

II. Committee on Legal Affairs and Human Rights

Title of draft report	The crash of Polish Air Force Tu-154 transporting the Polish delegation on 10 April 2010 on the Russian Federation's territory
Origin	Motion
Title	The crash of Polish Air Force Tu-154 transporting the Polish delegation on 10 April 2010 on the Russian Federation's territory
Number	13628
Rapporteur	OMTZIGT, Pieter
Country	Netherlands
Political Group	EPP/CD
Appointed on	06/09/2016
Former rapporteur(s)	18/03/2015 (NEILL, Robert, United Kingdom, EC) 08/12/2015 (McNAMARA, Michael, Ireland, SOC)
Reference	
Number	4103
Date	26/01/2015
Extended on	22/01/2018 (15/12/2017, 14/10/2016)
Valid until	31/07/2018
Others	
State of work in committee	<p>On 29/09/2015, the committee considered an introductory memorandum and agreed to the rapporteur's request to obtain information from the Polish and Russian authorities and to invite two experts to a hearing on the subject foreseen in Paris on 8 December 2015, subject to the availability of funds (re-scheduled for 7 March 2016, due to resignation of previous rapporteur).</p> <p>On 07/03/2016, the committee held a hearing with the participation of two experts.</p> <p>On 21/04/2016, the committee agreed to the request by the rapporteur to declassify the extracts of the minutes pertaining to this subject at the meetings of 7 March 2016 and 29 September 2015 as well as the introductory memorandum prepared by the previous rapporteur with a view to the preparation of a compilation document for the Committee meeting in May 2016.</p> <p>On 18/05/2016, the committee took note of a background document prepared by the outgoing rapporteur.</p> <p>On 06/09/2016, the committee appointed a new rapporteur, Mr Pieter Omtzigt.</p> <p>On 11/10/2016, the committee decided to request the Bureau to extend the reference until 31/01/2018.</p> <p>On 26/01/2017, the committee agreed to the request by the rapporteur to carry out fact-finding visits to Poland and the Russian Federation, subject to the availability of funds.</p> <p>On 12/12/2017, the committee agreed to the rapporteur's request to ask the Bureau for an extension of the reference until 31/07/2018 and invited its chairperson to ask the President of the Assembly to write to the Speakers of the Federation Council and the State Duma of the Russian Federation in order to request the Russian authorities to cooperate in the organisation of a fact-finding visit to the Russian Federation.</p>
Adopted in committee on	
Doc. No. of report	
Date of debate foreseen	

Title of draft report	Compatibility of Sharia law with the European Convention on Human Rights: can States Parties to the Convention be signatories of the "Cairo Declaration"?
Origin	Motion
Title	Compatibility of Sharia law with the European Convention on Human Rights: can States Parties to the Convention be signatories of the "Cairo Declaration"?
Number	13965
Rapporteur	GUTIÉRREZ, Antonio
Country	Spain
Political Group	SOC
Appointed on	13/12/2016
Former rapporteur(s)	18/04/2016 (MATEU, Meritxell, Andorra, ALDE)

Committee for opinion	Committee on Political Affairs and Democracy
Rapporteur	BRASSEUR, Anne
Country	Luxembourg
Political Group	ALDE
Appointed on	26/09/2016
Committee for opinion	Committee on Culture, Science, Education and Media
Rapporteur	NISSINEN, Johan
Country	Sweden
Political Group	NR
Appointed on	09/12/2016
Committee for opinion	Committee on Equality and Non-Discrimination
Rapporteur	SMITH, Angela
Country	United Kingdom
Political Group	SOC
Appointed on	12/10/2017
Reference	
Number	4188
Date	04/03/2016
Extended on	22/01/2018 (30/06/2017)
Valid until	30/06/2018
Others	
State of work in committee	<p>On 13/10/2016, the committee considered an introductory memorandum (in the absence of the former rapporteur), made a call for candidatures for the appointment of a new rapporteur at the following meeting and agreed to declassify the introductory memorandum and to hold a hearing with two experts once a new rapporteur is appointed (subject to the availability of funds).</p> <p>On 07/03/2017, the committee held a hearing with the participation of two experts. It authorised a second hearing on the subject to be held at a future committee meeting and three fact-finding visits to Albania, Turkey and the United Kingdom, subject to the availability of funds.</p> <p>On 05/09/2017, the committee held a hearing with the participation of two experts and agreed to hold a further hearing with another expert at its meeting in December 2017.</p> <p>On 12/12/2017, the committee held a hearing with the participation of one expert and agreed to the rapporteur's request to ask the Bureau for an extension of the reference until 30/06/2018.</p>
Adopted in committee on	
Doc. No. of report	
Date of debate foreseen	2018 - First part-session

Title of draft report	Protecting human rights defenders in Council of Europe member States
Origin	Motion
Title	Protecting human rights defenders in Council of Europe member States
Number	14000
Rapporteur	VAREIKIS, Egidijus
Country	Lithuania
Political Group	EPP/CD
Appointed on	12/12/2017
Former rapporteur(s)	21/06/2016 (POZZO DI BORGIO, Yves, France, EPP/CD)
Reference	
Number	4202
Date	22/04/2016
Extended on	26/01/2018
Valid until	30/09/2018
Others	
State of work in committee	<p>On 23/01/2018, the committee held a joint hearing on this subject and on "How can inappropriate restrictions on NGO activities in Europe be prevented?" (Rapporteur: Mr Yves Cruchten, Luxembourg, SOC) with the participation of three experts. It agreed to hold a further hearing with up to three experts (subject to availability of funds) and to request the Bureau to prolong the reference for this report until 30/09/2018.</p>
Adopted in committee on	
Doc. No. of report	

Date of debate foreseen

Title of draft report	How can inappropriate restrictions on NGO activities in Europe be prevented
Origin	Bureau decision
Title	How can inappropriate restrictions on NGO activities in Europe be prevented
Date	22/04/2016
Rapporteur	CRUCHTEN, Yves
Country	Luxembourg
Political Group	SOC
Appointed on	13/11/2017
Former rapporteur(s)	21/06/2016 (DJUROVIĆ, Aleksandra, Serbia, EPP/CD)
Reference	
Number	4205
Date	22/04/2016
Extended on	22/01/2018 (15/12/2017)
Valid until	30/09/2018
Others	
State of work in committee	<p>On 25/04/2017 the committee considered an introductory memorandum.</p> <p>On 26/04/2017, the committee agreed to hold a hearing on the situation of NGOs in the Russian Federation at the meeting in Belgrade on 18-19 May 2017 and to the rapporteur's request for a fact-finding mission to Turkey, both subject to the availability of funds. On 27/04/2017, in her absence, the committee agreed to authorise the rapporteur to invite two representatives of the Russian authorities, possibly parliamentarians, and two representatives of Russian NGOs to the hearing at the meeting in Belgrade on 18-19 May, subject to the availability of funds; given the absence of a Russian delegation to the Assembly, it decided to ask the President of the Assembly to write to the Speakers of the Federation Council and the State Duma of the Russian Federation in order to invite them to propose two parliamentarians who could be invited to participate in this hearing; invited the rapporteur to take into account certain specific criteria when inviting experts; and asked the 1st Vice-Chairperson to send a letter informing the rapporteur of these criteria.</p> <p>On 18/05/2017, the committee heard a statement by the rapporteur as to why she had asked to postpone the scheduled hearing on the situation of NGOs in the Russian Federation, followed by an exchange of views.</p> <p>On 12/12/2017, the committee considered an information note and authorised a hearing with the Council of Europe Commissioner for Human Rights, the President of the Conference of INGOs and a representative of Russian civil society during the January 2018 part-session and a fact-finding visit to Turkey (subject to the availability of funds). It decided to ask the Venice Commission for an opinion on the compatibility with international standards on human rights and fundamental freedoms of the Romanian Draft Law 140/2017 amending Law 26/2000 on Associations and Foundations. It also agreed to request the Bureau for an extension of the reference until 30/09/2018.</p> <p>On 23/01/2018, the committee held a joint hearing on this subject and on "Protecting human rights defenders in Council of Europe member States" (Rapporteur: Mr Egidijus Vareikis, Lithuania, EPP/CD) with the participation of three experts.</p>
Adopted in committee on	
Doc. No. of report	
Date of debate foreseen	

Title of draft report	Counter-narratives to terrorism
Origin	Motion
Title	Counter-Narratives to Terrorism
Number	14032
Rapporteur	BYRNE, Liam
Country	United Kingdom
Political Group	SOC
Appointed on	23/01/2017
Committee for opinion	Committee on Political Affairs and Democracy
Rapporteur	XUCLÀ, Jordi
Country	Spain
Political Group	ALDE

Appointed on 29/06/2017

Reference

Number 4209
Date 27/05/2016
Modified on 25/11/2016
Valid until 27/05/2018

Others

State of work in committee October 2016 part-session – Following a proposal by Mr Talip Küçükcan (Turkey, EC), the committee decided to ask the Bureau of the Assembly to change the reference and refer the motion for a resolution to the committee on Legal Affairs and Human Rights for report and to the committee on Political Affairs and Democracy for opinion.
On 05/09/2017, the committee considered an introductory memorandum.
On 25/01/2018, the committee agreed to the participation of the rapporteur in a symposium on “Religious Values, Human Rights” to be held in Birmingham, United Kingdom, on 14/02/2018, at no cost to the Assembly.

Adopted in committee on
Doc. No. of report
Date of debate foreseen

Title of draft report	Legal challenges related to hybrid war and human rights obligations
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Origin

Title
Number

Motion

Restricting rights to protect national security – how far can States go?
14044

Rapporteur

Country
Political Group
Appointed on

CILEVIČS, Boriss

Latvia
SOC
10/10/2016

Committee for opinion

Rapporteur
Country
Political Group
Appointed on

Committee on Culture, Science, Education and Media

ARIEV, Volodymyr
Ukraine
EPP/CD
13/10/2016

Reference

Number
Date
Valid until
Other Motion(s) taken into account

4217
20/06/2016
20/06/2018
Doc. 14048 - Legal challenges arising from the hybrid war (Ref. 4217)

Others

State of work in committee On 18/05/2017, the committee considered an introductory memorandum, authorised the rapporteur to hold a hearing on the subject with the participation of three experts, subject to the availability of funds, and agreed to change the title of the report.
On 13/11/2017, the committee held a hearing with the participation of three experts.

Adopted in committee on
Doc. No. of report
Date of debate foreseen

Title of draft report	Fighting organised crime by facilitating the confiscation of illegal assets
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Origin

Title
Number

Motion

Fighting organised crime by facilitating the confiscation of illegal assets
14171

Rapporteur

Country
Political Group
Appointed on

VEN, Mart van de

Netherlands
ALDE
23/01/2017

Reference

Number
Date
Valid until
Other Motion(s) taken into account

4254
25/11/2016
25/11/2018
Doc. 14311 - Enhancing co-operation between Council of Europe member States to

meet new challenges in the fight against organised crime and money laundering (Ref. 4302)

Others

State of work in committee

On 25/04/2017, the committee authorised the organisation of a hearing with three experts at its next meeting on 18-19 May 2017 in Belgrade (subject to the availability of funds).

On 29/06/2017, the committee agreed to the rapporteur's request to hold a hearing on the international cooperation aspect of the subject during a subsequent meeting, subject to the availability of funds.

On 05/09/2017, the committee took note of the Bureau's request to take into account a new motion for a resolution on "Enhancing co-operation between Council of Europe member States to meet new challenges in the fight against organised crime and money laundering" [Doc. 14311] in the preparation of this report and agreed to request the Bureau to refer the new motion to the committee for a separate report.

On 06-07/09/2017, the rapporteur undertook a fact-finding mission to Dublin in connection with this report.

On 13/11/2017, the committee held a hearing with one expert.

On 24/01/2018, the committee considered a draft report and unanimously adopted a draft resolution.

Adopted in committee on

24/01/2018

Doc. No. of report

Date of debate foreseen

2018 - Second part-session

Title of draft report

State of emergency: proportionality issues concerning derogations under Article 15 of the European Convention on Human Rights

Origin

Title

Motion

State of emergency: proportionality issues concerning derogations under Article 15 of the European Convention on Human Rights

Number

14183

Rapporteur

Country

COMTE, Raphaël

Political Group

Switzerland

Appointed on

ALDE

23/01/2017

Reference

Number

4263

Date

23/01/2017

Valid until

23/01/2019

Other Motion(s) taken into account

Doc. 14264 - The state of emergency and its limitations (Ref. 4287)

Others

State of work in committee

On 26/01/2017, the committee heard a statement from the rapporteur about his intention to present a draft written submission to the committee at its next meeting with a view to transmitting it to the Joint Committee on Human Rights of the United Kingdom's parliament in response to its call for written contributions on the subject by 31 March 2017.

On 07/03/2017, the committee considered and declassified an information note with a view to the rapporteur transmitting it to the Joint Committee on Human Rights of the United Kingdom's parliament, in response to the latter's call for written contributions on the subject. On Chairman's action a fact-finding visit to be made to Ukraine was authorised.

On 12-14/04/2017, the rapporteur carried out a fact-finding visit to Kiev, Ukraine.

On 27/04/2017, the committee agreed to the rapporteur's request to authorise fact-finding visits to France and Turkey, subject to the availability of funds.

On 18/05/2017, the committee considered an introductory memorandum.

On 24/05/2017, the rapporteur undertook a fact-finding visit to France.

On 04/09/2017 (continued on 06/09/2017), the rapporteur undertook a fact-finding visit to Paris in connection with this report.

On 14-15/09/2017, the rapporteur participated in the 3rd IPCAN (Independent Police Complaints Authorities' Network) conference in Strasbourg on the "Respect of fundamental rights in the context of the fight against terrorism organised by "Défenseur des Droits" and the Council of Europe, as authorised by the committee on 05/09/2017.

On 22/01/2018, the committee considered a draft report and unanimously adopted a draft resolution and draft recommendation.

Adopted in committee on

22/01/2018

Doc. No. of report

Date of debate foreseen

2018 - Second part-session

Title of draft report	The need to shed light on the background of the murder of Boris Nemtsov
Origin	Motion
Title	The need to shed light on the background of the murder of Boris Nemtsov
Number	13967
Rapporteur	ZINGERIS, Emanuelis
Country	Lithuania
Political Group	EPP/CD
Appointed on	18/05/2017
Reference	
Number	4276
Date	10/03/2017
Valid until	10/03/2019
Others	
State of work in committee	<p>On 29/06/2017, the committee agreed to the Rapporteur's request to hold a hearing on the subject during the October part-session 2017, and to conduct an official visit to the Russian Federation in order to observe the court hearing at which the final decision in the criminal trial would be delivered, both subject to the availability of funds.</p> <p>On 10/10/2017, the committee held a hearing with the participation of Ms Zhanna Nemtsova, daughter of Boris Nemtsov, and two experts.</p> <p>On 12/12/2017, the committee resumed its consideration of an introductory memorandum and exchanged views on the presentations made by the participants at the hearing held on 11/10/2017. It agreed to the request by the rapporteur to carry out a fact-finding visit to the Russian Federation (subject to the availability of funds), and decided to ask the President of the Assembly to write to the Speakers of the Federation Council and the State Duma of the Russian Federation in order to request the Russian authorities to co-operate in the organisation of this visit and to come back to this issue at the next Committee meeting.</p>
Adopted in committee on	
Doc. No. of report	
Date of debate foreseen	

Title of draft report	Co-operation with United Nations human rights mechanisms – a challenge for the Council of Europe and its member States
Origin	Motion
Title	Co-operation with United Nations human rights mechanisms – a challenge for the Council of Europe and its member States
Number	14275
Rapporteur	SCHWABE, Frank
Country	Germany
Political Group	SOC
Appointed on	09/10/2017
Reference	
Number	4292
Date	30/05/2017
Valid until	30/05/2019
Others	
State of work in committee	
Adopted in committee on	
Doc. No. of report	
Date of debate foreseen	

Title of draft report	Extradition requests and the abuse of process
Origin	Motion
Title	Extradition requests and the abuse of process
Number	14315
Rapporteur	POCIEJ, Aleksander
Country	Poland

Political Group EPP/CD
Appointed on 09/10/2017

Reference

Number 4306
Date 30/06/2017
Valid until 30/06/2019

Others

State of work in committee
Adopted in committee on
Doc. No. of report
Date of debate foreseen

Title of draft report	The implementation of judgments of the European Court of Human Rights
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Origin

Title Bureau decision
Date The implementation of judgments of the European Court of Human Rights
30/06/2017

Rapporteur

Country VENIZELOS, Evangelos
Political Group Greece
Appointed on SOC
10/10/2017

Reference

Number 4313
Date 30/06/2017
Valid until 30/06/2019

Others

State of work in committee On 23/01/2018, the committee considered an introductory memorandum and agreed to the rapporteur's request to send a letter to national delegations about the state of play of implementation of Resolution 2178 (2017) and to hold two hearings, one with the Council of Europe Commissioner for Human Rights, representatives of the Committee of Ministers and the Registry of the European Court of Human Rights, and one with representatives of the European Commission for Democracy through Law (Venice Commission), and of civil society and an academic expert, subject to the availability of funds.

Adopted in committee on
Doc. No. of report
Date of debate foreseen

Title of draft report	Protecting human rights during transfers of prisoners
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Origin

Title Motion
Number Protecting human rights during transfers of prisoners
Date 14368
13/10/2017

Rapporteur

Country MALLIA, Emanuel
Political Group Malta
Appointed on SOC
12/12/2017

Reference

Number 4325
Date 13/10/2017
Valid until 13/10/2019

Others

State of work in committee
Adopted in committee on
Doc. No. of report
Date of debate foreseen

Title of draft report	Out-of-court settlement procedures in criminal justice: advantages and risks
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Origin	Motion
Title	Out-of-court settlement procedures in criminal justice: advantages and risks
Number	14371
Date	13/10/2017

Rapporteur	CILEVIČS, Boriss
Country	Latvia
Political Group	SOC
Appointed on	12/12/2017

Reference	
Number	4326
Date	13/10/2017
Valid until	13/10/2019

Others
 State of work in committee
 Adopted in committee on
 Doc. No. of report
 Date of debate foreseen

Title of draft report	Ensuring greater follow-up of CPT recommendations: enhanced role of PACE and of national parliaments
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Origin	Motion
Title	Ensuring greater follow-up of CPT recommendations: enhanced role of PACE and of national parliaments
Number	14373
Date	13/10/2017

Rapporteur	ARNAUT, Damir
Country	Bosnia and Herzegovina
Political Group	EPP/CD
Appointed on	12/12/2017

Reference	
Number	4327
Date	13/10/2017
Valid until	13/10/2019

Others
 State of work in committee
 Adopted in committee on
 Doc. No. of report
 Date of debate foreseen

Title of draft report	Withdrawing citizenship as a measure to combat terrorism: a human rights-compatible approach?
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Origin	Motion
Title	Withdrawing citizenship as a measure to combat terrorism: a human rights-compatible approach?
Number	14375
Date	13/10/2017

Rapporteur	STRIK, Tineke
Country	Netherlands
Political Group	SOC
Appointed on	12/12/2017

Reference	
Number	4328
Date	13/10/2017
Valid until	13/10/2019

Others
 State of work in committee

Adopted in committee on
Doc. No. of report
Date of debate foreseen

Title of draft report	The principles and guarantees of advocates
Origin	Motion
Title	The principles and guarantees of advocates
Number	14376
Date	13/10/2017
Rapporteur	LOGVYNSKYI, Georgii
Country	Ukraine
Political Group	EPP/CD
Appointed on	12/12/2017
Reference	
Number	4329
Date	13/10/2017
Valid until	13/10/2019
Others	
State of work in committee	
Adopted in committee on	
Doc. No. of report	
Date of debate foreseen	

Title of draft report	Human rights and business – what follow-up to Committee of Ministers Recommendation CM/Rec(2016)3?
Origin	Motion
Title	Human rights and business – what follow-up to Committee of Ministers Recommendation CM/Rec(2016)3?
Number	14377
Date	13/10/2017
Rapporteur	HUSEYNOV, Vusal
Country	Azerbaijan
Political Group	EPP/CD
Appointed on	12/12/2017
Committee for opinion	Committee on Social Affairs, Health and Sustainable Development
Rapporteur	MELKUMYAN, Mikayel
Country	Armenia
Political Group	EC
Appointed on	06/12/2017
Reference	
Number	4330
Date	13/10/2017
Valid until	13/10/2019
Others	
State of work in committee	
Adopted in committee on	
Doc. No. of report	
Date of debate foreseen	

Title of draft report	Ombudsman Institutions in Europe - the need for a set of common standards
Origin	Motion
Title	Ombudsman Institutions in Europe - the need for a set of common standards
Number	14381
Date	13/10/2017
Rapporteur	BALFE, Richard
Country	United Kingdom
Political Group	EC
Appointed on	12/12/2017

Reference

Number 4332
Date 13/10/2017
Valid until 13/10/2019

Others

State of work in committee On 25/01/2018, the committee considered an introductory memorandum and held an exchange of views with an expert and agreed to hold a further hearing with two experts at a future meeting, subject to the availability of funds.

Adopted in committee on
Doc. No. of report
Date of debate foreseen

Title of draft report	The continuing need to restore human rights and the rule of law in the North Caucasus region
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Origin

Title	The continuing need to restore human rights and the rule of law in the North Caucasus region
Number	14382
Date	13/10/2017

Rapporteur

Country	Germany
Political Group	SOC
Appointed on	12/12/2017

Reference

Number	4333
Date	13/10/2017
Valid until	13/10/2019

Others

State of work in committee
Adopted in committee on
Doc. No. of report
Date of debate foreseen

Title of draft report	Human rights situation in the occupied regions of Georgia
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Origin

Title	Human rights situation in the occupied regions of Georgia
Number	14301

Rapporteur

Country	Switzerland
Political Group	SOC
Appointed on	12/12/2017

Reference

Number	4337
Date	13/10/2017
Valid until	13/10/2019

Others

State of work in committee
Adopted in committee on
Doc. No. of report
Date of debate foreseen

Title of draft report	New challenges in the fight against organised crime and money laundering – the need to improve international co-operation
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Origin

Title	New challenges in the fight against organised crime and money laundering – the need to improve international co-operation
Number	14439

Rapporteur

Country	Netherlands
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Political Group ALDE
 Appointed on 12/12/2017

Reference

Number 4344
 Date 24/11/2017
 Valid until 24/11/2019

Others

State of work in committee
 Adopted in committee on
 Doc. No. of report
 Date of debate foreseen

Title of draft report **Sergei Magnitsky and beyond – fighting impunity by targeted sanctions**

Origin

Title Sergei Magnitsky and beyond – fighting impunity by targeted sanctions
 Number 14440

Rapporteur

Country United Kingdom
 Political Group SOC
 Appointed on 12/12/2017

Reference

Number 4345
 Date 24/11/2017
 Valid until 24/11/2019

Others

State of work in committee
 Adopted in committee on
 Doc. No. of report
 Date of debate foreseen