



**Doc. 12660**  
22 June 2011

## 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*<sup>1</sup>:

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

---

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