

France

MAIN ISSUES BEFORE THE COMMITTEE OF MINISTERS - ONGOING SUPERVISION

➔ Reception / Expulsion / Extradition

Removal of an Algerian citizen in 2015 **in spite of the risk of ill treatment in the country of destination.**

Violation of the right to individual application in two cases since the authorities created conditions in which it was very difficult for the applicants to lodge an **interim measure** request to the European Court.

M.A. group (9373/15)
 Judgment final on 02/07/2018

Enhanced supervision
Status of execution

Insufficient assessment by administrative and judicial authorities of the risks of ill-treatment in the event of expulsion of Russian nationals of Chechen origin.

K.I. group (5560/19+)
 Judgment final on 15/07/2021

Standard supervision
Status of execution

Failure to take charge of and protect an unaccompanied foreign minor due to his living conditions between 2015 and 2016 in the “jungle” of Calais and to the non-enforcement of the order issued by the children’s judge aimed at protecting him.

Khan (12267/16)
 Judgment final on 28/05/2019

Enhanced supervision
Status of execution

Seven related violations, mainly: **placement in detention of unaccompanied minors after their arbitrary attachment to an adult in order to allow their collective and expeditious expulsion** from Mayotte to the Comoros, and **lack of effective domestic remedy** in relation to the applicants’ expulsion and family life.

Moustahi (9347/14)
 Judgment final on 25/09/2020

Enhanced supervision
Status of execution

Non-enforcement of judicial decisions granting reception conditions to asylum seekers

M.K. and Others group (34349/18)
 Judgment final on 08/03/2023

Standard supervision
Status of execution

Extradition to Burkina Faso conditioned by the reassessment of validity and reliability of diplomatic assurances given to France.

Compaoré (37726/21)
 Judgment final on 07/12/2023

Standard supervision
Status of execution

➔ Conditions of detention

Prison overcrowding and poor material conditions of detention in prisons in metropolitan and overseas France, and **lack of effective preventive domestic remedy.**

J.M.B. and Others (9671/15+)
 Judgment final on 30/05/2020

Enhanced supervision
Status of execution

MAIN ISSUES BEFORE THE COMMITTEE OF MINISTERS - ONGOING SUPERVISION

➔ *Actions of security forces*

Ill-treatment in prison in 2007 and during a transfer to another establishment, and lack of an effective investigation into this matter.

J.M. (71670/14)
 Judgment final on 05/03/2020

Standard supervision
Status of execution

➔ *Right to home*

Eviction of Travellers from land on which they had been settled for many years, without any assessment of the proportionality of the interference with their right to home and without sufficient consideration of the needs of the applicants who requested relocation on family plots.

Winterstein and Others
 (27013/07)
 Judgment final on 17/01/2014

Standard supervision
Status of execution

Eviction procedures of Roma people from an illegal camp on municipal land where they had been for six months: failure to comply with the regulatory measures provided for (diagnosis/assessment of the needs of the persons concerned, support in the areas of education, health and accommodation); absence of an effective remedy.

Hirtu and Others (24720/13)
 Judgment final on 14/08/2020

Standard supervision
Status of execution

➔ *Right of nationals to enter their country*

Violation of the right to enter the State of which a person is a national, due to the **absence of appropriate safeguards against arbitrariness in the examination of the requests of the applicants to repatriate** their two daughters and three grandchildren, who are French nationals held since 2019 in the camps in north-eastern Syria.

H.F. and Others (24384/19)
 Judgment final on 14/09/2022

Enhanced supervision
Status of execution