DEPARTMENT FOR THE EXECUTION OF JUDGMENTS OF THE EUROPEAN COURT OF HUMAN RIGHTS
SERVICE DE L'EXÉCUTION DES ARRÊTS DE LA COUR EUROPÉENNE DES DROITS DE L'HOMME

Main issues

Hungary

MAIN ISSUES BEFORE THE COMMITTEE OF MINISTERS - ONGOING SUPERVISION

▶ *Actions of security forces (including ineffective investigations – specific issues related to Roma)*

Inhuman and degrading treatment, **violations of the right to life by police officers and/or lack of adequate investigations**, including in one case into possible racist motives of assaults against Roma.

Gubacsi group (44686/07+)
Judgment final on 28/09/2011

Enhanced supervision

Status of execution

Balázs group (15529/12+)
Judgment final on 14/03/2016

Standard supervision

Status of execution

▶ *Poor conditions of detention*

Inhuman and/or degrading conditions of detention in pre-trial and post-conviction detention facilities resulting mainly from a structural problem of overcrowding; lack of effective preventive and compensatory remedies.

István Gábor Kovács group (15707/10)
Judgment final on 17/04/2012

Enhanced supervision

Status of execution

Varga and Others (14097/12+)
Pilot judgment
Judgment final on 10/06/2015

Enhanced supervision

Status of execution

▶ *Migration and Asylum*

The authorities' failure to comply with their procedural obligation to assess the risks of ill-treatment before removing asylum seekers to Serbia; and **violation of prohibition of collective expulsion of aliens.**

Ilias and Ahmed group (47287/15)

Judgment final on 21/11/2019

Enhanced supervision

Status of execution

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Main issues

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▶ *Detention and other rights*

Life sentences either without eligibility for release on parole in combination with the lack of an adequate review mechanism of such sentences **or with eligibility for release on parole only after having served 40 years** of the sentence.	*László Magyar group (73593/10)* *Judgment final on 13/10/2014* Enhanced supervision **Status of execution**

▶ *Unlawful or excessively lengthy pre-trial detention*

Violation of the right to liberty and security due to unlawful detention, the domestic courts' failure to give sufficient reasons for continued pre-trial detention, and infringement of the principle of "equality of arms" for lack of access to the relevant material of the investigation when challenging detention.	*X.Y. group (43888/08)* *Judgment final on 19/06/2013* Standard supervision **Status of execution**

▶ *Excessive length of judicial proceedings*

Excessive length of civil and criminal proceedings and absence of effective remedies.	*Gazsó group (48322/12)* *Pilot judgment* *Judgment final on 16/10/2015* Enhanced supervision **Status of execution**

▶ *Freedom of expression and right to a fair trial (access to court)*

Undue and premature termination of the applicants' mandates as President and Vice-President of the former Hungarian Supreme Court through *ad hominem* legislative measures adopted in the context of a major reform of the judiciary. In the first case the legislative act was of constitutional rank and thus not subject to review by the Constitutional Court. The Court found that the measures had been prompted by the views and criticisms expressed by the applicant on issues of public interest (planned major reform of the judicial system) and that the impugned measures had a "chilling effect", discouraging also other judges and court presidents from participating in public debate on issues concerning the independence of the judiciary.	*Baka group (20261/12)* *Judgment final on 23/06/2016* Enhanced supervision **Status of execution**

▶ *Acquisition, use, disclosure or retention of private information*

Shortcomings in legislation on secret surveillance: absence of safeguards sufficiently precise, effective and comprehensive on the ordering, execution and potential redressing of surveillance measures	*Szabo and Vissy (37138/14)* *Judgment final on 06/06/2016* Enhanced supervision **Status of execution**

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MAIN ISSUES BEFORE THE COMMITTEE OF MINISTERS - ONGOING SUPERVISION

▶ Discrimination - special issues related to Roma

Overrepresentation of Roma children in special schools due to the systematic misdiagnosis of mental disability.

Horváth and Kiss (11146/11)
Judgment final on 29/04/2013

Enhanced supervision

Status of execution