Parliamentary Assembly
Assemblée parlementaire
https://pace.coe.int

COUNCIL OF EUROPE
CONSEIL DE L'EUROPE

Doc. 13114
25 January 2013

Mikhail Khodorkovsky and Platon Lebedev and the European Court of Human Rights

Written declaration No. 537

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.

Considering that:

– Mikhail Khodorkovsky and Platon Lebedev, Amnesty International prisoners of conscience, have been imprisoned in Russia since 2003 and convicted in two trials widely criticised as politically motivated and legally flawed;

– their case was the basis of Resolution 1418 (2005);

– Resolution 1685 (2009), on allegations of politically motivated abuses of criminal justice, cited their cases;

– Resolution 1896 (2012) stated that 'the system [in Russia] pressures judges to show loyalty to state bodies or certain officials and to take into account political considerations...the most notorious examples are the cases involving Yukos and Mr Mikhail Khodorkovsky;'

– of the four applications each has lodged to the ECtHR only one has come to judgment, which was favourable to the applicants;

– their applications alleging violations during the first trial, tabled in 2006 and 2005, respectively, remain unresolved despite Mr Lebedev having been granted priority status.

The undersigned, members of the Parliamentary Assembly:

– express their hope and confidence that the ECtHR will deliver judgment without further delay on the cases 11082/06, 13772/05 and all other outstanding applications lodged by Mr Khodorkovsky and Mr Lebedev.

Signed (see overleaf)

Signed[1]*:*

VOLONTÈ Luca, Italy, EPP/CD
BACKER Joris, Netherlands, ALDE
BARDINA PAU Josep Anton, Andorra, ALDE
BERDZENISHVILI Levan, Georgia, ALDE
BODEN Fernand, Luxembourg, EPP/CD
BOKUCHAVA Tinatin, Georgia, EPP/CD
BRASSEUR Anne, Luxembourg, ALDE
BUGNON André, Switzerland, ALDE
BULAJIĆ Svetislava, Serbia, ALDE
CHIKOVANI Irakli, Georgia, ALDE
ČIGĀNE Lolita, Latvia, EPP/CD
EL BAYED Fouzia, Morocco
FUSU Corina, Republic of Moldova, ALDE
HERKEL Andres, Estonia, EPP/CD
JAKIČ Roman, Slovenia, ALDE
KALMÁR Ferenc, Hungary, EPP/CD
KANDELAKI Giorgi, Georgia, EPP/CD
KHIDASHELI Tinatin, Georgia, ALDE
KLEPPA Magnhild Meltveit, Norway, ALDE
LĪBIŅA-EGNERE Inese, Latvia, EPP/CD
LUNDGREN Kerstin, Sweden, ALDE
MATEU PI Meritxell, Andorra, ALDE
NICHOLSON Emma, United Kingdom, ALDE
OMTZIGT Pieter, Netherlands, EPP/CD
POURBAIX-LUNDIN Marietta, de, Sweden, EPP/CD
REIMANN Maximilian, Switzerland, ALDE
SCHUSTER Marina, Germany, ALDE
STROE Ionuţ-Marian, Romania, ALDE
SZABÓ Tímea, Hungary, NR
TAKTAKISHVILI Chiora, Georgia, ALDE
VAREIKIS Egidijus, Lithuania, EPP/CD
WACH Piotr, Poland, EPP/CD
XUCLÀ Jordi, Spain, ALDE

Total = 32

---

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