



Strasbourg, 25 January 2011

CAHVIO (2011) 8

**AD HOC COMMITTEE ON PREVENTING AND COMBATING
VIOLENCE AGAINST WOMEN AND DOMESTIC VIOLENCE
(CAHVIO)**

REPORT OF THE 9th MEETING

**Strasbourg
18 - 21 January 2010**

Document prepared by the
Directorate General of Human Rights and Legal Affairs

ITEM 1 OF THE AGENDA: OPENING OF THE MEETING

1. The ninth meeting of the Ad Hoc Committee on Preventing and Combating Violence against Women and Domestic Violence (CAHVIO) was opened by Mr Eric Ruelle as Co-Chair. Due to prior commitments, Ms Dubravka Šimonović was not able to be present during the first day and last day of the meeting.

ITEM 2 OF THE AGENDA: ADOPTION OF THE AGENDA

2. The Committee adopted the agenda as it appears in Appendix I.

ITEM 3 OF THE AGENDA: INFORMATION BY THE CO-CHAIRPERSONS

3. The Co-Chair informed the Committee that the aim of the meeting was to finalise and approve the text of the draft Explanatory Memorandum. It was explained that the Committee would work on the basis of a revised version of the Explanatory Memorandum reflecting discussions held during the 8th meeting of the CAHVIO and final amendments made to the approved draft Convention, as well as proposals submitted by delegations prior to that meeting. The Committee would also refer to a compilation prepared by the Secretariat regrouping the paragraphs that still raised concerns or problems and for which delegations had submitted concrete written proposals before the 9th meeting. The Committee would focus on these “problematic” paragraphs and, if time allowed it, would undertake a final reading of the draft Explanatory Memorandum during the last day of the meeting.

ITEM 4 OF THE AGENDA: INFORMATION BY THE SECRETARIAT

4. Mr Carlo Chiaromonte, Secretary to the Committee, provided the Committee with additional practical information on the meeting and on the follow-up to the draft Convention. Notably, he informed the Committee that the draft Convention as approved by the CAHVIO at its 8th meeting had been transmitted to the Committee of Ministers, who in turn transmitted it to the Parliamentary Assembly for opinion.

ITEM 5 OF THE AGENDA: EXAMINATION OF THE DOCUMENT “SECOND DRAFT EXPLANATORY MEMORANDUM” (CAHVIO (2011)1)

5. The Committee proceeded with the discussion of the paragraphs that raised concerns for delegations. All written proposals submitted by delegations with regard to these paragraphs were examined. The vast majority of proposals for amendments were approved by the Committee and incorporated into the draft Explanatory Memorandum.

6. The Committee ended its final meeting by approving the final draft Explanatory Memorandum, to be transmitted to the Parliamentary Assembly. The Co-chairs wished delegations all the best for the future and thanked them for their hard work.

ITEM 6 OF THE AGENDA: OTHER BUSINESS

7. The Committee also gave a round of applause to Ms. Johanna Nelles for the birth of Roman Paul Lupberger on the 15th of January, and wished all the best to the happy parents.

APPENDIX I: AGENDA

1. Opening of the meeting
2. Adoption of the agenda
3. Information by the co-Chairpersons
4. Information by the Secretariat
5. Examination of the document “Second draft Explanatory Memorandum”
(CAHVIO(2011)1)
6. Other business

APPENDIX II: LIST OF PARTICIPANTS

MEMBER STATES / ETATS MEMBRES

ALBANIA / ALBANIE

Ms Etleva SHESHI

Responsible for Sector for Gender Equality and Domestic Violence, Ministry of Labour, Social Affairs and Equal Opportunities, MOLSAEO

ANDORRA / ANDORRE

Mme Cristina RODRIGUEZ

Adjointe au Représentant Permanent de la RP Andorre

ARMENIA / ARMÉNIE

Ms Nelli DURYAN

Deputy Head of the 3rd Division of the Criminal Investigation Police, Police Colonel
Main Department for Criminal Investigation of Police of Republic of Armenia

AUSTRIA / AUTRICHE

Ms Rosa LOGAR

Director Domestic Abuse, Vienna Intervention Centre against violence in the family

AZERBAIJAN / AZERBAÏDJAN

Mr Agil GUNASHOV

Deputy to the Permanent Representative of the Republic of Azerbaijan to the Council of Europe

BELGIUM / BELGIQUE

M. Freddy GAZAN

Conseiller Général adjoint à la politique criminelle, Ministère de la Justice

BOSNIA AND HERZEGOVINA / BOSNIE-HERZEGOVINE

Ms Samra FILIPOVIC-HADZIABDIC

Director of the Gender Equality Agency, Ministry for Human Rights and Refugees

BULGARIA / BULGARIE

No nomination/Pas de nomination

CROATIA / CROATIE

Ms Ksenija TURKOVIC

Faculty of Law, University of Zagreb, Trg Maršala Tita 14, HR - 10000 Zagreb

Ms Dubravka ŠIMONVIČ

Co-Chair/ Co-présidente

Head of Department for International Organizations and Human Rights,
Ministry of Foreign Affairs and European Integration of the Republic of Croatia

CYPRUS / CHYPRE

Ms Eleni LOIZIDOU

Attorney, Senior Legal Counsel at the Attorney General's Office

CZECH REPUBLIC / RÉPUBLIQUE TCHÈQUE

Mr Michal NESPOR

Legal expert, International Law Department, Ministry of the Interior

Ms Helena LISUCHOVA

Legal Expert, Department for International Organizations and International Cooperation, Ministry of Justice

DENMARK / DANEMARK

Apologised/Excusé

ESTONIA / ESTONIE

Ms Kristiina LUHT
Chief Specialist, Gender Equality Department, Ministry of Social Affairs

FINLAND / FINLANDE

Ms Marjo RANTALA
Legal Counsellor, Unit for Human Rights Courts and Conventions, Legal Service, Ministry for Foreign Affairs

Ms Helena EWALDS
Development Manager, The National Institute for Health and Welfare (THL)

Ms Kirsi PULKKINEN
Legal Adviser, Law Drafting Department, Ministry of Justice

Ms Tanja LEIKAS-BOTTA
Deputy to the Permanent Representative
Permanent Representation of Finland to the Council of Europe

FRANCE

M. Stéphane DUPRAZ
Magistrat au Ministère de la Justice, Direction des Affaires criminelles et des Grâces, Mission de négociation et de transposition des normes pénales internationales

Mme Fanny BENEDETTI
Chargée de Mission, Ministère des Affaires étrangères et européennes, Direction des Nations Unies et des Organisations Internationales, Sous-Direction des Droits de l'Homme et des Affaires humanitaires et sociales,

M. Eric RUELLE
Premier Vice-président
Tribunal de Grande instance de Meaux

Co-Chair/ Co-président

Mme Geneviève ZDROJEWSKI
Adjointe de la chef du bureau des affaires européennes et internationales, Direction générale de la cohésion sociale, Ministère du travail, de la solidarité et de la fonction publique

GEORGIA / GÉORGIE

Mr Zurab MTCHEDLISHVILI
Assistant to the Deputy Chair of the Parliament of Georgia, Coordinator Gender Equality Advisory Council under the chair of the Parliament of Georgia

Ms Lali PAPIASHVILI
Chair of the State Inter-Agency Coordination Council on Domestic Violence, Member of the Constitutional Court of Georgia

Mme Marine MESKHI
Directrice de la Fondation d'Etat pour prévenir la traite des êtres humains, pour protéger et aider victimes

Mme Ketevan KHUTSISHVILI
Secrétaire exécutif du Conseil interinstitutionnel pour combattre la violence domestique

GERMANY / ALLEMAGNE

Ms Nicole ZÜNDORF-HINTE
Adviser, Federal Ministry for Family Affairs, senior citizens, women and youth

Dr. Heino KIRCHNER
Legal Adviser, II A 2 - Criminal Law - Special Part, Federal Ministry of Justice

GREECE / GRÈCE

Ms Theodora KATSIVARDAKOU
 Head of the Directorate of Labour Relations and Social Policy, General Secretariat for Gender Equality,
 Ministry of Justice

Mr Georgios ARVANITIS

HUNGARY / HONGRIE

Ms Zsófia ELEK
 Legal Advisor, Ministry of Public Administration and Justice of Hungary

ICELAND / ISLANDE

No nomination/Pas de nomination

IRELAND / IRLANDE

Ms Tara STOREY
 Cosc - The National Office for the Prevention of Domestic, Sexual and Gender-based Violence
 Department of Justice, Equality & Law Reform,

ITALY / ITALIE

Mme Sabrina PECORIELLO
 Expert, Presidency of the Council of Ministers – Department for Equal Opportunities

LATVIA / LETTONIE

Mr Zigmunds DUNDURS
 Adviser of the Department of Criminal Rights, Ministry of Justice

LIECHTENSTEIN

Apologised/Excusé

LITHUANIA / LITUANIE

Mr. Kęstutis ZAURA
 Chief specialist of Labour Market Division
 Ministry of Social Security and Labour

LUXEMBOURG

Apologised/Excusé

MALTA / MALTE

Ms Joanna XUEREB
 Chairperson of the Commission on Domestic Violence, Ministry for the Family and Social Solidarity

MOLDOVA

Ms Lilia PASCAL
 Head of Division for Gender Equality and Prevention of Violence Policies, Ministry of Labour, Social
 Protection and Family

Ms Ecaterina BEREJAN

Senior Consultant of Division for Equal Opportunity and Prevention Violence Policies, Ministry of
 Labour, Social Protection and Family

MONACO

M. Frédéric PARDO
 Administrateur
 Département des Relations Extérieures - Direction des Affaires Internationales

MONTENEGRO

No nomination/Pas de nomination

NETHERLANDS / PAYS-BAS

Mr Marnix ALINK
Legal Adviser

Mr Joël van ANDEL
Advisor in International Relations, Ministry of Justice

Ms Ingrid HORST
National Project Leader on Domestic Violence, Ministry of Justice, Judicial Youth Policy Department

NORWAY / NORVÈGE

Ms Hilde Marit KNOTTEN
Senior Adviser, Department of Family Affairs and Equality, Ministry of Children, Equality and Social Inclusion

Sarah RYTTERAGER
Ministry of Justice and the Police, Norway

POLAND / POLOGNE

Ms Joanna MACIEJEWSKA
Conseiller du Ministre,
Ministere du Travail et de la Politique Sociale, Departement des Analyses Economiques et Previsions

PORTUGAL

Mr Nuno GRADIM
Senior Officer of the Commission for Citizenship and Gender Equality – Secretary of State for Equality

ROMANIA / ROUMANIE

Ms Aura Manuela COLANG
Adviser, Child Protection Directorate-General, Ministry of Labour, Family and Social Protection

RUSSIAN FEDERATION / FÉDÉRATION DE RUSSIE

Ms Ekaterina VODENIKOVA
Attache of the Department of Humanitarian Cooperation and Human Rights, Ministry of Foreign Affairs,

Ms Ksenia GAL
Referent of the Legal Department of the Ministry of Foreign Affairs of the Russian Federation

Ms Rada SECHENOVA
Senior prosecutor of the General Prosecutor's Office of the Russian Federation

SAN MARINO / SAINT- MARIN

Mme Sylvie BOLLINI
Secrétariat d'Etat aux Affaires Etrangères/Gender Issues Specialist

SERBIA / SERBIE

Ms Gordana GASMI
Law Professor, Singidunum University

SLOVAK REPUBLIC / REPUBLIQUE SLOVAQUE

Mr Branislav KADLEČIK
General State Counsellor, Directorate for International and European Law, Ministry of Justice,

SLOVENIA / SLOVÉNIE

Ms Sara SLANA
Senior Adviser, Office of the Government of the Republic of Slovenia for Equal Opportunities

SPAIN / ESPAGNE

Ms Cecilia PAYNO DE ORIVE
Deputy, Office for International Relations, Ministry of Equality

Mr Javier TRUCHERO
Special Adviser, Ministry of Justice, c/ San Bernardo nº45, E - 28074 Madrid

SWEDEN / SUÈDE

Mr Göran NILSSON
Deputy Director, Division for Criminal Law, Ministry of Justice

SWITZERLAND / SUISSE

Mme Anita MARFURT
Juriste en droit pénal international, Département Fédéral de Justice et Police, Office Fédéral de la Justice,
Unité droit pénal international

Mme Sophie HEEGAARD-SCHROETER
Juriste, Département fédéral des affaires étrangères, Direction du droit international public
Section des droits de l'Homme et du droit international

“THE FORMER YUGOSLAV REPUBLIC OF MACEDONIA” / “L’EX-REPUBLIQUE YOUGOSLAVE DE MACEDOINE”

Ms Tanja KIKEREKOVA
Head, Human Rights Department, Ministry of Justice

TURKEY / TURQUIE

Ms Feride ACAR
Professor, Department of Political Science and Public Administration, Middle East Technical University

UKRAINE

Ms Lyudmyla RUDA
Deputy Head, Department of International Private Law and International Legal Assistance, Ministry of Justice

UNITED KINGDOM / ROYAUME-UNI

Ms Jan SALIH
Senior Policy Adviser, Family Law and Justice Division, Access to Justice Policy, Ministry of Justice,

Ms Samantha DARBY
Domestic Violence Policy Lead
Inter-Personal Violence Team, Violent Crime Unit, Home Office

* * * *

**STEERING COMMITTEE FOR EQUALITY BETWEEN WOMEN AND MEN/
COMITE DIRECTEUR POUR L’EGALITE ENTRE LES HOMMES ET LES FEMMES (CDEG)**

Ms Ifigénie KATSARIDOU
Relations internationales, Secrétariat Général de l’Egalité

Ms Käthlin SANDER
Adviser, Gender Equality Department, Ministry of Social Affairs

**EUROPEAN COMMITTEE ON CRIME PROBLEMS /
COMITE EUROPEEN POUR LES PROBLEMES CRIMINELS (CDPC)**

Mr Branislav BOHÁČIK
District Prosecutor’s Office Bratislava

**STEERING COMMITTEE FOR HUMAN RIGHTS /
COMITE DIRECTEUR POUR LES DROITS DE L'HOMME (CDDH)**

Ms Inga REINE Apologised/Excusé
Government Agent, Representative of the Government of Latvia before International Human Rights
Organizations, Ministry of Foreign Affairs

**EUROPEAN COMMITTEE ON LEGAL CO-OPERATION /
COMITE EUROPEEN DE COOPERATION JURIDIQUE (CDCJ)**

Mme Nicole COCHET
Magistrat, Chargée de Mission près du Directeur des Affaires Civiles et du Sceau (DACS)

**EUROPEAN COMMITTEE ON MIGRATION /
COMITE EUROPEEN SUR LES MIGRATIONS (CDMG)**

No nomination/Pas de nomination

**GOVERNMENTAL COMMITTEE ON THE EUROPEAN SOCIAL CHARTER /
COMITE GOUVERNEMENTAL SUR LA CHARTE SOCIALE EUROPEENNE (ESC)**

Mme Jacqueline MARECHAL Apologised/Excusé
Première Vice-Présidente du Comité gouvernemental, Chargée de mission, Délégation aux affaires
européennes et internationales

PARLIAMENTARY ASSEMBLY / ASSEMBLEE PARLEMENTAIRE

Mr José MENDES BOTA
Chairperson of the PACE Committee on Equal Opportunities for Women and Men

**CONGRESS OF LOCAL AND REGIONAL AUTHORITIES OF THE COUNCIL OF EUROPE /
CONGRES DES POUVOIRS LOCAUX ET REGIONAUX DU CONSEIL DE L'EUROPE**

Ms Sandra BARNES
Member of the Committee on Current Affairs / Membre de la Commission des Questions d'Actualité

**COUNCIL OF EUROPE COMMISSIONER FOR HUMAN RIGHTS/
COMMISSAIRE AUX DROITS DE L'HOMME DU CONSEIL DE L'EUROPE**

Ms Mehves BINGÖLLÜ Apologised/Excusé

**CONFERENCE OF INGOs ENJOYING PARTICIPATORY STATUS WITH THE COUNCIL OF EUROPE
/CONFERENCE DES ONG DOTEES DU STATUT PARTICIPATIF AUPRES DU CONSEIL DE
L'EUROPE**

Ms Karin NORDMEYER
Representative of the Conference of NGOs of the Council of Europe, Chair of the Gender Equality
Group

* * * * *

EUROPEAN UNION / UNION EUROPEENNE

Ms Renatas MAZEIKA Apologised/Excusé
Head of Unit for Fundamental rights and citizenship
DG Justice Freedom and Security / Unit Fundamental Rights

Mme Ingrid BELLANDER-TODINO Apologised/Excusé
Policy Officer, Victims' Rights / Violence against Women, European Commission, DG Justice

**OBSERVERS WITH THE COUNCIL OF EUROPE /
OBSERVATEURS AUPRES DU CONSEIL DE L'EUROPE**

HOLY SEE / SAINT-SIÈGE

Mme Christine De SAINT-CHAMAS

Mgr Sladan COSIC

Observateur Permanent Adjoint, Mission Permanente du Saint-Siège auprès du Conseil de l'Europe

M. Gregor PUPPINCK

Directeur du Centre européen pour la Justice et les Droits de l'Homme

UNITED STATES OF AMERICA / ÉTATS-UNIS D'AMÉRIQUE

Apologised/Excusé

CANADA

JAPAN / JAPON

MEXICO / MEXIQUE

**INTERNATIONAL INTERGOVERNMENTAL ORGANISATIONS /
ORGANISATIONS INTERNATIONALES INTERGOUVERNEMENTALES**

UNITED NATIONS DEVELOPMENT FUND FOR WOMEN /

LE FONDS DE DEVELOPPEMENT DES NATIONS UNIES POUR LA FEMME (UNIFEM)

Ms Raluca Maria POPA

Project Manager, Ending Violence against Women

UNITED NATIONS DIVISION FOR THE ADVANCEMENT OF WOMEN /

DIVISION DES NATIONS UNIES POUR L'AVANCEMENT DE LA FEMME (DAW)

UNITED NATIONS CHILDREN'S FUND /

FONDS DES NATIONS UNIES POUR L'ENFANCE (UNICEF)

OFFICE OF THE UNITED NATIONS HIGH COMMISSIONER FOR HUMAN RIGHTS (UNHCHR) /

BUREAU DU HAUT COMMISSAIRE DES NATIONS UNIES POUR LES DROITS DE L'HOMME (HCNUDH)

UNITED NATIONS HIGH COMMISSIONER FOR REFUGEES (UNHCR) /

HAUT COMMISSAIRE DES NATIONS UNIES POUR LES REFUGIES (HCNUR)

Ms Jutta SEIDEL

Secretary, UNHCR Representation to the European Institutions in Strasbourg, c/o Council of Europe

ORGANISATION FOR SECURITY AND CO-OPERATION IN EUROPE /

ORGANISATION POUR LA SECURITE ET LA COOPERATION EN EUROPE (OSCE)

INTERPOL

EUROPOL

COMMONWEALTH OF INDEPENDANT STATES (CIS) / COMMUNAUTE DES ETATS

INDEPENDANTS (CEI)

**INTERNATIONAL NON-GOVERNMENTAL ORGANISATIONS / ORGANISATIONS
INTERNATIONALES NON-GOUVERNEMENTALES**

EUROPEAN WOMEN'S LOBBY / LOBBY EUROPEEN DES FEMMES

Ms Marie-José JONCZY

Board member of the European Women's Lobby (EWL), Vice-President of the University Women of Europe

AMNESTY INTERNATIONAL

Ms Lisa GORMLEY

Legal Adviser on International Law and Women's Rights, Amnesty International

Apologised/Excusé

WOMEN AGAINST VIOLENCE EUROPE (WAVE)

Ms Hilary FISHER

Director, Dying Matters Coalition

Apologised/Excusé

**INTERNATIONAL LESBIAN, GAY, BISEXUAL, TRANS AND INTERSEX ASSOCIATION (ILGA) –
ILGA Europe**

Mr Nigel WARNER

ILGA-Europe Council of Europe Adviser

EUROPEAN GROUP OF NATIONAL HUMAN RIGHTS INSTITUTIONS

Apologised/Excusé

EUROPEAN INSTITUTE FOR GENDER EQUALITY (EIGE)

Ms Jurgita PEČIŪRIENĖ

Gender Expert

Apologised/Excusé

* * * *

SCIENTIFIC EXPERTS

Ms Renée RÖMKENS

Full Professor of Victimology/Interpersonal Violence, INTERVICT International Victimology Institute, Tilburg University, Faculty of Law M 923

Apologised/Excusé

Ms Christine CHINKIN

Professor of International Law, Department of Law, Centre for the Study of Human Rights, The London School of Economics and Political Studies

Apologised/Excusé

* * * * *

**SECRETARIAT OF THE COUNCIL OF EUROPE /
SECRETARIAT DU CONSEIL DE L'EUROPE**

**Directorate General of Human Rights and Legal Affairs /
Direction Générale des droits de l'Homme et des affaires juridiques**

Mr Jan KLEIJSEN	Director of Standard-Setting / Directeur des activités normatives
Mr Carlo CHIAROMONTE	<i>Secretary to the Ad Hoc Committee to Combat Violence against Women and Domestic Violence (CAHVIO) / Secrétaire du Comité ad hoc pour combattre la violence à l'égard des femmes et la violence domestique</i> Head of the Criminal Law Division / Chef de la division du droit pénal
Ms Paula KROL	Gender Equality Division / Division pour l'égalité entre les hommes et les femmes
Mr Jonathan BOURGUIGNON	Criminal Law Division / Division du droit pénal
Ms Marjaliisa JÄÄSKELÄINEN	Assistant / Assistant Criminal Law Division / Division du droit pénal

**Parliamentary Assembly of the Council of Europe /
Assemblée parlementaire du Conseil de l'Europe**

Mr Giorgio LODDO	Co-Secretary, Committee on Equal Opportunities for Women and Men / Co-secrétaire, Commission sur l'égalité des chances pour les femmes et les hommes
------------------	--

**Congres of local and regional authorities /
Congrès des pouvoirs locaux et régionaux**

Ms Muriel GRIMMEISSEN	Co-Secretary of the Current Affairs Committee / Co-Secrétaire de la Commission des questions d'actualité
-----------------------	--

* * * * *

INTERPRETERS / INTERPRETES

Ms Sally BAILEY-RAVET

Mr Robert SZYMANSKI

Ms Chloé CHENETIER