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Discrimination against transgender people in Europe

Amendment¹ No. 8

In the draft resolution, paragraph 6.2.3, replace the words "remove any restrictions on the right of transgender people to remain in an existing marriage upon recognition of their gender" with the following words:

"desist from arbitrarily interfering with the right to respect for private and family life, including when the transgender person is married".

Explanatory note

The wording would imply the generalisation of same-sex marriage. It goes beyond the case-law of the ECHR and the consensus among member States. See the ECHR, in the recent case *Hämäläinen v. Finland* (no. 37359/09) judgement of 16 July 2014, as well as *Parry v. the United Kingdom* (no. 42971/05).

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