



COUNCIL OF EUROPE CONSEIL DE L'EUROPE

Strasbourg, 18 September 1997
DH-PR(1997)004

STEERING COMMITTEE FOR HUMAN RIGHTS
(CDDH)

**COMMITTEE OF EXPERTS FOR THE IMPROVEMENT
OF PROCEDURES FOR THE PROTECTION
OF HUMAN RIGHTS
(DH-PR)**

42nd meeting, 15-18 September 1997

REPORT

Introduction

1. The Committee of Experts for the improvement of procedures for the protection of Human Rights (DH-PR) held its 42nd meeting from 15-18 September 1997 at the Human Rights Building in Strasbourg, with Mr Martin EATON (United Kingdom) in the Chair.
2. The list of participants appears in Appendix I. The Order of Business as adopted is reproduced in Appendix II. The working documents used are also mentioned therein.
3. The DH-PR devoted this meeting to the examination of the draft of the Rules of the Court prepared by the informal Working Party.

Item 1 of the agenda: Opening of the meeting and adoption of the agenda

Item 2 of the agenda: Discussion of the draft Rules of Court

The experts examined the draft of the Rules of the Court and made a number of comments and proposals for amendments to several rules. These proposals and comments are reproduced in document "Comments on the draft 'Model' rules of procedure of the [European Court of Human Rights](#)" (DH-PR (97) 3 def). Proposed amendments to the text are highlighted in bold (underlined if the original text was already in bold) and explanations for the changes as well as comments are set out in bold italics with the appropriate heading. In the course of their examination the experts held an exchange of views with Mr H.C. Krüger and with several practising lawyers from the member States of [the Council of Europe](#) (a list of the lawyers figures at the end of Appendix I). A summary of the questions raised in the course of the exchange of views with the lawyers will appear as Appendix IV to the present report.

Item 3 of the agenda: Discussion of the possibility of reopening proceedings at the national level following a judgment of [the Court](#)

The examination of this item is postponed to the next meeting.

Item 4 of the agenda: Discussion of the dissemination nationally of the jurisprudence of the Court

The examination of this item is postponed to the next meeting.

Item 5 of the agenda: Date of the next meeting

The DH-PR decided tentatively, awaiting the fixing of the [Committee of Ministers'](#) sessions for 1998, to held its 43th meeting the second week of March 1998. The precise date of this meeting will be communicated to the participants as soon as possible.

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APPENDIX I / ANNEXE I**LIST OF PARTICIPANTS / LISTE DE PARTICIPANTS****ALBANIA/ALBANIE**

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Apologised/excusé

INTERNATIONAL COMMISSION OF JURISTS/COMMISSION INTERNATIONALE DE JURISTES

/

**INTERNATIONAL FEDERATION OF HUMAN RIGHTS (FIDH)
FEDERATION INTERNATIONALE DES DROITS DE L'HOMME (FIDH)**

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EUROPEAN COMMISSION OF HUMAN RIGHTS/COMMISSION EUROPEENNE DES DROITS DE L'HOMME

Mr Hans-Christian KRÜGER, Secretary to the European Commission of Human Rights/Secrétaire de la Commission européenne des Droits de l'Homme

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INTERPRETERS/INTERPRETES

- Mrs Corinne Mc GEORGE
- Mme Danièle HEYSCH
- M. Robert VAN MICHEL

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A P P E N D I X II**AGENDA**

1. Opening of the meeting and adoption of the agenda
2. Discussion of the model Rules of Court prepared by the informal working party

Working documents

- Model Rules of Court
- 40th meeting of DH-PR
(16-18 September 1996)
[DH-PR \(96\) 1](#) prov.
- 41st meeting of DH-PR
(10-13 March 1997)
[DH-PR \(97\) 1](#) prov.
- Present Rules of Court
- Present Rules of Procedure of the Commission