurs and Secretariat (n.shakuro@mfa.gov.ua ; vlad.ermakov@hotmail.com; cc: alfonso.desalas@coe.int ; corinne.gavrilovic@coe.int) by 10 July 2015.

ITEM 7: EXPERTS REPRESENTING THE CDDH IN OTHER BODIES

34. A summary table of meetings and events of various bodies in 2015 and the experts appointed by the CDDH to attend them if the agenda so requires, is set out in [Appendix V](#). The CDDH exchanged views on information provided by the experts who had represented it since its 82nd meeting (November 2014). Reports sent by some experts appear in document CDDH(2015)002. The other experts will send their reports to the Secretariat shortly:

- Ms Nataliia SHAKURO (Ukraine) and Mr Vladislav ERMAKOV (Russian Federation) attended the 2nd meeting of the Drafting Group on the preparation of the draft Recommendation on young people’s access to fundamental rights (29–30 January 2015), see item 6 above;

- Mr Martin KUIJER (the Netherlands) attended the Conference organised by the European Committee for the Prevention of Torture and Inhuman or Degrading Treatment or Punishment (CPT): “The CPT at 25: taking stock and moving forward” (2 March 2015);
- Mr Rob LINHAM (United Kingdom) attended the 28th meeting of the Committee of Experts on Terrorism (CODEXTER, 8–10 April 2015);
- Ms Brigitte KONZ (Luxembourg) attended the 7th meeting of the Committee on Bioethics (DH-BIO) and the Conference on “Emerging Technologies and Human Rights” (4–7 May 2015), see item 5 above;
- Ms Nataliia SHAKURO (Ukraine) attended the 3rd meeting of the European Committee for Social Cohesion, Human Dignity and Equality (CDDECS, 27–29 May 2015).

ITEM 8: INVITEES

35. The CDDH noted with satisfaction that Professor Dr Theresia DEGENER, expert from Germany before the conventional body of the Convention on the Rights of Persons with Disabilities, will attend the 84th meeting (December 2015), that Professor Frédérique DREYFUS-NETTER (France), lawyer and specialist in bioethics, will attend the 85th meeting (June 2016). It entrusted the Secretariat to contact Ms Maud DE BOER-BUQUICCHIO, United Nations special Rapporteur on the sale of children, child prostitution and child pornography, in order to agree on a date at the end of 2016 or during 2017. It kept in mind the possibility to invite a representative from the Office of the United Nations High Commissioner for Human Rights (OHCHR) to a forthcoming meeting.

36. The CDDH noted with interest the suggestion to invite Chairpersons from other Steering Committees, according to modalities to be decided, in order to reinforce the cooperation for the implementation of activities foreseen for the next biennium.

ITEM 9: REVIEW OF COUNCIL OF EUROPE CONVENTIONS

37. The CDDH exchanged views and information on the prospects of signature and ratification of several instruments (European Agreement relating to persons participating in proceedings of the European Court of Human Rights (CETS No. 161); Protocol Nos. 15 and 16 to the European Convention on Human Rights; Council of Europe Convention on Access to Official Documents (CETS No. 205)). It set final deadlines for the reception of national information on the prospects of signatures and ratifications, in particular of Protocol No. 15 to the ECHR and Convention No. 205 (alfonso.desalas@coe.int ; corinne.gavrilovic@coe.int) by 1st September 2015.

38. The CDDH noted with satisfaction the regular progress made, particularly in terms of Protocol No. 15. It noted however that very few member States have disclosed information particularly on the Convention on Access to Official Documents. It deemed it necessary that the CDDH make a decision in December in this regard so as to be able

to indicate to the Committee of Ministers its opinion on the issue either formally relaunching the signature and ratification process of the current instrument, or reviewing it, or reaching the conclusion that the instrument is no longer relevant.

ITEM 10: CDDH WORK BEYOND THE CURRENT BIENNIUM

39. Further to a detailed review and on the basis of suggestions from the extraordinary enlarged Bureau meeting (16 June 2015), the CDDH adopted the 2016–2017 draft terms of reference for the CDDH, DH-GDR and DH-BIO as they appear in Appendix IV. It will transmit them to the Committee of Ministers for review and possible adoption in November 2015. In this draft, the CDDH wanted to:

- place emphasis on the competence of the CDDH in standard setting activities, which is one of the CDDH fundamental competencies;
- underline that the work on the European Convention on Human Rights system (reinforcing the protection of human rights by improving the effectiveness of the control mechanism of the Convention and its implementation at national level) is a permanent priority of the CDDH;
- select a limited number of activities to be conducted in 2016–2017, presenting a real added value.

ITEM 11: CALENDAR OF MEETINGS

40. The CDDH adopted the calendar of its meetings and those of its subordinate bodies for the second semester of 2015. It appears in Appendix VII hereafter. Taking into account the workload for its meeting in December 2015 during which it should also set in motion, both on substance and on methodology, the work of the next biennium as soon as the Committee of Ministers has adopted the Committee's terms of references, it envisaged, in this particular instance, to extend this meeting by one half-day⁵.

ITEM 12: OTHER ISSUES

12.1 Information on other events of interest for CDDH members

41. The Secretariat informed the delegates about the recent two-day seminar to mark the 10th World Day against Elder Abuse (15–16 June 2015) in Brussels, which had been jointly organised by the Council of Europe, the European Commission, ENNHRI and the AGE Platform Europe. The Secretariat had spoken in one of the panels about the various instruments the Council of Europe possesses to tackle elder abuse, including the Committee of Ministers CM/Rec (2014)2 Recommendation on the Promotion of Human Rights of Older Persons. The CDDH thanked for this information and envisaged the possibility of having an informal exchange of views at its 85th meeting (June 2016) on

⁵ Following electronic consultation after the meeting, the CDDH decided to start its 84th meeting on Monday 7 December at 14:30. See Appendix VII.

progress made on the implementation of that recommendation. That date would mark the midway of the five year period after which the Committee of Ministers will consider the implementation of the recommendation. The CDDH also encouraged its members to promote the translation of the recommendation into their respective national language.

12.2 Prenatal sex selection

42. The CDDH decided to keep this issue for examination at one of its forthcoming meetings.

12.3 CDDH Rapporteur on Equality

43. The CDDH sincerely thanked Mr Philippe WERY (Belgium), CDDH Rapporteur on gender equality, for his vigilant and active work and, taking into account Mr Wery's wish to invite another expert to succeed him, it appointed Mr Roeland BÖCKER (the Netherlands) as Rapporteur for this activity.

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APPENDICES AND ADDENDA

Appendix I: List of participants

Appendix II: Agenda

Appendix III: CDDH comments on Parliamentary Assembly Recommendation 2065(2015) "European Institutions and Human Rights in Europe"

Appendix IV: Draft Terms of Reference of the CDDH and subordinate bodies for the biennium 2016–2017

Appendix V: Experts representing the CDDH in other bodies

Appendix VI: Composition of the Bureau and chairmanship of subordinate bodies following the elections at the 82nd meeting of the CDDH (19–21 November 2014)

Appendix VII: Draft calendar of meetings of the CDDH and subordinate bodies for the second semester 2015

Addendum: Compilation of Council of Europe standards relating to the principles of freedom of thought, conscience and religion and links to other human rights.

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Appendix I**List of participants****MEMBERS/MEMBRES**ALBANIA/ALBANIE

Mr Roden HOXHA, Permanent Representative of the Government Agent to the European Court of Human Rights

ANDORRA/ANDORRE

Mr Joan FORNER ROVIRA, Représentant permanent Adjoint d'Andorre auprès du Conseil de l'Europe

ARMENIA/ARMENIE

Mr Levon AMIRJANYAN, Chef du département des affaires juridiques, Ministère des affaires étrangères

AUSTRIA/AUTRICHE

Mr Martin REICHARD, Représentation Permanente auprès du Conseil de l'Europe

AZERBAIJAN/AZERBAIDJAN

Mr. Huseyn AKHUNDOV, Deputy to the Permanent Representative of the Republic of Azerbaijan

BELGIUM/BELGIQUE

Mr Philippe WERY, Chef du Service des droits de l'homme, SPF Justice, Service des Droits de l'Homme

BOSNIA AND HERZEGOVINA / BOSNIE-HERZEGOVINE

Ms Monika MIJIC, Agent of the Council of Ministers of Bosnia and Herzegovina before the European Court of Human Rights

BULGARIA/BULGARIE

Mr Dimitar Philipov SERAFIMOV, Directeur département DH, Ministère des Affaires Etrangères

CROATIA/CROATIE

Mrs Romana KUZMANIĆ OLUIĆ, Counsellor, Ministry of Foreign and European Affairs

CZECH REPUBLIC / REPUBLIQUE TCHEQUE

Mr Vít Alexander SCHORM, Government Agent, Ministry of Justice, Chairman of the CDDH/Président du CDDH

Mr Martin BOUČEK, Human Rights and Transition Policy Department, Ministry of Foreign Affairs

DENMARK/DANEMARK

Ms Katarina HVID LUNDH, Head of section, The Danish Ministry of Justice

ESTONIA/ESTONIE

Mrs Maris KUURBERG, Government Agent before the European Court of Human Rights, Ministry of Foreign Affairs

FINLAND/FINLANDE

Mr Arto KOSONEN, Government Agent, Director, Unit for Human Rights Court and Conventions, Legal Service, Ministry of Foreign Affairs

FRANCE

Mme Florence MERLOZ, Sous-directrice des droits de l'homme, Ministère des Affaires Etrangères et du Développement international, Direction des affaires juridiques

GEORGIA/GEORGIE

Mr Levan MESKHORADZE, Governmental Agent of Georgia to the ECHR, Department of State Representation in International Court of Human Rights, Ministry of Justice

GERMANY/ALLEMAGNE

Mr Hans-Jörg BEHRENS, Head of Unit IVC1, Human Rights Protection; Government Agent before the European Court of Human Rights, Bundesministerium der Justiz und für Verbraucherschutz

GREECE/GRECE

Ms Zinovia STAVRIDIS, Head of the Public International Law Department/Special Legal Department, Ministry of Foreign Affairs

Mme Ourania PATSOPOULOU, Membre du Conseil Juridique de l'Etat, Attachée à la Représentation Permanente de la Grèce auprès du Conseil de l'Europe

HUNGARY/HONGRIE

Mr Zoltan TALLODI, Agent before ECHR, Ministry of Public Administration and Justice

ICELAND/ISLANDE

Ms Ragnhildur HJALTADOTTIR, Permanent Secretary, Ministry of the Interior

IRELAND/IRLANDE

Mr Peter WHITE, Agent for the Government of Ireland, Assistant Legal Adviser, Legal Division, Department of Foreign Affairs and Trade

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LITHUANIA/LITUANIE

Ms Karolina BUBNYTE, Government Agent of Lithuania before the ECtHR, Ministry of Justice

LUXEMBOURG

Mme Brigitte KONZ, Juge de Paix directrice, Cité judiciaire, Vice-Chair of the CDDH/Vice-Présidente du CDDH

MALTA/MALTE

Dr Victoria BUTTIGIEG, Head of Civil and Constitutional Law Unit, Office of the Attorney General

REPUBLIC OF MOLDOVA / REPUBLIQUE DE MOLDOVA

Mr Lilian APOSTOL, Agent for the Government of the Republic of Moldova

MONACO

Mr Jean-Laurent RAVERA, Département des Relations Extérieures de Monaco/Cellule Droits de l'Homme, Agent du Gouvernement près la Cour Européenne des Droits de l'Homme

THE NETHERLANDS / PAYS-BAS

Mr Roeland BÖCKER, Ministry of Foreign Affairs, International Law Division

Mr Martin KUIJER, Senior legal adviser human rights law, Ministry of Justice

NORWAY/NORVEGE

Mr Morten RUUD, Norwegian Ministry of Justice and the Police

POLAND/POLOGNE

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PORTUGAL

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ROMANIA/ROUMANIE

Ms Catrinel BRUMAR, Agent for the Government before the European Court of Human Rights, Ministry of Foreign Affairs

RUSSIAN FEDERATION / FEDERATION DE RUSSIE

Mr Grigory LUKIYANTSEV, Deputy Director, Department for Humanitarian Cooperation and Human Rights, Ministry of Foreign Affairs

Mr Vladislav ERMAKOV, Ministry of Foreign Affairs

SAN MARINO / SAINT-MARIN

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SLOVAK REPUBLIC / REPUBLIQUE SLOVAQUE

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TURKEY/TURQUIE

Mr Hacı Ali AÇIKGÜL, Judge, Head of the Human Rights Department of Turkey

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Mr Harun SAĞLAM, Conseiller, Ministère de la Justice – Représentation Permanente de la Turquie auprès du Conseil de l’Europe

UKRAINE

Ms Nataliia SHAKURO, Human Rights and the Council of Europe Unit, Department for international organisations, Ministry of Foreign Affairs

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Parliamentary Assembly / Assemblée parlementaire

Mr Andrew DRZEMCZEWSKI, Head of Department, Legal Affairs & Human Rights Department/Chef du Service des questions juridiques et des droits de l’homme

Registry of the European Court of Human Rights / Greffe de la Cour européenne des droits de l’homme

Mr John DARCY, Adviser to the President and the Registrar, Private Office of the President, European Court of Human Rights/Conseiller du président et du greffier, Cabinet du Président, Cour européenne des droits de l’homme

Department for the Execution of Judgments of the Court/Service de l’Exécution des Arrêts de la Cour

Mr Fredrik SUNDBERG, Deputy to the Head of Department, Department for the Execution of Judgments of the Court/Adjoint à la Chef de Service, Service de l'exécution des arrêts de la Cour

Conference of INGOs of the Council of Europe/Conférence des OING du Conseil de l'Europe

Mr Jean-Bernard MARIE

European Committee on Legal Co-operation/Comité européen de coopération juridique
CDCJ

Mr Artyom SEDRAKYAN, Head of Department for Relations with the European Court of Human Right, Ministry of Justice

Directorate of Internal Oversight – Evaluation Division/Direction de l'Audit interne et de l'Evaluation – Division de l'Evaluation

Ms Camille MASSEY, Evaluator/Evaluatrice

Mr Arnaud BUBECK, Stagiaire

EUROPEAN UNION / UNION EUROPÉENNE

Ms Kira VOGT, European External Action Service, Delegation of the European Union at the Council of Europe

OBSERVERS/OBSERVATEURS

HOLY SEE / SAINT-SIÈGE

Mme Christine JEANGÉY, Chargée des Droits de l'Homme au Conseil Pontifical Justice et Paix

JAPAN/JAPON

Mr Takaaki SHINTAKU, Consul (Attorney), Consulate-General of Japan, Consulate-General of Japan

Ms Wakana FUJITA, Chargée de Mission, Consulat général du Japon à Strasbourg

MEXICO/MEXIQUE

Mr Diego SANDOVAL PIMENTEL, Adjoint à l'Observateur Permanent, Représentation Permanente du Mexique auprès du Conseil de l'Europe

Non-member State / Pays non-membre

BELARUS

Mr Oleg GOLUBEV, First Secretary, CoE and OSCE Unit, Ministry for Foreign Affairs

European Network of Human Rights Institutions (ENNHRI)/Réseau européen des institutions nationales des droits de l'Homme

Ms Sara BRUNET, Equality and Human Rights Commission (GB)

Non governmental Organisations / Organisations non-gouvernementales

European Trade Union Confederation (ETUC) / Confédération européenne des syndicats (CES)

Mr Klaus LÖRCHER, Conseiller des droits de l'homme de la CES, Confédération européenne des syndicats

Invitees to this meeting / invités à cette réunion

Conference of european Churches (CEC) / Conférence des églises européennes (KEK)

Mr Richard FISCHER

SECRETARIAT

DG I – Human Rights and Rule of Law / Droits de l'Homme et État de droit

Council of Europe / Conseil de l'Europe, F-67075 Strasbourg Cedex

Mr Philippe BOILLAT, Director General / Directeur Général, Directorate General of Human Rights and Rule of Law / Direction Générale droits de l'Homme et Etat de droit

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intergouvernementale en matière de droits de l'Homme, Secretary of the CDDH-DC /
Secrétaire du CDDH-DC

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Cooperation Division / Division de la coopération intergouvernementale en matière de
droits de l'Homme

INTERPRETERS/INTERPRÈTES

Mr Christopher TYCZKA

Mr Nicolas GUITTONNEAU

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Appendix II

Agenda

ITEM 1: OPENING OF THE MEETING, ADOPTION OF THE AGENDA AND ORDER OF BUSINESS

ITEM 2: RECOMMENDATIONS OF THE PARLIAMENTARY ASSEMBLY

Secretariat document	CDDH(2015)008
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ITEM 3: REFORM OF THE COURT (DH-GDR)

Report of the 8 th meeting of the DH-GDR (27–29 May 2015)	DH-GDR(2015)R8
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3.1 *Follow-up to the Brussels High-Level Conference on the Implementation of the European Convention on Human Rights, our shared responsibility*

Brussels Declaration	CDDH(2015)004
Securing the long-term effectiveness of the supervisory mechanism of the European Convention on Human Rights (decisions taken at the 125 th Session of the Committee of Ministers, 19 May 2014)	DH-GDR(2015)004

3.2 *Work conducted by Drafting Group “F” on the Reform of the Court (GT-GDR-F)*

Report of the 8 th meeting of the DH-GDR (27–29 May 2015)	DH-GDR-F(2015)R8
Report of the 6 th meeting of the GT-GDR-F (15–17 April 2015)	GT-GDR-F(2015)R6
Consolidated draft CDDH final report on the longer-term future of the Convention system (as revised following the 6 th GT-GDR-F meeting)	GT-GDR-F(2015)010
Compilation of contributions received following the 6 th GT-GDR-F meeting	GT-GDR-F(2015)011Rev

3.3 *Information on the implementation of the Convention and the execution of judgments of the Court*

Report of the 8 th meeting of the DH-GDR (27–29 May 2015)	DH-GDR(2015)R8
Synthesis of the contributions in view of the exchange of information on the provision in the domestic legal order for re-examination or reopening of cases following judgments of the Court (prepared by the Secretariat)	DH-GDR(2015)001
Compilation of written contributions on the provision in the domestic legal order for re-examination or reopening of cases following judgments of the Court	DH-GDR(2015)002 bilingual

3.4 *Future activities during the 2016–2017 biennium aimed at ensuring the effectiveness and viability of the European Convention on Human Rights system at national and European level*

Draft terms of reference for the DH-GDR for the 2016-2017 biennium (appendix to the report of the 8 th meeting of the DH-	DH-GDR(2015)R8 Appendix
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GDR (27-29 May 2015))	
Draft DH-GDR Terms of Reference for the biennium 2016–2017 – Work relating to two recommendations of the Committee of Ministers	CDDH(2015)011

ITEM 4: DEVELOPMENT AND PROMOTION OF HUMAN RIGHTS

4.1 *Corporate social responsibility in the field of human rights (CDDH-CORP)*

Report of the 4 th meeting of the CDDH-CORP (25–27 February 2015)	CDDH-CORP(2015)R4
Report of the 4 th meeting of the CDDH-CORP (25–27 February 2015)	See Appendix III
Draft explanatory memorandum for the draft Committee of Ministers recommendation to member States on human rights and business	CDDH-CORP(2015)001Rev

4.2 *Human Rights in Culturally Diverse Societies (CDDH-DC)*

Report of the 3 rd meeting of the CDDH-DC (31 March–2 April 2015)	CDDH-DC(2015)R3
Draft Compilation of Council of Europe standards relating to the principles of freedom of thought, conscience and religion and the links with other human rights, prepared by the CDDH-DC	CDDH-DC(2015)02Rev
Comments from member States	CDDH-DC(2015)03Rev
Compendium of national good practices: contributions received from member States	CDDH-DC(2014)004Rev2
Draft Guidelines on the promotion and protection of human rights in culturally diverse societies, prepared by the CDDH-DC	CDDH-DC(2015)05Rev

4.3 *The impact of the economic crisis and austerity measures on human rights in Europe*

<i>The impact of the economic crisis and austerity measures on human rights in Europe</i> – Revised draft feasibility study	CDDH(2015)007
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ITEM 5: BIOETHICS (DH-BIO)

List of decisions – 7 th meeting of the DH-BIO (4–7 May 2015)	Decisions 7th DH-BIO
Revised draft Additional Protocol to the Oviedo Convention relating to the protection of human rights and dignity of persons with mental disorders with regard to involuntary placement and involuntary treatment and Comments by the DH-BIO and CDDH members in the light of which the preliminary draft was revised	DH-BIO (2014)6Rev2 <i>Restricted</i> DH-BIO(2014)24Rev3 <i>Restricted</i>
Draft recommendation on the processing for insurance purposes, in particular data resulting from genetic tests and its draft explanatory memorandum	DH-BIO(2014)14Rev2 <i>Restricted</i>
Conference “Emerging Technologies and Human Rights” 4–5 May 2015	Programme Video of the Conference

5.1 Work conducted under CDDH authority**5.2 Other ongoing work within the DH-BIO****5.3 Activities proposed in bioethics for the 2016–2017 biennium****ITEM 6: YOUNG PEOPLE'S ACCESS TO FUNDAMENTAL RIGHTS**

Ongoing work: information document prepared by the Secretariat	CDDH(2015)009
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ITEM 7: EXPERTS REPRESENTING THE CDDH IN OTHER BODIES

Information provided by the experts	CDDH(2015)002
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ITEM 8: INVITEES**ITEM 9: REVIEW OF COUNCIL OF EUROPE CONVENTIONS**

Review of Council of Europe Conventions (document updated on 2 June 2015)	<u>CDDH(2014)005</u>
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ITEM 10: CDDH WORK BEYOND THE CURRENT BIENNIUM

Secretariat document	<u>CDDH(2015)003Rev</u>
<i>State of Democracy, Human Rights and Rule of Law in Europe, a shared responsibility for Democratic Security in Europe – presented at the 125th Session of the Committee of Ministers (Brussels, 19 May 2015)</i>	<u>Report by the Secretary General of the Council of Europe</u>

ITEM 11: CALENDAR OF MEETINGS**ITEM 12: OTHER ISSUES****12.1 Information on other events of interest for CDDH members****12.2 Prenatal sex selection****12.3 CDDH Rapporteur on Equality**

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Appendix III

**CDDH comments on
Parliamentary Assembly Recommendation 2065(2015)
“European institutions and human rights in Europe”**

(as adopted by the CDDH at its 83rd meeting (17–19 June 2015))

1. On 18–19 March 2015, the Ministers’ Deputies communicated PACE Recommendation 2065(2015) to the CDDH for information and possible comments. The CDDH discussed it at its 83rd meeting (17–19 June 2015) and decided to make the following comments.
2. With regard to the negotiations on European Union accession to the European Convention on Human Rights (para. 1.1 of Recommendation 2065(2015)), the CDDH recalls its related comments on PACE Recommendation (2060)2015 “The implementation of the Memorandum of Understanding between the Council of Europe and the European Union” in this respect, in particular that it is currently for the European Union to assess, in the first place, which steps should be taken next with regard to this accession in light of Opinion 2/13 of the Court of Justice of the European Union of 18 December 2014. The CDDH agrees with the Parliamentary Assembly that all necessary action should be taken to ensure that negotiations are resumed as quickly as possible. The CDDH also reiterates its readiness to assist in the European Union accession to the European Convention on Human Rights within the limits of its competences. It encourages the Committee of Ministers to express political support for finalising the accession negotiations, and to take such actions as may be appropriate to avoid any unnecessary delay in doing so.
3. The CDDH agrees with the Parliamentary Assembly on the importance to “streamline and structure co-operation and dialogue with European Union institutions and agencies, at all levels, so that such co-operation and dialogue is conducted on a regular basis by relevant bodies of the Council of Europe” (para. 1.2 of the Recommendation 2065(2015)). In this regard, it considers that the reply by the Committee of Ministers to PACE Recommendation 2060(2015) “The implementation of the Memorandum of Understanding between the Council of Europe and the European Union” already contains numerous aspects which could be reiterated in a reply to Recommendation 2065(2015). In particular, reference to its 125th Session (Brussels, 19 May 2015), when the Committee of Ministers took note with satisfaction of the increase in co-operation between the Council of Europe and the European Union could be made (para. 2 of the reply to Recommendation 2060(2015)). The increase in structure and political nature of the dialogue could equally be recalled here (ibid), as well as the importance of maintaining regular institutionalised dialogue (para. 4 of the reply to Recommendation 2060(2015)). Finally, reference could also be made to the development of appropriate synergies between Council of Europe monitoring mechanisms and bodies and new mechanisms to be set up by the European Union (para. 9 of the reply to Recommendation 2060(2015)). As far as Recommendation 2065(2015) makes reference to the European Commission’s proposal “A new EU Framework to

strengthen the rule of law” (para. 1.3), the CDDH considers that the Committee of Ministers should underline the taking into account of the Memorandum of Understanding of the two organisations, in particular with regard to the need to avoid duplications (para. 8 of the reply to Recommendation 2060(2015)).

4. With regard to paragraph 2 of Recommendation 2065(2015), the CDDH recalls its current work on a feasibility study on the impact of the economic crisis on human rights in Europe and notes the recent high-level Conferences on the (revised) European Social Charter in Turin (17–18 October 2014) and Brussels (12–13 February 2015).

**CDDH comments on
Parliamentary Assembly Recommendation 2070(2015)
“The effectiveness of the European Convention
on Human Rights: the Brighton Declaration and beyond”**

(as adopted by the CDDH at its 83rd meeting (17–19 June 2015))

1. The Steering Committee for Human Rights (CDDH) takes note of Parliamentary Assembly Recommendation 2070(2015) on “The effectiveness of the European Convention on Human Rights: the Brighton Declaration and beyond” and welcomes the fact that it has been involved in this work.⁶ The Recommendation and the accompanying texts⁷ recall ideas which are already reflected in the preparatory work conducted by the Committee of Experts on the Reform of the Court (DH-GDR), through its Drafting Group “F” on the Reform of the Court (GT-GDR-F), in view of presenting to the Committee of Ministers, by the end of 2015, the CDDH final report on the longer-term future of the Convention system. Recommendation 2070(2015) also follows the Brussels High-Level Conference on “The Implementation of the European Convention on Human Rights, our shared responsibility”.

2. The CDDH notes the call to reinforce and improve all the means at the disposal of the Committee of Ministers to accelerate the execution of the judgments of the European Court of Human Rights. It notes that the issue of the execution of judgments and the supervision thereof is one of the main themes of its current and future work aimed at ensuring the effectiveness of the Convention, in particular, in light of the Brussels Declaration and its Action Plan, and following the decisions taken at the 125th Committee of Ministers Session. The CDDH also recalls its previous work in this area, notably its 2013 report on whether more effective measures need to be taken against States who fail to implement Court judgments in a timely manner.⁸

⁶ Through a hearing of the Chairs of the CDDH and the Committee of Experts on the Reform of the Court (DH-GDR), held on 25 June 2014.

⁷ Parliamentary Assembly [Resolution 2055\(2015\) on](#) “The effectiveness of the European Convention on Human Rights: the Brighton Declaration and beyond” adopted on 24 April 2015 (see [Doc. 13719](#) and its [addendum](#), report of the Committee on Legal Affairs and Human Rights, rapporteur: Mr Yves Pozzo di Borgo (France, EPP/CD)).

⁸ Document CDDH(2013)R79 Addendum I, that will be examined by the Ministers’ Deputies.

3. The CDDH notes the Parliamentary Assembly's invitation to take firmer measures in the event of dilatory, continuous or repetitive non-compliance with the Court's judgments. It recalls that the Brussels Conference encourages the Committee of Ministers (i) to continue to use, in a graduated manner, all the tools at its disposal, including interim resolutions, and to consider the use, where necessary, of the procedures foreseen under Article 46 of the Convention, when the conditions have been satisfied (C. 1. a) of the Declaration); and (ii) to develop, in this context, the resources and tools available, including by adding appropriate political leverage to its technical support, in order to deal with the cases of non-execution (C. 1. b) of the Declaration). The CDDH welcomes the Parliamentary Assembly's invitation to work towards reinforcing synergies with the Parliamentary Assembly and civil society; the development of enhanced synergies for efficient supervision of the execution of judgments also appears in the Action Plan of the Brussels Declaration (C. 1. c)).

4. Finally, both the issue of the backlog of well-founded applications, notably the call to consider granting the Court a temporary extraordinary budget, and that of reinforcing the interpretative authority (*res interpretata*), are addressed in the current reflections on the longer-term future of the Convention.

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Appendix IV

**Draft Terms of Reference of the CDDH
and subordinate bodies
for the biennium 2016–2017**

*(as adopted by the CDDH at its 83rd meeting (17–19 June 2015)
for transmission to the Committee of Ministers with a view to their possible adoption)*

**Draft Terms of Reference
of the Steering Committee for Human Rights
(CDDH)**

Steering Committee for Human Rights (CDDH)

Set up by the Committee of Ministers under Article 17 of the Statute of the Council of Europe and in accordance with Resolution CM/Res(2011)24 on intergovernmental committees and subordinate bodies, their terms of reference and working methods.

Type of committee: Steering Committee

Terms of reference valid **from 1 January 2016 to 31 December 2017**

Main tasks
<p>1. Under the authority of the Committee of Ministers, and bearing in mind the case law of the Court and other sources of law of the Council of Europe, the CDDH is called upon to exercise its legal expertise to:</p> <ul style="list-style-type: none"> (a) work on the protection, development and promotion of human rights in Europe to: <ul style="list-style-type: none"> (i) enhance the effectiveness of the ECHR system at national and European levels, this work being a permanent priority for the CDDH; (ii) provide effective responses at the normative and general policy levels to the challenges posed to human rights in European societies; (b) follow the implementation of the non-binding instruments that it has prepared as well as conventions for which it has been given supervision by the Committee of Ministers; (c) advise other bodies of the Organisation to ensure that their activities concerning human rights duly reflect the requirements of the Convention and the case law of the Court; (d) contribute to co-operation and support activities to national initiatives in the field of the protection, development and promotion of human rights; (e) without prejudice to the missions of intergovernmental committees of the Council of Europe that already follow the work of monitoring mechanisms, follow the activities of other bodies protecting human rights; (f) where necessary, co-ordinate transversal intergovernmental activities in the field of human rights. <p>2. The CDDH could proceed as follows:</p> <ul style="list-style-type: none"> (a) standard-setting work: <ul style="list-style-type: none"> (i) updating of recommendations or conventions (adding a compilation of good practices, revision of the explanatory memorandum; or even total or partial revision of the instrument); (ii) preparation of new draft instruments; (b) providing expertise to other bodies: <ul style="list-style-type: none"> (i) reports to the Committee of Ministers on both procedural and substantive issues; (ii) comments addressed to the Committee of Ministers concerning, in particular, Parliamentary Assembly recommendations; (iii) participation in the drafting of legal instruments relating to human rights conducted within other bodies; (iv) taking steps to encourage all intergovernmental committees of the Council of Europe to take the pertinent aspects of the Convention and other relevant human rights issues into consideration in their thematic work; (c) awareness-raising work:

- (i) organisation of, or participation in, high-level events (conferences, in particular within the framework of events organised by the country holding the chairmanship of the Committee of Ministers; seminars and round tables directly involving representatives of civil society and national institutions for the promotion and protection of human rights; European campaigns);
- (ii) publications, in particular guides of good practice and documents, such as manuals aimed at publicising / making existing instruments accessible and facilitating their implementation;
- (d) work related to co-operation and support activities to national initiatives:
 - (i) designation of experts to participate in activities organised in particular within the framework of the HELP programme;
 - (ii) contribution to the organisation of activities of technical assistance and training (legal expertise, workshops, seminars, conferences) in Strasbourg and on the ground aimed at a country or group of countries with a view to strengthening the visibility, impact and effectiveness of existing standards.

Pillar/Sector/Programme [titles to be revised]

Pillar: Human Rights

Sector: Protection of Human Rights / Ensuring Social Rights

Programme: Enhancing the Effectiveness of the ECHR System at national and European levels / Bioethics.

Expected results

Protection of human rights: Enhancing the effectiveness of the ECHR System at national and European levels (see terms of reference of the DH-SYSC).

Development and promotion of human rights: human rights are better guaranteed through activities related to the development, promotion of and appropriate follow-up to human rights instruments. If necessary, and to avoid any duplication, appropriate co-ordination and co-operation with relevant conventional and monitoring bodies and other Council of Europe bodies involved is ensured.

- (a) Social rights
 - (i) An analysis of the Court's case law in the area of social rights and the implementation thereof, as well as an examination of other relevant sources, studies and reports is undertaken with a view to identifying good practices and possible gaps in member States (deadline: 30 June 2016).
 - (ii) On this basis, and if necessary, proposals are made for specific activities strengthening the implementation of social rights as required by the relevant instruments of the Council of Europe (deadline: 30 June 2017).
- (b) Female genital mutilation and forced marriage
 - (i) Further to work already conducted in the area of human rights and culturally diverse societies, work is carried out to combat and prevent female genital mutilation and forced marriage, which are serious violations of human rights. To this end, an analysis of the legal situation at international level and in the Council of Europe member States is conducted (deadline: 30 June 2016).
 - (ii) On this basis, a guide to good national practices aimed at combatting and preventing these affronts is prepared and, if necessary, proposals are made to (i) ensure coherent policies and better implementation of the legislation aimed at preventing these affronts; (ii) reinforce the national and European legal framework as well as co-operation between member States; (iii) raise awareness of this issue. These proposals may result in, *inter alia* the preparation of a draft recommendation of the Committee of Ministers (deadline: 31 December 2017). This activity is carried out ensuring appropriate co-ordination and co-operation with the relevant bodies involved, in particular the GREVIO and the CDPC.
- (c) Freedom of expression and links to other human rights
 - (i) Following the work already carried out by the CDDH in promoting pluralism and tolerance and contributing to maintaining cohesive societies, an analysis of the Court's case law and other relevant Council of Europe instruments, is conducted to provide additional guidance on how to reconcile freedom of expression with other rights and freedoms, in particular in culturally diverse societies (deadline: 31 December 2016).

- (ii) On this basis, a guide to good national practices on reconciling the various rights and freedoms concerned is prepared (deadline: 30 June 2017). If necessary, a draft recommendation of the Committee of Ministers on “cyber security and human rights” is prepared (deadline: 31 December 2017).

Subject to the available human and budgetary resources:

(d) Migration

In light of the Court’s case law, an analysis is conducted on the legal and practical aspects of specific migration-related human rights issues, in particular effective alternatives to detention, and the need for further work in the field by the CDDH is explored (deadline: 31 December 2017).

(e) Civil Society and National Human Rights Institutions

(i) A study is conducted on the impact of current national legislation, policies and practices on the activities of civil society organisations, human rights defenders and national institutions for the promotion and protection of human rights, and the best examples thereof are identified (deadline: 31 December 2016).

(ii) On this basis, proposals are submitted to ensure that member States, through their legislation, policies and practices, effectively protect and promote the civil society space (deadline: 30 June 2017).

Dissemination and awareness-raising: an event is held in 2016 on the initiative / with the participation of the CDDH to ensure the visibility of, and raise awareness on, the work conducted in 2014–2015 on human rights in culturally diverse societies. A similar event is organised in 2017 on the work conducted in 2014–2015 on corporate social responsibility in the field of human rights.

Bioethics: supervision is ensured from the human rights perspective of the intergovernmental work in the field of bioethics (see terms of reference of the DH-BIO).

Composition

Members:

Governments of member States are invited to designate one or more representatives of the highest possible rank in the field of human rights.

The Council of Europe will bear the travel and subsistence expenses of one representative from each member State (two in the case of the State whose representative has been elected Chair).

Each member of the committee shall have one vote. Where a government designates more than one member, only one of them is entitled to take part in the voting.

In accordance with decisions CM/Del/Dec(2013)1168/10.2 of the Committee of Ministers, in cases where there is no convention-based body including all the Parties, non-member States are invited to take part, with a right to vote, in the committee meetings pertaining to the conventions to which they are Parties.

Participants:

The following may send representatives, without the right to vote and at the expense of their corresponding administrative budgets:

- Parliamentary Assembly of the Council of Europe;
- Congress of Local and Regional Authorities of the Council of Europe;
- European Court of Human Rights;
- Council of Europe Commissioner for Human Rights;
- Conference of INGOs of the Council of Europe;
- committees or other bodies of the Council of Europe engaged in related work, as appropriate.

The following may send representatives, without the right to vote and without defrayal of expenses: Fundamental Rights (FRA));

- Observer States to the Council of Europe: Canada, Holy See, Japan, Mexico, United States of America;
- representatives of other international organisations (Organisation for Security and Co-operation in Europe (OSCE) / Office for Democratic Institutions and Human Rights (ODIHR), Office of the United Nations High Commissioner for Human Rights).

Observers:

The following may send representatives, without the right to vote and without defrayal of expenses:

- Belarus;
- Non-member States with which the Council of Europe has a Neighbourhood Partnership including relevant co-operation activities;

<p>– Non-governmental organisations (Amnesty International, International Commission of Jurists (ICJ), European Trade Union Confederation (ETUC), International Federation of Human Rights (FIDH), European Roma and Travellers Forum), as well as the European Network of National Human Rights Institutions (ENNHRI).</p>
<p>Working methods</p> <p>Plenary meetings 48 members, 2 meetings in 2016, 4 days 48 members, 2 meetings in 2017, 4 days</p> <p>Bureau 8 members, 2 meetings in 2016, 2 days 8 members, 2 meetings in 2017, 2 days</p> <p>The Committee will also appoint a Gender Equality Rapporteur amongst its members. The rules of procedure of the committee are governed by Resolution CM/Res(2011)24 on intergovernmental committees and subordinate bodies, their terms of reference and working methods. Subject to the agenda, the Chairs of the subordinate structures to the CDDH may be invited to attend CDDH Bureau and/or plenary meetings.</p>
<p>Subordinate structure(s) to the CDDH</p> <p>The CDDH has a co-ordinating, supervising and monitoring role in the functioning of its subordinate bodies:</p> <ul style="list-style-type: none"> – Committee of Experts on the system of the European Convention on Human Rights (DH-SYSC) (see separate terms of reference) and Drafting Groups; – Committee on Bioethics (DH-BIO) (see separate terms of reference).

Appendix 1 – Relevant decision of the Committee of Ministers and list of Conventions [CM/Del/Dec\(2013\)1168/10.2](#) (Review of Council of Europe conventions – Report by the Secretary General)

9. [The Deputies] instructed the steering and ad hoc committees to carry out, at regular intervals, within the limits of the available resources and bearing in mind the priorities of each committee, an examination of some or all of the conventions for which they have been given responsibility, in co-operation, where appropriate, with the relevant convention-based bodies, in order to:

- propose ways of improving the visibility, impact and efficiency of some or all of the conventions for which they have been given responsibility;
- draw the attention of member States to the relevant conventions;
- where necessary, identify any operational problems or obstacles to the ratification of the relevant conventions, and draw the attention of member States to reservations which impact substantively on the effectiveness of their implementation;
- encourage States to regularly examine the possibility and/or desirability of becoming Party to new Council of Europe conventions;
- assess the necessity or advisability of drafting amendments or additional protocols to the conventions for which they have been given responsibility or drafting supplementary conventions;
- and report back to the Committee of Ministers.

CDDH	
5	Convention for the Protection of Human Rights and Fundamental Freedoms
9	Protocol to the Convention for the Protection of Human Rights and Fundamental Freedoms
35	European Social Charter
46	Protocol No. 4 to the Convention for the Protection of Human Rights and Fundamental Freedoms, securing certain rights and freedoms other than those already included in the Convention and in the first Protocol thereto
48	European Code of Social Security

67	European Agreement relating to Persons participating in Proceedings of the European Commission and Court of Human Rights
114	Protocol No. 6 to the Convention for the Protection of Human Rights and Fundamental Freedoms concerning the Abolition of the Death Penalty
117	Protocol No. 7 to the Convention for the Protection of Human Rights and Fundamental Freedoms
126	European Convention for the Prevention of Torture and Inhuman or Degrading Treatment or Punishment
139	European Code of Social Security (Revised)
142	Protocol amending the European Social Charter
148	European Charter for Regional or Minority Languages
157	Framework Convention for the Protection of National Minorities
158	Additional Protocol to the European Social Charter Providing for a System of Collective Complaints
161	European Agreement relating to persons participating in proceedings of the European Court of Human Rights
163	European Social Charter (revised)
164	Convention for the protection of Human Rights and Dignity of the Human Being with regard to the Application of Biology and Medicine: Convention on Human Rights and Biomedicine
168	Additional Protocol to the Convention for the Protection of Human Rights and Dignity of the Human Being with regard to the Application of Biology and Medicine, on the Prohibition of Cloning Human Beings
177	Protocol No. 12 to the Convention for the Protection of Human Rights and Fundamental Freedoms
186	Additional Protocol to the Convention on Human Rights and Biomedicine concerning Transplantation of Organs and Tissues of Human Origin
187	Protocol No. 13 to the Convention for the Protection of Human Rights and Fundamental Freedoms, concerning the abolition of the death penalty in all circumstances
195	Additional Protocol to the Convention on Human Rights and Biomedicine, concerning Biomedical Research
197	Council of Europe Convention on Action against Trafficking in Human Beings
203	Additional Protocol to the Convention on Human Rights and Biomedicine concerning Genetic Testing for Health Purposes
205	Council of Europe Convention on Access to Official Documents
210	Council of Europe Convention on preventing and combating violence against women and domestic violence
213	Protocol No. 15 amending the Convention for the Protection of Human Rights and Fundamental Freedoms
214	Protocol No. 16 to the Convention for the Protection of Human Rights and Fundamental Freedoms

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**Draft terms of reference
of the Committee of Experts on the
system of the European Convention on Human Rights
(DH-SYSC)**

Committee of Experts on the system of the European Convention on Human Rights (DH-SYSC)

Set up by the Committee of Ministers under Article 17 of the Statute of the Council of Europe and in accordance with Resolution CM/Res(2011)24 on intergovernmental committees and subordinate bodies, their terms of reference and working methods.

Type of committee: Subordinate body

Terms of reference valid from **1 January 2016 to 31 December 2017**

Main tasks
Under the supervision of the Steering Committee for Human Rights (CDDH), the DH-SYSC will conduct the intergovernmental work intended to enhance the protection of human rights by improving the effectiveness of the control mechanism of the European Convention on Human Rights and the implementation of the Convention at national level, as assigned by the Committee of Ministers to the Steering Committee.
Pillar/Sector/Programme [titles to be revised]
<p>Pillar: Human Rights Sector: Protection of Human Rights Programme: Enhancing the Effectiveness of the ECHR System at national and European levels</p>
Expected results
<ul style="list-style-type: none"> (i) Concerning the measures taken by member States to implement the relevant parts of the Brighton Declaration: prepare a draft report for the Committee of Ministers containing (a) an analysis of the responses given by member States in their national reports, and (b) possible recommendations for follow-up (deadline: 30 June 2016); (ii) Concerning the longer-term future of the Convention system and the Court: achieve any results expected on the basis of decisions that may be taken by the Committee of Ministers further to the submission of the CDDH report containing opinions and possible proposals on this issue (deadline: 31 December 2017); (iii) Concerning the implementation of the Convention and execution of the Court's judgments: ensure that information is exchanged regularly – in order to assist member States in developing their domestic capacities and facilitate their access to relevant information (compare i.e. paragraph 29 (a) i) of the Brighton Declaration and paragraph C. 1. g) of the Brussels Declaration); (iv) Concerning Recommendation CM/Rec(2008)2 on efficient domestic capacity for rapid execution of judgments of the European Court of Human Rights: take stock of its implementation, and make an inventory of the good practices relating to it and, where appropriate, provide for updating the recommendation in the light of practices developed by the States Parties (deadline: 30 June 2017); (v) Submit, where appropriate, proposals to the Committee of Ministers regarding the following recommendations (deadline: 31 December 2017): <ul style="list-style-type: none"> – Recommendation Rec(2004)4 on the Convention in university education and professional training, along with the development of guidelines on good practice in respect of human rights training for legal professionals; – Recommendation CM/Rec(2010)3 on effective remedies for excessive length of proceedings and its accompanying Guide to Good Practice.
Composition
<p>Members: Governments of member States are invited to designate one or more representatives of the highest</p>

possible rank in the field of human rights.

The Council of Europe will bear the travel and subsistence expenses of one representative from each member State (two in the case of the State whose representative has been elected Chair).

Each member of the committee shall have one vote. Where a government designates more than one member, only one of them is entitled to take part in the voting.

Participants:

The following may send representatives, without the right to vote and at the expense of their corresponding administrative budgets:

- Parliamentary Assembly of the Council of Europe;
- Congress of Local and Regional Authorities of the Council of Europe;
- European Court of Human Rights;
- Council of Europe Commissioner for Human Rights;
- Conference of INGOs of the Council of Europe;
- HELP Network Consultative Board;
- committees or other bodies of the Council of Europe engaged in related work, as appropriate.

The following may send representatives, without the right to vote and without defrayal of expenses:

- European Union (one or more representatives, including, where appropriate, the European Union Agency for Fundamental Rights (FRA));
- Observer States to the Council of Europe: Canada, Holy See, Japan, Mexico, United States of America;
- representatives of other international organisations (Organisation for Security and Co-operation in Europe (OSCE) / Office for Democratic Institutions and Human Rights (ODIHR), Office of the United Nations High Commissioner for Human Rights, Office of the United Nations High Commissioner for Refugees).

Observers:

The following may send representatives, without the right to vote and without defrayal of expenses:

- Belarus;
- Non-member States with which the Council of Europe has a Neighbourhood Partnership including relevant co-operation activities;
- Non-governmental organisations (Amnesty International, European Trade Unions Confederation (ETUC), International Commission of Jurists (ICJ), International Federation of Human Rights (FIDH), European Roma and Travellers Forum, Open Society Justice Initiative (OSJI)), as well as the European Network of National Human Rights Institutions (ENNHRI).

Working methods

Plenary meetings

48 members, 2 meetings in 2016, 3 days

48 members, 2 meetings in 2017, 3 days

The Committee will also appoint a Gender Equality Rapporteur amongst its members.

The rules of procedure of the committee are governed by Resolution [CM/Res\(2011\)24](#) on intergovernmental committees and subordinate bodies, their terms of reference and working methods.

**Draft Terms of Reference
of the Committee on Bioethics
(DH-BIO)**

Committee on Bioethics (DH-BIO)

Set up by the Committee of Ministers under Article 17 of the Statute of the Council of Europe and in accordance with Resolution CM/Res(2011)24 on intergovernmental committees and subordinate bodies, their terms of reference and working methods.

Type of committee: Subordinate body

Terms of reference valid **from 1 January 2016 to 31 December 2017**

Main tasks
<p>Under the authority of the Committee of Ministers, the DH-BIO shall carry out the tasks assigned to the Steering Committee on Bioethics (CDBI) by the Convention for the Protection of Human Rights and Dignity of the Human Being with regard to the Application of Biology and Medicine.</p> <p>Under the supervision of the Steering Committee for Human Rights (CDDH), the DH-BIO will conduct intergovernmental work on the protection of human rights in the field of biomedicine assigned to it by the Committee of Ministers.</p> <p>The DH-BIO will in particular:</p> <ul style="list-style-type: none"> (i) conduct regular re-examinations foreseen in the Convention and its Additional Protocols; (ii) develop further the principles laid down in the Convention on Human Rights and Biomedicine, as appropriate; (iii) contribute to raising awareness and facilitating the implementation of these principles; (iv) assess ethical and legal challenges raised by developments in the biomedical field; (v) co-operate with the European Union and relevant intergovernmental bodies, in particular with a view to promoting consistency between the normative texts; (vi) in accordance with decisions CM/Del/Dec(2013)1168/10.2 of the Committee of Ministers, carry out, at regular intervals, within the limits of the available resources and bearing in mind its priorities, an examination of some or all of the conventions⁹ for which it has been given responsibility, and report back to the Committee of Ministers.
Pillar/Sector/Programme [titles to be revised]
<p>Pillar: Human Rights Sector: Ensuring Social Rights Programme: Bioethics</p>
Expected results
<ul style="list-style-type: none"> (i) Subject to the carrying out of consultations on a draft text, an additional protocol on the protection of the human rights and dignity of persons with mental disorders with regards to involuntary treatment and involuntary placement is finalised. (ii) On the basis of the outcome of the International Conference on Emerging Technologies and Human Rights, a White Paper is prepared on challenges for human rights raised by emerging technologies and their convergence. (iii) The Additional Protocol concerning Biomedical Research is re-examined and, where appropriate, revised. (iv) Contribution is made to the re-examination of Recommendation (97) 5 on the protection of medical data carried out by the T-PD. (v) Support is provided to possible work on prenatal sex selection undertaken by the CDDH in co-operation with the Gender Equality Commission. (vi) A survey on the Oviedo Convention – impact, relevance and challenges – is finalised. (vii) An International Conference for the 20th anniversary of the Oviedo Convention is organised.

⁹ Cf. Relevant decisions of the Committee of Ministers (CM/Del/Dec(2013)1168/10.2) and list of Conventions in Appendix 1.

Composition
<p>Members: Governments of the member States are invited to designate one or more representatives of the highest possible rank, with appropriate expertise in the various aspects of bioethics, including in relation to emerging technologies, and able to consider these from a human rights perspective. The Council of Europe will bear the travel and subsistence expenses of one representative from each member State (two in the case of the State whose representative has been elected Chair). Each member of the committee shall have one vote. Where a government designates more than one member, only one of them is entitled to take part in the voting. In accordance with decisions CM/Del/Dec(2013)1168/10.2 of the Committee of Ministers, in cases where there is no convention-based body including all the Parties, non-member States are invited to take part, with a right to vote, in the committee meetings pertaining to the conventions to which they are Parties.</p> <p>Participants: The following may send representatives, without the right to vote and at the expense of their corresponding administrative budgets:</p> <ul style="list-style-type: none"> – Parliamentary Assembly of the Council of Europe; – Consultative Committee of the Convention for the Protection of Individuals with regard to Automatic Processing of Personal Data (T-PD), Committee (Partial Agreement) on Transplantation of Organs and Tissues (CD-P-TO) and Committee (Partial agreement) on Blood Transfusion (CD-P-TS);¹⁰ – Council of Europe Commissioner for Human Rights; – Conference of INGOs of the Council of Europe; – Committees or other bodies of the Council of Europe engaged in related work, as appropriate. <p>The following may send representatives, without the right to vote and without defrayal of expenses:</p> <ul style="list-style-type: none"> – European Union; – Observer States to the Council of Europe: Canada, Holy See, Japan, Mexico, United States of America; – Other international organisations: European Science Foundation (ESF), OECD, UNESCO and WHO. <p>Observers: The following may send representatives, without the right to vote and without defrayal of expenses:</p> <ul style="list-style-type: none"> – Australia, Israel; – Non-member states with which the Council of Europe has a Neighbourhood Partnership including relevant cooperation activities; – Church and Society Commission of the Conference of European Churches (KEK); – Other non-governmental organisations, including professional organisations, which could be invited by the DH-BIO to attend specific meetings of the DH-BIO in accordance with CM/Res(2011)24.
Working methods
<p>Plenary meetings 48 members, 2 meetings in 2016, 4 days 48 members, 2 meetings in 2017, 4 days</p> <p>Bureau 7 members, 2 meetings in 2016, 2 days 7 members, 2 meetings in 2017, 2 days</p> <p>The Chair or Vice-Chair of DH-BIO may be invited to attend the meetings of the CDDH and its Bureau in order to inform on progress with its work. The Committee will also appoint a Gender Equality Rapporteur amongst its members. The rules of procedure of the Committee are governed by Resolution CM/Res(2011)24 on intergovernmental committees and subordinate bodies, their terms of reference and working methods.</p>

Appendix 1 – Relevant decision of the Committee of Ministers and list of Conventions [CM/Del/Dec\(2013\)1168/10.2](#) (Review of Council of Europe conventions – Report by the Secretary General)

¹⁰ European Directorate for the Quality of Medicines and Healthcare.

9. [The Deputies] instructed the steering and ad hoc committees to carry out, at regular intervals, within the limits of the available resources and bearing in mind the priorities of each committee, an examination of some or all of the conventions for which they have been given responsibility, in co-operation, where appropriate, with the relevant convention-based bodies, in order to:

- propose ways of improving the visibility, impact and efficiency of some or all of the conventions for which they have been given responsibility;
- draw the attention of member States to the relevant conventions;
- where necessary, identify any operational problems or obstacles to the ratification of the relevant conventions, and draw the attention of member States to reservations which impact substantively on the effectiveness of their implementation;
- encourage States to regularly examine the possibility and/or desirability of becoming Party to new Council of Europe conventions;
- assess the necessity or advisability of drafting amendments or additional protocols to the conventions for which they have been given responsibility or drafting supplementary conventions;
- and report back to the Committee of Ministers.

DH-BIO	
164	Convention for the protection of Human Rights and Dignity of the Human Being with regard to the Application of Biology and Medicine: Convention on Human Rights and Biomedicine
168	Additional Protocol to the Convention for the Protection of Human Rights and Dignity of the Human Being with regard to the Application of Biology and Medicine, on the Prohibition of Cloning Human Beings
186	Additional Protocol to the Convention on Human Rights and Biomedicine concerning Transplantation of Organs and Tissues of Human Origin
195	Additional Protocol to the Convention on Human Rights and Biomedicine, concerning Biomedical Research
203	Additional Protocol to the Convention on Human Rights and Biomedicine concerning Genetic Testing for Health Purposes

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Appendix V

**Experts representing the CDDH in other bodies
(depending on the relevance of the agenda)
and in other forthcoming events**

- Committee on Bioethics (DH-BIO): Ms Brigitte KONZ (Luxembourg)
 - Conference “Human Rights and Emerging Technologies” (4–5 May 2015): Ms Brigitte KONZ (Luxembourg)
 - DH-BIO drafting Group for the elaboration of a draft additional Protocol relating to the protection of dignity and fundamental rights of persons with mental disorders with regard to involuntary placement and involuntary treatment – Expert of the drafting Group appointed by the CDDH: Mr Frank SCHÜRMAN (Switzerland)
- European Commission for Democracy through Law (Venice Commission): Mr Arto KOSONEN (Finland)
- European Commission for the Efficiency of Justice (CEPEJ): Mr Vít A. SCHORM (Czech Republic)
- Committee of Legal Advisers on Public International Law (CAHDI): Mr Roeland BÖCKER (The Netherlands)
- European Committee on Legal Co-operation (CDCJ): Ms Maria de Fátima GRAÇA CARVALHO (Portugal)
- Steering Committee on Media and Information Society (CDMSI): Ms Kristine LICE (Latvia)
- Consultative Committee of the Convention for the protection of individuals with regard to automatic processing of personal data (T-PD): Ms Brigitte OHMS (Austria)
- European Committee for Social Cohesion, Human Dignity and Equality (CDDECS): Ms Nataliia SHAKURO (Ukraine)
- Committee of Experts on Terrorism (CODEXTER): Mr Rob LINHAM (United Kingdom)
 - Ad hoc Committee to elaborate an additional protocol to the Convention on the Prevention of Terrorism (CETS No 196): Mr Rob LINHAM (United Kingdom)
 - Drafting Group on a Committee of Ministers draft recommendation on the « foreign terrorist fighters »: Ms Krista OINONEN (Finland)

- Conference “The CPT at 25: taking stock and moving forward” (2 March 2015): Mr Martin KUIJER (The Netherlands)
- Ad hoc drafting Group to prepare a draft recommendation on young people’s access to fundamental rights (CMJ/DGFR): Mr Vladislav ERMAKOV (Russian Federation) and Ms Nataliia SHAKURO (Ukraine)
- Committee of the Parties to the Council of Europe Convention on the protection of children against sexual exploitation and sexual abuse (« the Lanzarote Committee »): Mr Joan FORNER ROVIRA (Andorra)

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- UN Forum on Human Rights and Business: Prof. Rene LEFEBER (The Netherlands)

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Appendix VI**Composition of the Bureau and chairmanship of subordinate bodies following the elections at the 82nd meeting of the CDDH (19-21 November 2014)**

BUREAU OF THE CDDH	END OF THE MANDATE	REFERENCES
Mr Vít A. SCHORM (Czech Republic), Chair	31 December 2015 (elected for 1 year not renewable)	82 nd meeting of the CDDH (November 2014)
Ms Brigitte KONZ (Luxembourg), Vice-Chair	31 December 2015 (elected for 1 year renewable once)	82 nd meeting of the CDDH (November 2014)
Mr Levon AMIRJANYAN (Armenia), Member	31 December 2015 (elected for 2 years not renewable)	79 th meeting of the CDDH (November 2013)
Mr Vladislav ERMAKOV (Russian Federation), Member	31 December 2015 (elected for 2 years not renewable)	79 th meeting of the CDDH (November 2013)
Ms Brigitte OHMS (Austria), Member	31 December 2015 (elected for 2 years renewable once)	79 th meeting of the CDDH (November 2013)
Mr Hans-Jörg BEHRENS (Germany), Member	31 December 2016 (elected for 2 years not renewable)	82 nd meeting of the CDDH (November 2014)
Mr Rob LINHAM (United Kingdom), Member	31 December 2016 (elected for 2 years renewable once)	82 nd meeting of the CDDH (November 2014)
Mr Morten RUUD (Norway), Member	31 December 2016 (elected for 2 years renewable once)	82 nd meeting of the CDDH (November 2014)
DH-BIO Mr Mark BALE (United Kingdom), Chair	31 December 2015 (elected for 1 year renewable once)	82 nd meeting of the CDDH (November 2014)
DH-GDR Mr Morten RUUD (Norway), Chair	31 December 2015 (elected for 1 year not renewable)	82 th meeting of the CDDH (November 2014)
GT-GDR-F Mr Martin KUIJER (The Netherlands), Chair	31 December 2014 (elected for 1 year renewable once)	79 th meeting of the CDDH (November 2013)
CDDH-CORP Mr René LEFEBER (The Netherlands), Chair	31 December 2015 (end of the work)	82 th meeting of the CDDH (November 2014)
CDDH-DC Ms Krista OINONEN (Finland), Chair	31 December 2015 (end of the work)	1 st meeting of the CDDH- DC (March 2014)

Appendix VII**Calendar of meetings of the CDDH
and subordinate bodies for the second semester 2015***(as adopted by the CDDH at its 83rd meeting (17-19 June 2015))*

(For the record: first semester 2015)		
5 th meeting of Drafting Group “F” on the reform of the Court (GT-GDR-F – longer-term reform)		18–20 February
4 th meeting of the Drafting Group on Human Rights and Business (CDDH-CORP)		25–27 February
<i>Conference: “The CPT at 25: taking stock and moving forward”</i>		<i>Strasbourg 2 March</i>
<i>High-Level Conference on the Implementation of the Convention: our shared responsibility</i>		<i>Brussels, 26–27 March</i>
3 rd meeting of the Drafting Group on Human Rights in Culturally Diverse Societies (CDDH-DC)		31 March – 2 April
6 th meeting of Drafting Group “F” on the Reform of the Court (GT-GDR-F – longer-term reform)		15–17 April
<i>Conference: “Human Rights and Emerging Technologies”</i>		<i>Strasbourg, 4–5 (morning) May</i>
7 th meeting of the Committee on Bioethics (DH-BIO)		4–7 May
8 th meeting of the Committee of Experts on the Reform of the Court (DH-GDR)		27–29 May
93 rd meeting of the Bureau of the Steering Committee for Human Rights (CDDH-BU)		Paris, 4–5 June
<i>Conference: HELP</i>		<i>Strasbourg, 4–5 June</i>
Enlarged meeting of the Bureau of the Steering Committee for Human Rights (CDDH-BU)		Strasbourg, 16 June
83 rd meeting of the Steering Committee for Human Rights (CDDH)		17–19 June
Second Semester 2015		
7 th meeting of Drafting Group “F” on the Reform of the Court (GT-GDR-F – longer-term reform)		8–10 September
4 th meeting of the Drafting Group on Human Rights in Culturally Diverse Societies (CDDH-DC)		8–10 September
5 th meeting of the Drafting Group on Human Rights and Business (CDDH-CORP)		23–25 September
8 th meeting of Drafting Group “F” on the Reform of the Court (GT-GDR-F – longer-term reform)		14–16 October
5 th meeting of the Drafting Group on Human Rights in Culturally Diverse Societies (CDDH-DC)		27–29 October

6 th meeting of the Drafting Group on Human Rights and Business (CDDH-CORP)		2-4 November
9 th meeting of the Committee of Experts on the Reform of the Court (DH-GDR)		17–20 November
94 th meeting of the Bureau of the Steering Committee for Human Rights (CDDH-BU)		Paris 26–27 November
8 th meeting of the Committee on Bioethics (DH-BIO)		1–4 December
84 th meeting of the Steering Committee for Human Rights (CDDH)		7 (14:30) ¹¹ –11 December

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¹¹ Following electronic consultation after the meeting, the CDDH decided to start its 84th meeting on Monday 7 December at 14:30.