Parliamentary Assembly
Assemblée parlementaire
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COUNCIL OF EUROPE
CONSEIL DE L'EUROPE

**Doc. 14253**
25 January 2017

# Alexander Adamescu and the abuse of the European Arrest Warrant (EAW)

**Motion for a resolution**
tabled by Lord Richard BALFE and other members of the Assembly

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This motion has not been discussed in the Assembly and commits only those who have signed it

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On 13 June 2016, Mr Alexander Adamescu, a German citizen and writer, was arrested in London on a European Arrest Warrant (EAW) issued by the Romanian authorities just before he was due to speak at a public conference about the abuses of the EAW system.

Mr Adamescu is accused of alleged offences of corruption in Romania for which his father Dan Adamescu, a German citizen and businessman, received a prison sentence of four years and four months. Amongst other matters Mr Dan Adamescu is the owner of *Romania Libera*, a newspaper that has been critical of the Romanian government.

Mr Alexander Adamescu became a target after criticising Romania for the treatment of his father and bringing legal action against the country in front of an international arbitration court. A local arrest warrant was issued on 19 May 2016. The haste of the court and the extremely short time given to deliberation and decision-making leave serious doubts about the possibility for the judge to have seriously analysed the evidence and arguments that were presented to him.

Before the trial of his father took place in May 2014, the then Prime Minister of Romania made a number of statements which prejudged the guilt of Mr Adamescu.

The Parliamentary Assembly re-affirms its belief that extradition should not be politically motivated and abused in order to silence inconvenient critics and to pre-empt legal action.

The Assembly affirms its belief in the freedom of speech, the presumption of innocence, the right to a fair trial and the maintenance of human rights, and calls on all member States to ensure that these principles are scrupulously observed, and decides to look into this issue.

*Signed (see overleaf)*

*Signed*[1]*:*

BALFE Richard, United Kingdom, EC
AHMED-SHEIKH Tasmina, United Kingdom, NR
ANDERSON Donald, United Kingdom, SOC
ARIEV Volodymyr, Ukraine, EPP/CD
BESELIA Eka, Georgia, SOC
DAVIES David, United Kingdom, EC
DAVIES Geraint, United Kingdom, SOC
ECCLES Diana, United Kingdom, EC
FOULKES George, United Kingdom, SOC
GALE Roger, United Kingdom, EC
GILLAN Cheryl, United Kingdom, EC
GODSKESEN Ingebjørg, Norway, EC
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GONCHARENKO Oleksii, Ukraine, EC
HALICKI Andrzej, Poland, EPP/CD
HEER Alfred, Switzerland, ALDE
HENRIKSEN Martin, Denmark, EC
HOWELL John, United Kingdom, EC
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KROSS Eerik-Niiles, Estonia, ALDE
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McCARTHY Kerry, United Kingdom, SOC
MURRAY Ian, United Kingdom, SOC
NAGHDALYAN Hermine, Armenia, EC
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PACKALÉN Tom, Finland, EC
PODERYS Virgilijus, Lithuania, EPP/CD
SALMOND Alex, United Kingdom, NR
SHARMA Virendra, United Kingdom, SOC
SMITH Angela, United Kingdom, SOC
TAMAŠUNIENĖ Rita, Lithuania, EC
TOLHURST Kelly, United Kingdom, EC
VAREIKIS Egidijus, Lithuania, EPP/CD
VLASENKO Sergiy, Ukraine, EPP/CD
WILSON Phil, United Kingdom, SOC
WOLD Morten, Norway, EC
WOOD Mike, United Kingdom, EC
ZINGERIS Emanuelis, Lithuania, EPP/CD

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