

Denmark

MAIN ISSUES BEFORE THE COMMITTEE OF MINISTERS - ONGOING SUPERVISION

Deployment of pepper-spray in detention facilities

Inhuman or degrading treatment on account of the lack of effective investigation into deployment of pepper spray by prison guards against an aggressive prisoner held in an observation cell and the failure to demonstrate its strict necessity.

El-Asmar (27753/19)

Judgment final on 03/01/2024

Standard supervision
Status of execution

Use of restraint measures in psychiatric hospital

Inhuman and degrading treatment of a man that was strapped to a restraint bed in a psychiatric hospital longer than what was strictly necessary to prevent immediate or imminent harm to others.

Aggerholm (45439/18)

Judgment final on 15/12/2020

Standard supervision
Status of execution

Private and family life - Surrogacy agreement

Disproportionate interference with the right to private life of two children, born in Ukraine in December 2013 through a commercial **surrogacy agreement**, due to the **refusal of the authorities** (ultimately confirmed by the Supreme Court in November 2020) **to allow their adoption by their intended mother**.

K.K. and Others (25212/21)

Judgment final on 06/03/2023

Standard supervision
Status of execution

Private life - Expulsion order

An expulsion order combined with a permanent re-entry ban made against the applicant, a settled migrant, following his criminal conviction constituted a **disproportionate interference with his right to private life**.

Savran (57467/15)

Judgment final on 09/07/2021

Standard supervision
Status of execution