Parliamentary Assembly
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COUNCIL OF EUROPE
CONSEIL DE L'EUROPE

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The Sergei Magnitsky case

Written declaration No. 490

This written declaration does not reflect the position of the Assembly; only of those members that have signed it. It will not be considered further by the Assembly.

Sergei Magnitsky was the legal representative of the Hermitage Fund in Russia. He discovered the largest tax fraud in Russian history perpetrated by members of the Russian government. After testifying against them, he was arrested, tortured and killed in police custody.

In July 2011, the Council of the President of the Russian Federation for the promotion of civil society and human rights conducted an independent investigation and found that Sergei Magnitsky had been falsely arrested and prosecuted by officers with a conflict of interest, been beaten by eight guards with rubber batons prior to his death, and that state bodies failed and resisted to investigate the corruption he had uncovered. The Council named specific perpetrators in the Government. Requests by Mr Magnitsky's family for an independent medical evaluation have been refused.

The Russian Interior Ministry and the General Prosecutor's Office have since rejected the findings of the Human Rights Council as inadmissible, exonerated the officers involved, reopened the case against Mr Magnitsky nearly two years after his death and the same officers who persecuted Sergei Magnitsky called his mother and his widow for interrogation.

We call on Russia to immediately prosecute the people named in the Human Rights Council's report, cease the intimidation of Magnitsky's family and allow an independent evaluation in his case

Signed (see overleaf)

Signed[1]*:*

OMTZIGT Pieter, Netherlands, EPP/CD
AGRAMUNT Pedro, Spain, EPP/CD
ÁRNASON Mörður, Iceland, SOC
CEDERBRATT Mikael, Sweden, EPP/CD
CILEVIČS Boriss, Latvia, SOC
COLOMBIER Georges, France, EPP/CD
ÇONKAR Ahmet Berat, Turkey, EDG
DEBONO GRECH Joseph, Malta, SOC
DÍAZ TEJERA Arcadio, Spain, SOC
ÉKES József, Hungary, EPP/CD
FENECH ADAMI Joseph, Malta, EPP/CD
FISCHEROVÁ Jana, Czech Republic, EDG
FRAHM Pernille, Denmark, UEL
GARDETTO Jean-Charles, Monaco, EPP/CD
GRAHAM Sylvi, Norway, EPP/CD
HERASYM'YUK Olha, Ukraine, EPP/CD
HERKEL Andres, Estonia, EPP/CD
HOSTALIER Françoise, France, EPP/CD
JOHANSSON Mats, Sweden, EPP/CD
KALMÁR Ferenc, Hungary, EPP/CD
KANDELAKI Giorgi, Georgia, EPP/CD
KAYATÜRK Burhan, Turkey, EPP/CD
LUNDGREN Kerstin, Sweden, ALDE
MANZONE-SAQUET Nicole, Monaco, EPP/CD
MARIN Christine, France, EPP/CD
MARTY Dick, Switzerland, ALDE
MENDES BOTA José, Portugal, EPP/CD
MIGNON Jean-Claude, France, EPP/CD
MINASHVILI Akaki, Georgia, ALDE
POSTANJYAN Zaruhi, Armenia, EPP/CD
POURBAIX-LUNDIN Marietta, de, Sweden, EPP/CD
POURGOURIDES Christos, Cyprus, EPP/CD
RACHOŃ Janusz, Poland, EPP/CD
REISS Frédéric, France, EPP/CD
REPS Mailis, Estonia, ALDE
ROCHEBLOINE François, France, EPP/CD
ROSOVÁ Tatiana, Slovak Republic, EPP/CD
RUSMALI Ilir, Albania, EPP/CD
SAAR Indrek, Estonia, SOC
SASI Kimmo, Finland, EPP/CD
SCHNEIDER André, France, EPP/CD
SCHUSTER Marina, Germany, ALDE
STAVROSITU Maria, Romania, EPP/CD
STRÄSSER Christoph, Germany, SOC
TAKTAKISHVILI Chiora, Georgia, ALDE
TOSHEV Latchezar, Bulgaria, EPP/CD
VAREIKIS Egidijus, Lithuania, EPP/CD
VEJKEY Imre, Hungary, EPP/CD
VOLONTÈ Luca, Italy, EPP/CD
WACH Piotr, Poland, EPP/CD
WADEPHUL Johann, Germany, EPP/CD
XUCLÀ Jordi, Spain, ALDE
ZINGERIS Emanuelis, Lithuania, EPP/CD

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1. ALDE: Alliance of Liberals and Democrats for Europe
EDG: European Democrat Group
EPP/CD: Group of the European People's Party
SOC: Socialist Group
UEL: Group of the Unified European Left

Total = 53