



**AS/Jur (2023) OJ 07 Rev 3**

9 October 2023

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## Committee on Legal Affairs and Human Rights

### Draft Agenda

for the meetings to be held in Strasbourg (Palais de l'Europe) on:

- Monday 9 October 2023 at 1-2pm (Room 8)
- [Tuesday 10 October 2023 at 8.30am to 9.30am<sup>1</sup> (Room 7)]
- Tuesday 10 October 2023 at 9.30am – 10h30 (Room 7)
- Tuesday 10 October 2023 at 10h30/11am to 12.30pm (Room 9)
- Wednesday 11 October 2023 at 10.30am to 12.30pm (Room 10)
- Thursday 12 October 2023 at 8.30am to 10am (Room 9)
- Thursday 12 October 2023 at 10.30am to 12.30pm (Room 10)

This draft agenda, addressed to full members of the Committee and their alternates, is the convocation to the meeting

Copy to secretaries of delegations and political groups

Meeting documents will be published on [PACE Apps \(restricted access\)](#)

### **Monday 9 October 2023 at 1-2pm (Room 8)**

**1. Agenda**

[AS/Jur (2023) OJ 07 Rev 2]

Adoption of the agenda

**2. Minutes**

[AS/Jur (2023) PV 06]

Approval of the minutes of the meeting held on 8 September 2023 in Paris

**3. Possible debate under urgent procedure on the "Call for the immediate release of Osman Kavala" (subject to decision by the Assembly)**

Appointment of a Rapporteur (debate subject to the decision by the Assembly)

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<sup>1</sup> The Sub-Committee on Human Rights will meet on Tuesday 10 October 2023 from 08.30-09.30am to examine CPT lists.

**4. The right to freedom of information: ensuring access to historical documents**

*Rapporteur: Ms Klotilda Bushka, Albania, SOC*

[AS/Jur (2023) 28]

Consideration of a draft report and adoption of a draft resolution and a draft recommendation

**[Tuesday 10 October 2023 at 08.30am-09.30am (Room 7) - meeting of the Sub-Committee on Human Rights – for information]**

**Tuesday 10 October 2023 at 09.30am-10.30am (Room 7)**

9.30-11am

**5. Statement by Mme Ayşe Buğra-Kavala, épouse de M. Osman Kavala**

**6. Debate under urgent procedure on the "Call for the immediate release of Osman Kavala"**

*Rapporteur: to be designated*

[AS/Jur (2023) ...]

Consideration of a draft report and adoption of a draft resolution and a draft recommendation

**7. References transmitted to the committee**

[AS/Jur/Inf (2023) 08 - Appointment procedure document

AS/Jur/Inf (2023) 25 - Rapporteur table

[Doc. 15728](#)

[Doc. 15771](#)

[Doc. 15513](#)

[Doc. 15752](#)]

**Appointment of a Rapporteur for a report:**

- Commemorating the 90<sup>th</sup> anniversary of the Holodomor of 1932-1933 in Ukraine ([Doc. 15728](#))
- On private military companies, mercenaries, foreign fighters and their impact on human rights ([Doc. 15771](#)):

**Appointment of Rapporteur for Opinion:**

- **Safeguarding future rights for future generations** ([Doc. 15513](#)) (Re-appointment owing to the departure of the former Rapporteur for opinion Ms Margreet De Boer (Netherlands, SOC) from the Assembly) (Rapporteur for the Committee on Social Affairs, Health and Sustainable Development: Mr Pedro Cegonho, Portugal, SOC)

**References transmitted for consultation:**

- **A parliamentary sponsorship programme between the Parliamentary Assembly members and human rights defenders or the politically oppressed** ([Doc. 15752](#)) (reference also transmitted to the Committee on Political Affairs and Democracy for consultation)

**8. Other business**

*"Money and Democracy – an Uneasy Relationship" 7-8 December 2023, Cologne, Thyssen-Stiftung – Bureau ad hoc Committee*

[Programme]

Authorisation of candidate(s) to attend

***“Implementation of judgments of the European Court of Human Rights – 12<sup>th</sup> report***  
*Rapporteur: Constantinos Efstathiou, Cyprus, SOC*

Declassification of the introductory memorandum

**9. World Forum for Democracy**  
**[Concept note]**

Proposal of members to the ad hoc committee of the Bureau attending the World Forum on Democracy on 6-8 November 2023 in Strasbourg

**10. Participation of members in conferences, meetings, seminars etc**  
Reports by the following representatives:

78<sup>th</sup> meeting of the Venice Commission’s Council for Democratic Elections, Venice (Italy) 5 October 2023: Mr Davor Ivo Stier, Croatia, EPP/CD)

136<sup>th</sup> European Commission for Democracy through Law (Venice Commission), Venice (Italy) 6-7 October 2023: Mr Constantinos Efstathiou, Cyprus, SOC)

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**Tuesday 10 October 2023, from 10:30 to 12:30, joint meeting with the Committee on Political Affairs and Democracy and the Committee on Migration, Refugees and Displaced Persons, Room 9 (open to the public)**

**11. Dialogue with the representatives of the Russian democratic forces sharing the Council of Europe values, follow-up to Assembly [Resolutions 2433 \(2022\)](#) and [2473 \(2022\)](#)<sup>[1]</sup>**

- Statement by Mr Tiny Kox, President of the Parliamentary Assembly
- Hearing with representatives of Russian democratic opposition forces, with the participation of:
  - Ms Natalia Arno, President of the Free Russia Foundation
  - Mr Gennady Gudkov, former member of the Duma, Chairman of "For a Free Russia"
  - Mr Sergei Guriev, Russian Anti-War Committee, True Russia Project
  - Ms Evgenia Kara-Murza, wife of jailed Russian opposition leader and 2022 Václav Havel Prize laureate Vladimir Kara-Murza
  - Mr Mikhail Khodorkovsky, Russian Anti-War Committee, Russian Action Committee (online)
  - Ms Ekaterina Shulman, political scientist, academic and commentator

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<sup>[1]</sup> In its [Resolution 2433 \(2022\)](#) “Consequences of the Russian Federation's continued aggression against Ukraine: role and response of the Council of Europe”, the Assembly resolved “to intensify its engagement with Belarusian and Russian civil society, human rights defenders, independent journalists, academia and democratic forces respecting the values and principles of the Organisation, including the territorial integrity of sovereign member States” (paragraph 18.2). Subsequently, in its [Resolution 2473 \(2022\)](#) “Strengthening the role of the Council of Europe as a cornerstone of the European political architecture”, the Assembly called on Council of Europe member States to “consider new initiatives to support Russian human rights defenders, democratic forces, free media and independent civil society that respect the values and principles of the Council of Europe, including the territorial integrity of sovereign member States” (paragraph 15.7).

**Wednesday 11 October 2023 at 10.30am-12.30pm (Room 10)**

**10.30-11.30am**

**12. Sub-Committee on Human Rights**

[AS/Jur/DH (2023) OJ 04 Rev]

Report by the Chairperson of the Sub-Committee on the meeting held on Tuesday 10 October 2023

**13. Pegasus and similar spyware and secret state surveillance**

*Rapporteur: Mr Pieter Omtzigt (Netherlands, EPP/CD)*

[[Doc. 15825](#)+ amendments]

Consideration of amendments to the draft resolution and the draft recommendation

**Hearing: 11.30am-12.30pm**

**14. Reparation and reconciliation processes to overcome past conflicts and build a common peaceful future – the question of just and equal redress**

*Rapporteur: Lord Richard Keen (United Kingdom, EC/DA)*

[AS/Jur (2023) 29]

Consideration of an introductory memorandum and hearing with the participation of:

Mr Christos Giakoumopoulos, Director General, Directorate General Human Rights and Rule of Law (DGI), Council of Europe

Mr Pablo De Greiff, Director, Center for Human Rights and Global Justice, New York University School of Law; Commissioner, UN Commission of Inquiry on Ukraine; former UN Special Rapporteur for the promotion of truth, justice, reparation and guarantees of non-recurrence (2012-2018)

Mr Igor Cvetkovski, Senior Advisor on Reparations and Transitional Justice International Organization for Migration, Office in Ukraine (title t.b.c.)

**Thursday 12 October 2023 at 08.30am-10.00am (Room 9)**

**15. Human rights and humanitarian situation of Karabakh Armenians and international obligations of Azerbaijan**

Joint Hearing with the Committee on the Honouring of Obligations and Commitments by Member States of the Council of Europe (Monitoring Committee) and the Committee on Migration, Refugees and Displaced Persons (public, recorded and broadcast via YouTube subject to the agreement of experts)

With the participation of:

Mr Thomas de Waal, Senior Fellow, Carnegie Europe, London, United Kingdom (online)

Mr Andreas Wissner, Representative, UNHCR Representation to the European Institutions in Strasbourg

Prof. Dr. Björn Schiffbauer, Professor of Public Law, European and International Law, University of Rostock, Germany

**Thursday 12 October 2023 at 10.30am-12.30pm (Room 10)**

**10.30-11am**

**16. Debate under urgent procedure on the "Call for the immediate release of Osman Kavala"**

*Rapporteur: Ms Petra Bayr, Austria, SOC*

[Doc. ...]

Consideration of amendments to the draft resolution and the draft recommendation

**17. Examining the legitimacy and legality of the ad hominem term-limit waiver for the incumbent President of the Russian Federation**

*Rapporteur: Mr Pieter Omtzigt, The Netherlands, EPP/CD*

[[Doc. 15827](#)+ amendments]

Consideration of amendments to the draft resolution

**18. Hearings during the next meeting**

**19. Other business**

*Fact-finding visit*

*Authorisation of members to attend events:*

*CAI plenary meetings: 24-26 October 2023 (online) and 5-7 December 2023 (presential)*

*Conference on "International Scientific Conference On Digitalization, Innovations & Sustainable Development: Trends And Business Perspectives" at the Australian University of Kuwait (29-30 November 2023)*

*Sub-committees*

**Hearing (11.15 am-11.45am)**

**20. Legal and Human Rights consequences of the Russian war of aggression against Ukraine**

*Rapporteur: Mr Davor Ivo Stier, (Croatia, EPP)*

Exchange of views with James Goldston, Mr James Goldston, Executive Director, Open Society Foundations, Justice Initiative, New York, United States of America, on recent developments regarding the ad hoc international criminal tribunal for the crime of aggression

**Hearing (11h45-12h30)**

**21. Situation of human rights defenders in Europe**

*Rapporteur General: Mr Emanuelis Zingeris (Lithuania, EPP/CD)*

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Consideration of an information note and exchange of views with the Commissioner for Human Rights of the Council of Europe, Ms Dunja Mijatović

## **22. Next meetings**

*Plenary Committee:*

- afternoon of 13<sup>th</sup> and morning of 14<sup>th</sup> November 2023, Sub-Committee on the implementation of judgments of the European Court of Human Rights (open to all members of the Committee on Legal Affairs and Human Rights), Zagreb, Croatia
- afternoon of 30 November and all day on 1 December 2023, Paris Office (plenary afternoon of 30<sup>th</sup> November, interviews for the post of Commissioner for Human Rights on the morning of 1 December, plenary on afternoon of 1 December 2023)