

# Republic of Moldova

## MAIN ISSUES BEFORE THE COMMITTEE OF MINISTERS - ONGOING SUPERVISION

### ➡ Actions of security forces - use of force and effectiveness of investigations

**Ill-treatment and torture in police custody**, notably in order to extract confessions, lack of effective investigations and effective remedy;  
**Refusal to provide adequate medical assistance for security reasons** while in police custody.  
**Conviction based on confessions obtained by means of torture.**

**Levinta group (17332/03+)**  
*Judgment final on 16/03/2009*

Enhanced supervision

Status of execution

### ➡ Conditions of detention

**Poor material conditions of detention** in establishments under the authority of the Ministries of the Interior and Justice; lack of access to adequate medical care and absence of effective preventive and compensatory remedies.

**I.D. group (47203/06)**  
*Judgment final on 11/04/2011*

Enhanced supervision

Status of execution

### ➡ Lack of medical treatment in detention

**Inadequate medical treatment in prisons and lack of domestic remedy** in this respect.

**Cosovan group (13472/18)**  
*Judgment final on 22/06/2022*

Enhanced supervision

Status of execution

### ➡ Lawfulness of detention and related issues

**Various breaches to the right to liberty and security in the context of unlawful detention:**

- unlawful detention despite the higher court's decision to quash the detention order;
- lack of relevant and sufficient reasons for ordering or extending the detention;
- failure to ensure a prompt examination of the lawfulness of the detention;
- unjustified refusals to let the defense access the case files.

**Șarban group (3456/05+)**  
*Judgment final on 04/01/2006*

Enhanced supervision

Status of execution

### ➡ Domestic violence

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**Failure of the authorities to take effective measures to protect the victims and to ensure punishment of the offenders**, despite their knowledge of the danger of further domestic violence and of the effects of such violence on two minor children. The Court also found that such attitude of the authorities amounted to discriminatory treatment against women.

***T.M. and C.M. group (26608/11)***  
*Judgment final on 28/04/2014*

Enhanced supervision

Status of execution

### ➤ **Extra-legal transfer**

**Extra-legal transfer in September 2018 of five Turkish nationals to their State of origin** circumventing domestic and international law. The Court found that the applicants' deprivation of liberty had been neither lawful, nor necessary, nor devoid of arbitrariness, the Moldovan authorities failing to give the applicants a choice of jurisdiction to be expelled to. The Court concluded that the applicants' forcible transfer led to a disruption of their private and family lives.

***Ozdil and Others (42305/18)***  
*Judgment final on 11/09/2019*

Enhanced supervision

Status of execution

### ➤ **Interferences with the right of freedom of expression**

**Violation of the right to freedom of expression** of journalists, editors and producers working at the State Television Company, Teleradio-Moldova on account of **censorship and political control** by State authorities in the period 2001-2006.

***Manole and Others (13936/02)***  
*Judgment final on 17/12/2009*

Enhanced supervision

Status of execution