

II. Committee on Legal Affairs and Human Rights

Title of draft report	Accession of the European Union to the European Convention on Human Rights: election of judges
Origin	Motion
Title	Accession of the European Union to the European Convention on Human Rights: Election of judges
Number	12306
Rapporteur	BALFE, Richard
Country	United Kingdom
Political Group	EC
Appointed on	26/01/2016
Former rapporteur(s)	05/10/2010 (HOLOVATY, Serhiy, Ukraine, ALDE) 19/03/2013 (XUCLÀ, Jordi, Spain, ALDE) 29/09/2015 (RECORDON, Luc, Switzerland, SOC)
Reference	
Number	3700
Date	04/10/2010
Extended on	14/10/2016 (1/10/2012 - 22/11/2013 - 21/11/2014 - 02/10/2015)
Valid until	31/12/2017
Others	
State of work in committee	On 27/06/2012, the committee decided to request the Bureau for an extension of the reference until 31/12/2013. On 06/11/2013, the committee decided to request the Bureau for an extension of the reference until 31/12/2014. On 30/10/2014, the committee agreed to request the Bureau for an extension of the reference until 31/12/ 2015. On 22/06/2015, the committee took note of the Rapporteur's decision to step down. On 28/09/2015, the committee decided to request the Bureau for an extension of the reference until 31/12/2016. On 11/10/2016, the committee decided to request the Bureau for an extension to the reference until 31/12/2017. On 13/12/2016, the committee heard a statement by the Rapporteur on his recent meeting in November with Mr Claude Moraes, Chair of the Committee on Civil Liberties, Justice and Home Affairs of the European Parliament. On 18/05/2017, the committee heard a statement by the rapporteur, and decided to suspend work on this issue until further notice and to submit a new motion when justified in light of progress made with the EU accession process, and to inform the Bureau of this decision.
Adopted in committee on	
Doc. No. of report	
Date of debate foreseen	

Title of draft report	Azerbaijan's Chairmanship of the Council of Europe: What follow-up on respect for human rights?
Origin	Motion
Title	Azerbaijan's Chairmanship of the Council of Europe: What follow-up on respect for human rights?
Number	13484
Rapporteur	DESTEXHE, Alain
Country	Belgium
Political Group	ALDE
Appointed on	07/03/2016
Former rapporteur(s)	25/06/2014 (AGRAMUNT, Pedro, Spain, EPP/CD)
Reference	
Number	4050
Date	23/06/2014
Extended on	30/05/2017 (20/06/2016)
Valid until	30/09/2017

Others

State of work in committee

On 29/09/2014, the committee heard a statement by the rapporteur and agreed to postpone the consideration of this item until the meeting in Madrid on 30/10/2014.

On 30/10/2014, the committee considered an information note and agreed to return to this matter at the next meeting.

On 10/12/2014, the committee continued the discussion of the information note from the committee's meeting in Madrid on 30/10/2014, and authorised the rapporteur to carry out a fact-finding visit to Azerbaijan in 2015. It also requested the Chairperson to write to the Azerbaijani authorities to enquire about the alleged harassment of members of the family of Ms Gulnara Akhundova as well as the arrests of civil society activists who had taken part in events organised by the committee or its members during the Assembly's part-sessions in Strasbourg.

On 29/01/2015, the committee took note of a reply by Mr Samad Seyidov, Chairperson of the delegation of Azerbaijan, to the Chairperson's letter mentioned above.

On 18/05/2016, the committee decided to request the Bureau for an extension of the deadline of this reference and authorised the rapporteur to carry out a fact-finding visit to Azerbaijan, subject to the availability of funds.

On 23/06/2016, the committee heard a statement by the rapporteur on his visit to Baku on 17-18 June 2016, and especially about his meeting with the President of Azerbaijan, Mr Ilham Aliyev, on the occasion of the presence decided by the Bureau of the Assembly for the repetition of the parliamentary election in constituency No. 90 in Agdash.

On 23/01/2017, the committee held an exchange of views on the Decision of the Supreme Court of Azerbaijan to reject the appeal by Ilgar Mammadov contrary to the Mammadov v. Azerbaijan judgment of the European Court of Human Rights. It decided to send a letter to both the Azerbaijani authorities and the Azerbaijani delegation to the Assembly condemning the outcome of the appeal and requesting an explanation for the non-implementation of the Court's judgment. It took note of the Chair's proposal to hand-deliver this letter during his forthcoming fact-finding visit to Baku (9-10 February 2017), whilst specifying that both the letters and replies be made available to members during the next meeting of the Committee on 7 March 2017 in Paris.

On 09-10/02/2017, the rapporteur carried out a fact-finding visit in the framework of his report to Baku, Azerbaijan.

On 07/03/2017, the committee heard a statement by the Rapporteur regarding his fact-finding visit to Baku. It considered the letter concerning the case of Ilgar Mammadov that was sent by the rapporteur on behalf of the committee to the President of Azerbaijan, and took note of the reply of the Azerbaijani authorities to this letter.

On 18/05/2017, at the request of the rapporteur, the committee decided to request an extension of the reference until 30 September 2017.

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

2017 - Fourth part-session

Title of draft report**New threats to the rule of law in Council of Europe member States: selected examples****Origin**

Title

Motion

Strengthening the rule of law in South-East European countries through targeted reform of the legal system

Number

13614

Rapporteur

Country

FABRITIUS, Bernd

Political Group

Germany

Appointed on

EPP/CD

10/12/2014

Reference

Number

4087

Date

17/11/2014

Extended on

30/05/2017 (14/10/2016)

Valid until

31/10/2017

Others

State of work in committee

On 20/04/2015, the committee agreed to a request of the rapporteur to hold a hearing on this subject at the committee's meeting in Yerevan on 19-20 May 2015 and to invite two experts to attend, subject to the availability of funds.

On 19/05/2015, the committee held a hearing with the participation of two experts.

On 19/04/2016, the committee authorised the rapporteur to undertake fact-finding visits to Bulgaria, Romania and the Republic of Moldova, subject to the availability of funds.

On 24-26/05/2016, the rapporteur undertook a fact-finding visit to Romania and the

Republic of Moldova.

On 06/09/2016, the committee heard a statement by the rapporteur and decided to request the Bureau for an extension of the reference until 30 June 2017.

On 25/11/2016, the Standing Committee requested Reference 4255 "New threats to the Rule of Law in Council of Europe member States" to be taken into account in the preparation of this report.

On 24/01/2017, the committee agreed to the rapporteur's request to conduct fact-finding visits to Turkey and Poland, subject to the availability of funds.

On 27/04/2017, the committee held a hearing on the situation in Poland with the participation of three experts; it agreed to change the title of the report, and it agreed to the rapporteur's request to ask the Bureau to extend the reference of this report until 31 October 2017 and to invite an expert to an exchange of views on the situation in Bulgaria at the committee's next meeting in Belgrade on 18-19 May 2017, subject to the availability of funds.

On 18/05/2017, the committee held an exchange of views with an expert on the situation in Bulgaria.

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

2017 - Fourth part-session

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	14/10/2016
Valid until	31/01/2018
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 7/03/2016, 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>
Adopted in committee on	
Doc. No. of report	
Date of debate foreseen	

Title of draft report	Towards a democratic approach to the issues of self-determination and secession
Origin	Motion
Title	Towards a democratic approach to the issues of governance in European multinational States
Number	13895
Rapporteur	DESTEXHE, Alain
Country	Belgium
Political Group	ALDE
Appointed on	08/12/2015
Committee for opinion	Committee on Political Affairs and Democracy
Rapporteur	KORODI, Attila
Country	Romania
Political Group	EPP/CD
Appointed on	08/03/2016
Reference	
Number	4154
Date	02/10/2015
Valid until	02/10/2017
Others	
State of work in committee	<p>On 06/09/2016, the committee heard a statement by the rapporteur and held an exchange of views; authorised the rapporteur to send letters to the OECD, the International Monetary Fund, the World Bank and the European Commission.</p> <p>On 07/03/2017, the committee considered an introductory memorandum; exchanged views with the rapporteur on whether to prepare an information report instead of a full report and asked the rapporteur to make a proposal to this end at a future meeting; and authorised the rapporteur to hold, if appropriate, a hearing on the subject and to invite two experts, subject to the availability of funds.</p> <p>On 18/05/2017, the committee heard a statement by the rapporteur and agreed to the rapporteur's proposal to issue only an information report on this subject.</p> <p>On 27/06/2017, the committee agreed to change the title of the report and considered and approved an information report with a view to presenting it to the Standing Committee at a forthcoming meeting.</p>
Adopted in committee on	
Doc. No. of report	
Date of debate foreseen	2017 - November Standing Committee

Title of draft report	Jurisdictional immunity of international organisations and rights of their staff
Origin	Motion
Title	Jurisdictional immunity of international organisations and rights of their staff
Number	13905
Rapporteur	ULLRICH, Volker
Country	Germany
Political Group	EPP/CD
Appointed on	07/03/2016
Committee for opinion	Committee on Social Affairs, Health and Sustainable Development
Rapporteur	SCHENNACH, Stefan
Country	Austria
Political Group	SOC
Appointed on	29/06/2017
Reference	
Number	4185
Date	29/01/2016
Valid until	29/01/2018

Others

State of work in committee

On 11/10/2016, the committee considered an introductory memorandum in the absence of the rapporteur and authorised the organisation of a hearing with three experts at one of its forthcoming meetings (subject to the availability of funds).

On 13/12/2016, the committee held a hearing with the participation of Ms Mireille Heers, Judge, Administrative Tribunal of the Council of Europe, France, Ms Monika Polzin, Professor, Faculty of Law, University of Augsburg, Germany, and Ms Liesbeth Zegveld, Attorney and Professor at the University of Amsterdam, Netherlands.

Adopted in committee on

Doc. No. of report

Date of debate foreseen

2017 - November Standing Committee

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

Title

Motion

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

Country

GUTIÉRREZ, Antonio

Political Group

Spain

Appointed on

SOC

13/12/2016

Former rapporteur(s)

18/04/2016 (MATEU, Meritxell, Andorra, ALDE)

Committee for opinion

Rapporteur

Committee on Political Affairs and Democracy

Country

BRASSEUR, Anne

Political Group

Luxembourg

Appointed on

ALDE

26/09/2016

Committee for opinion

Rapporteur

Committee on Culture, Science, Education and Media

Country

NISSINEN, Johan

Political Group

Sweden

Appointed on

NR

09/12/2016

Committee for opinion

Rapporteur

Committee on Equality and Non-Discrimination

To be appointed

Reference

Number

4188

Date

04/03/2016

Modified on

30/06/2017

Valid until

04/03/2018

Others

State of work in committee

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).

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.

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

Title

Motion

Protecting human rights defenders in Council of Europe member States

Number

14000

Rapporteur **POZZO DI BORGO, Yves**
 Country France
 Political Group EPP/CD
 Appointed on 21/06/2016

Reference
 Number 4202
 Date 22/04/2016
 Valid until 22/04/2018

Others
 State of work in committee
 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 **DJUROVIĆ, Aleksandra**
 Country Serbia
 Political Group EPP/CD
 Appointed on 21/06/2016

Reference
 Number 4205
 Date 22/04/2016
 Valid until 22/04/2018

Others
 State of work in committee

On 25/04/2017 the committee considered an introductory memorandum.
 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.
 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.

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.

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**

Origin

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

Rapporteur

Country Latvia
 Political Group SOC
 Appointed on 10/10/2016

Committee for opinion

Rapporteur Committee on Culture, Science, Education and Media
 Country ARIEV, Volodymyr
 Political Group Ukraine
 Appointed on EPP/CD
 13/10/2016

Reference

Number 4217
 Date 20/06/2016
 Valid until 20/06/2018
 Other Motion(s) taken into account 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.

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

Title of draft report **Venice Commission's "Rule of Law Checklist"**

Origin

Title Venice Commission's "Rule of Law Checklist"
 Number 14110
 Date 24/06/2016

Rapporteur

Country Belgium
 Political Group SOC
 Appointed on 13/12/2016

Reference

Number 4240
 Date 14/10/2016
 Valid until 14/10/2018

Others

State of work in committee On 13/12/2016, the committee agreed to hold an exchange of views with representatives of the Venice Commission at a forthcoming meeting (subject to the availability of funds). On 26/01/2017, the committee held a hearing with the participation of Mr Kaarlo Tuori, First Vice-President of the Venice Commission, and Ms Sarah Cleveland, member of the Venice Commission for the United States.

On 27/04/2017 the committee considered an introductory memorandum.

On 29/06/2017, the committee considered a draft report and adopted a draft resolution, and agreed to the proposal of the rapporteur to ask the Bureau to invite the President of the European Commission for Democracy through Law (Venice Commission) to speak during the debate on this subject.

Adopted in committee on

Doc. No. of report

Date of debate foreseen

2017 - Fourth part-session

Title of draft report	Prosecuting and punishing the crimes against humanity or even possible genocide committed by Daesh
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Origin	Motion
Title	Prosecuting and punishing the crimes against humanity or even possible genocide committed by Daesh
Number	14167
Rapporteur	OMTZIGT, Pieter
Country	Netherlands
Political Group	EPP/CD
Appointed on	23/01/2017
Committee for opinion	Committee on Political Affairs and Democracy
Rapporteur	ÆVARSDÓTTIR, Thorhildur Sunna
Country	Iceland
Political Group	NR
Appointed on	27/04/2017
Reference	
Number	4251
Date	25/11/2016
Valid until	25/11/2018

Others

State of work in committee

On 25/04/2017, the committee considered an introductory memorandum and held a joint hearing with the Committee on Political Affairs and Democracy, with the participation of 3 experts.

On 27/04/2017, the committee agreed to the rapporteur's request to issue a questionnaire on the situation in member States concerning prosecution of Daesh members and their position on whether Daesh members had committed genocide.

On 29/06/2017, the committee agreed to the proposal of the rapporteur to ask the Bureau to invite a representative of the Independent International Commission of Inquiry on the Syrian Arab Republic to speak during the debate on this subject.

Adopted in committee on

Doc. No. of report

Date of debate foreseen

2017 - Fourth part-session

Title of draft report	Fighting organised crime by facilitating the confiscation of illegal assets
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Origin	Motion
Title	Fighting organised crime by facilitating the confiscation of illegal assets
Number	14171
Rapporteur	VEN, Mart van de
Country	Netherlands
Political Group	ALDE
Appointed on	23/01/2017
Reference	
Number	4254
Date	25/11/2016
Valid until	25/11/2018
Other Motion(s) taken into account	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.
Adopted in committee on	
Doc. No. of report	
Date of debate foreseen	2018 - Second part-session

Title of draft report	The case for drafting a European Convention on the profession of lawyer
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Origin	Motion
Title	The case for drafting a European Convention on the profession of lawyer
Number	14181
Rapporteur	LAHAYE-BATTHEU, Sabien
Country	Belgium
Political Group	ALDE
Appointed on	07/03/2017
Reference	
Number	4261
Date	23/01/2017
Valid until	23/01/2019

Others

State of work in committee	
Adopted in committee on	
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
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Origin	Motion
Title	State of emergency: proportionality issues concerning derogations under Article 15 of the European Convention on Human Rights
Number	14183
Rapporteur	COMTE, Raphaël
Country	Switzerland
Political Group	ALDE
Appointed on	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.
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Date 30/05/2017
Valid until 30/05/2019

Others

State of work in committee On 27/06/2017, the committee made a call for candidates as Rapporteur.
Adopted in committee on
Doc. No. of report
Date of debate foreseen

Title of draft report

Origin

Title
Number

Motion

Extradition requests and the abuse of process
14315

Rapporteur

To be appointed

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

Origin

Title
Date

Bureau decision

The implementation of judgments of the European Court of Human Rights
30/06/2017

Rapporteur

To be appointed

Reference

Number 4313
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