Parliamentary Assembly
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COUNCIL OF EUROPE
CONSEIL DE L'EUROPE

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Guantánamo prisoner Abd al-Rahim al-Nashiri

Written declaration No. 483

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.

The European Parliament has called on the United States not to subject Guantánamo prisoner Abd al-Rahim al-Nashiri to the death penalty, observing that his trial by a military commission would not meet international fair trial standards;

Mr al-Nashiri was held incommunicado in a secret CIA prison in Poland in 2002 and 2003, where he was tortured before being transferred from Poland despite the risk of the death penalty, and he was later detained for some time between 2003 and 2006 at a secret CIA prison in Bucharest in Romania.

The United States are seeking to subject him to the death penalty and an unfair trial by a military commission at Guantánamo.

Whereas the commission's Convening Authority will accept written submissions against the death penalty until 15 July 2011, and as the Council of Europe condemns the death penalty in all circumstances,

We call on

– the United States not to seek the death penalty against Mr al-Nashiri;

– the Council of Europe and its member states - including Poland - to immediately use all available means, including written submissions to the Convening Authority, to ensure that Mr al-Nashiri is not subject to the death penalty; and to effectively investigate human rights violations by member states in relation to the CIA rendition programme.

Signed (see overleaf)

Signed[1]*:*

MARTY Dick, Switzerland, ALDE
ANDERSEN Karin, Norway, UEL
ÁRNASON Mörður, Iceland, SOC
BAGHDASARYAN Gagik, Armenia, ALDE
BARDINA PAU Josep Anton, Andorra, ALDE
BRASSEUR Anne, Luxembourg, ALDE
ELZINGA Tuur, Netherlands, UEL
GARDETTO Jean-Charles, Monaco, EPP/CD
GROSS Andreas, Switzerland, SOC
HANCOCK Mike, United Kingdom, ALDE
HOLOVATY Serhiy, Ukraine, ALDE
HÜBNER Johannes, Austria, NR
IVANJI Željko, Serbia, EPP/CD
JOHN-CALAME Francine, Switzerland, SOC
KOX Tiny, Netherlands, UEL
LUNDGREN Kerstin, Sweden, ALDE
MARQUET Bernard, Monaco, ALDE
MATEU PI Meritxell, Andorra, ALDE
MAURY PASQUIER Liliane, Switzerland, SOC
MÜRI Felix, Switzerland, ALDE
OMTZIGT Pieter, Netherlands, EPP/CD
PAPADIMITRIOU Elsa, Greece, EPP/CD
SCHUSTER Marina, Germany, ALDE
STRÄSSER Christoph, Germany, SOC
STUMP Doris, Switzerland, SOC
VRIES Klaas, de, Netherlands, SOC
VUČKOVIĆ Nataša, Serbia, SOC
WOHLWEND Renate, Liechtenstein, EPP/CD

Total = 28

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1. ALDE: Alliance of Liberals and Democrats for Europe
EPP/CD: Group of the European People's Party
SOC: Socialist Group
UEL: Group of the Unified European Left
NR: Representatives not belonging to a Political Group