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Support for political negotiations to enforce exchange and release of prisoners of war

Amendment¹ No. 18

Ms Olena KHOMENKO, Ukraine, European Conservatives, Patriots & Affiliates

In the draft resolution, at the end of paragraph 8, insert the following sentence:

"Any unlawful, unfair or politically motivated convictions of Ukrainian prisoners of war must not be used as grounds to delay or refuse their release, particularly following the cessation of active hostilities. Any such unjustifiable delay or refusal would constitute an additional war crime under Article 85(4)(b) of Additional Protocol I to the Geneva Conventions, entailing individual criminal responsibility."

Explanatory note

Article 115 of the Geneva Convention allows detention of convicted POWs after hostilities end, but Russia must not misuse this to justify holding Ukrainian POWs on politically motivated or fabricated charges.

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